The State of Indiana
Adams county SS:

In the Adams circuit court
September Term 1907.

Andrew Gottschalk
Administrator of the
estate of Wilson H.
Shepherd, deceased

vs

Clarence C. Shepherd
Et al.

Comes now Mary M. Snyder one of the above named defendants and for her seperate answer to the plaintiffs petition she answers and says that she admits the averments and each one thereof in the plaintiffs petition contained and she especially admits the allegation in said petition contained to the effect that she, this defendant is now the owner of a first mortgage on the following real estate in Adams county in the state of Indiana to wit: the northwest quarter of the south east quarter of section sixteen (16) in township

twenty five (25) north of range thirteen (13) east containing forty acres more or less, which said mortgage secures a promissory note dated March 16" 1903, calling for $1200.00 due five years after date, bearing five per cent interest from date, and provides for the payment of attorneys fees and signed by the plaintiffs decedent Wilson H. Shepherd, in his life time, That said real estate is a part of the real estate described in the plaintiff's petition, that this defendant is the surviving widow of William Snyder, late of said Adams county, deceased, that said note and mortgage were a part of the assetts of said decedent William Snyder deceased, That George B. Schott was the Administrator of the estate of said William Snyder, deceased that her distributive share of the personal estate of said

William Snyder deceased amounted to more than fifteen hundred dollars. That said note was by said George B. Scholl, as such administrator assigned to this defendant as a part of her distributive share of the assetts of said estate, which assignment was in writing, and said mortgage was also assigned and delivered to her by said Administrator by writing his name as such administrator on the back of said mortgage, but said assignment was not ~~recorded~~ acknowledged and this defendant received said note and mortgage in full of $1200. of her distributive share of said estate, and with the full knowledge consent and aquessance of each and all the heirs of the Estate of said William Snyder deceased, and of all of which facts the said decedent Wilson H. Shepherd had full knowledge in his life time. That the Estate of said decedent William Snyder

has been settled in full and said George B. Schott has been discharged, and was so discharged long before this defendant had been informed or knew that said assignment on said mortgage should have been acknowledged, that on the 6th day of September 1907 she filed her claim to wit: her said note and mortgage against the estate of said Wilson H. Shepherd, deceased and in the office of the clerk of this court. That the claim now pending in said clerks office and the claim mentioned in plaintiffs petition and in this answer described is one and the same claim and demand, and if said real estate be by this court ordered sold she asks that her said claim and first lien be protected and that said sum of $1200 together with the interest thereon and reasonable attorneys fees be

be declared a first lien on said real estate and that said Administrator, the plaintiff herein be ordered to pay the same out of the proceeds of the sale of said real estate and when so paid in full she requests and hereby consents that this court order and direct the clerk of this court to cancel and satisfy the said mortgage on the records in the Recorders office of said County.

D W Allison Drew

D F Keller & Son

Attys for Mary W Snyder

State of Indiana, Adams County.

In the Adams Circuit Court, November Term, 1907.

Andrew Gottschalk, executor

vs

Clarence C.Shepherd, et al.

Comes now the defendant, Abe Bierie, and for answer to the petition in this cause, he answers and says he denies each and every allegation in said petition contained.

Jacob Butcher
Attorney for
Abe Bierie Deft

State of Indiana, Adams County.

In the Adams Circuit Court, November Term, 1907.

Andrew Gottschalk, executor of

last will and testament of Wilson H.Shepherd, deceased

vs

Clarence C.Shepherd, et al.

Answer by Jospph Rich.

The defendant, Joseph Rich, for answer to the petition herein says that he owns and holds a mortgage lien to the amount of $500.00 and interest~~s~~ accrued thereon on the following described real estate in Adams County, Indiana, to-wit:

The east half of the south east quarter of the north west quarter of section sixteen, township twenty five north, range thirteen east,

and that said mortgage is a first lien on said real estate after the taxes thereon.

And he further says that he owns and holds a mortgage lien upon the following described real estate in Adams County, Indiana, to-wit:

The south west quarter of the south east quarter of of section sixteen, township twenty five north range thirteen east,

and that there is due on said mortgage the sum of $1000.00 and interest accrued thereon, and that said mortgage is a subsequent lien to the lien of taxes and a certain School Fund mortgage on said last described real estate.

And he asks that the amount of his said mortgages be determined respectively, and that the amounts thereof be declared ~~&~~ a lien on the real estate against which they exist as hereinbefore setout and that they be decreed of priority as herein stated, and that the funds arising from the sale of ~~&~~ said real estate be applied accordingly to payment of his mortgages.

Joseph Rich

State of Indiana, Adams County.

In the Adams Circuit Court, November Term, 1907.

Andrew Gottschalk, exector etc.,

vs

Clarence C.Shepherd, et al. Reply.

Comes now Andrew Gottshclak, executor of the last will and testamen of Wilson H.Shepherd, deceased, and for reply to the separate answers of the defendants, Mary Snyder, Joseph Rich && Alexander McKee and Edward Ehle, respectively, he denies each and every allegation in each of said separate annwers contained.

J. C. Dutton

Attorney for Andrew Gottschalk, executor.