

Property of
Plain Township
Historical Society

11.05.03 B

Plain Township Historical Society

No. 1.

ABSTRACT of TITLE

of

Part of the South-East quarter of Sec. 29, Tp. #11, R. #8,
in Stark County, Ohio, described as follows:

Beginning at a stake on the North line of said quarter, in the center of the Cleveland Road, thence run South 10 D. E. with the center of said road 4.00 chs. to a stake and place of beginning of said tract, thence East, parallel with the north line of said quarter 13.35 chs. to a stake, then south 2.02 chs. thence west parallel with the north line of said quarter ~~line~~ 12.87 chs. to the center of said road, thence north 10 deg. W. with the center of said road 2.08 1/4 chs. to the place of beginning, containing 2.65 acres.

No. 2.

If the wife joins in the granting clause of any conveyance herein, her name is written in full in the section of this ABSTRACT in which such conveyance appears, as in Sec. 4, below. If she only releases power, her given name only appears, as in Sec. 5 below.

All conveyances herein show attestation by two (2) witnesses, and (if instrument executed prior to March 19th, 1897,) separate examination of wife, unless otherwise stated in the section.

No. 3.

James Madison,
Pres. U.S.
to
Mathias Springer.

Patent.
Date Oct. 1, 1811.
Rec. Nov. 7, 1814.
Vol. "B", P. 588.
Recorders Office, Stark Co. O.

Conveys and confirms unto said grantee his heirs and assigns, the south east quarter of Sec. 29, Tp. 11, R. 8, of lands by act of Congress, directed to be sold at Steubenville, Ohio.

No. 4.

Mathias Springer, and
Susannah Springer,
his wife,
to
John Arentz.

Warranty Deed \$1440.
Duly Ackd. Aug. 19, 1826.
Rec. March 6, 1828.
Vol. "G", P. 317.
Geo. Erdly A.J. Col. Co. O.

Conveys to said grantee, his heirs and assigns, the following tract or parcel of land, lying and being in Stark County, O., in Lot or Section #29, Tp. 11, R. 8, in the District of land offered for sale at Steubenville, the part hereby conveyed being the south east quarter of said Sec. 29 of Tp. 11, R. 8, for which said quarter, a Patent was granted to said Mathias Springer on Oct. 1, 1811.

No. 5.

John Arentz, and
Elizabeth, his wife,
to
Robert Owens,

Warranty Deed \$204.64 1/2
Duly Ackd. Apr. 11, 1827.
Rec. Aug. 30, 1827.
Vol. "G", P. 74.
Geo. Dunbar J.P. Stark Co. O.

Conveys to said grantee his heirs and assigns, part of the south east quarter of Sec. 29, Tp. 11, R. 8, Stark County, Ohio, being Lot #11, beginning 120 66/10 P. north of the south east corner of said section, 29, thence west 81 4/10 P. to the state road leading from Canton to Cleveland, thence 45 deg. N. 17 deg. W. 87 1/2 deg. N. 13 1/2 P. to the corner of said quarter section, thence east 88 4/10 P. to the north east corner of said quarter section, thence along the south on said section line 28 8/10 P. to the beginning 15 acres one quarter and 10 P's. Includes said 2.65 acre tract.

No. 6.

Robert Owens, and
Martha, his wife,
to
Nicholas Weckerle.

Warranty Deed \$120.
Duly Ack. May 10, 1831.
Rec. May 11, 1831.
Vol. "I", P. 286.
Geo. Dunbar J.P. Stark Co. O.

Conveys to grantee his heirs and assigns, part of said quarter section described as follows: beginning at the north east corner of said quarter, thence west by lands of Weaver 88 4/10 P. to the road leading from Canton to Cleveland, thence southwardly along the east side of said road to the corner of a lot of land, part of said quarter section heretofore sold by the said Owens to Silas Sweeney, thence east by lands of said Sweeney to the line of said quarter section, thence north along said line to the place of beginning 10 1/4 acres. Includes part of said tract.

No. 7.

No conveyance of said 10 1/4 acre tract by said Nicholas Weckerle appears of Record in the Recorders Office of Stark County, Ohio.

No. 8.

No conveyance from Robert Owens of the balance of said 15 acre tract appears of Record in the Stark County Recorders office. But see description noted in Sec. 8 above, where it is stated that the south line of the tract therein conveyed, is the north line of a tract theretofore conveyed by said Owens to Silas Sweeney.

No. 9.

Balas Sweeney, and
Jane Sweeney,
his wife,
to
Andrew Lahanan.

Warranty Deed \$85.
Dated March 31, 1831.
Duly Ackd. April 9, 1831.
Rec. April 22, 1831.
Vol. "I", P. 248.
James McCracken J.P. Crawford Co. O.

Conveys to said grantee his heirs and assigns part of said quarter beginning at 230 00/10 P. N. from the south east corner of said quarter, thence west 81 4/10 P. to the state road leading from Canton to Cleveland, thence along the east side of said road northward a sufficient distance that will inclose 5 acres of land (by running a parallel eastward line with the aforesaid line of 81 4/10 P.) thence east to the aforesaid line of Sec. 30 thence south to the place of beginning, containing 5 acres.

No. 10.

Andrew Lahanan, and
Maria Eve, his wife,
to
Maria Eve Weckerley.

Warranty Deed \$165.
Duly Ackd. June 8, 1835.
Rec. Dec. 19, 1835.
Vol. "H", P. 700.
Geo. Dunbar J.P. Stark Co. O.

Conveys to said grantee her heirs and assigns, a tract of 5 acres of land by the same description as in Sec. 9 above exactly, except that it is herein described as being part of the south east quarter of Sec. 20 instead of Sec. 21.

No. 11.

No conveyance of said 5 acre tract by said Maria Eve Wackerly appears of Record in the Recorders Office of Stark County, Ohio.

No. 12.

No conveyance to the grantors in Sec. 13 below of the tract thereby conveyed appears of Record in Stark County, Ohio.

No. 13.

Wendel Wackerly,
Henry Weckerly, and
George Long, and
Magdalena Long, his wife,
Martin Wentz, and
Mary Ann Wentz,
his wife,
to
John Wackerly.

Warranty Deed \$500.
Dated April 25, 1860.
Rec. April 6, 1863.
Vol 76, P. 501.

Duly Ackd. by Wendel Wackerly and Henry Wackerly Apr. 25, 1860, Louis Schaefer N.P. Stark Co. O.

Duly Ackd. by George Long and Magdalena Long (No date) Geo. A. Barnes N.P. Williams Co. Ohio.

Ackd. by Martin Wentz and Mary Ann Wentz July 17, 1860, John Barnes N.P. Scott Co. Missouri.

The execution of all of grantors duly attested by two witnesses each, except in case of Martin and Mary Ann Wentz, which shows no witness.

Conveys to said grantee his heirs and assigns said 10 1/4 acre tract described as in Sec. 6 above, and said 5 acre tract described as in Sec. 10 above.

No. 14.

John Wackerly, and
Anna Catherine, his wife,
to
George Wise.

Warranty Deed \$3000.
Duly Ackd. June 1, 1873.
Rec. Sept. 13, 1873.
Vol. 119, P. 405.
A. Pontius N.P. Stark Co. O.

Conveys to said grantee his heirs and assigns said 10 1/4 acre tract described as in Sec. 8 above, and said 5 acre tract described as in Sec. 9 above, except that the place of beginning of said 5 acre tract is herein given as 32.86 chs. north from the south east corner of said Sec. instead of 122.86/10 P.

No.15.

George Wise, and
Eliz beth R., his wife,
to
Silas Saeger.

Warranty Deed \$2750.
Duly Ackd. May 28, 1878.
Rec. June 15, 1878.
Vol. 155, P. 820.
George Holtz J.P. Stark Co.O.

Conveys to said grantee his heirs and assigns said 10 1/4 acre tract described as in Sec. 6 above, and said 5 acre tract described as in Sec. 14 and as adjoining said 10 1/4 acre tract on its south side.

No.16.

Silas Saeger's
Estate.

Adm'rs. Dec. "H", P. 326.
Probate Office, Stark Co.O.
1893, Jan. 31, Application and Re-
commendation of
heirs filed.
1893, Mch. 31, Abraham A. Grable
Administrator.
1893, Mch. 31, Bond filed and ap-
proved, and letters
issued.
1893, Apr. 20, Inventory and ap-
praisment filed.
1893, Apr. 20, Sale Bill filed.

Costs \$120.

No.17.

The Application for the appointment of said administrator, is signed by Abraham A. Grable, who says that said Silas Saeger died intestate, leaving no widow, and the following children Daniel Saeger, Isaac Saeger, Mary Saeger, Samuel Saeger of Canton, Ohio, and Henrietta Shearer of White City, Kan., and that they are all of age.

Proof of Publication of Notice of the appointment of said administrator, has not yet been filed.

No.18.

The real estate of said deceased described as a tract of land containing 2.65 acres, was appraised at \$1650. See Rec. of Inventories, Vol. 13, P. 449, Probate Office, Stark Co.O.

Probate Court,
Stark County, Ohio.

App. Doc. "G", P. 3.

APPLICATION TO SELL.

REAL ESTATE.

Abraham Grable,
Adminstr. of
Silas Saeger,
deceased, Pltf.

vs

Daniel Saeger,
Isaac Saeger,
Henrietta Shearer,
Mary Saeger, and
Samuel Saeger
deft.

1893, Apr. 23, Petition filed.

1893, Apr. 23, Waiver of Summons &
consent to sell of
all debts. filed.

1893, Apr. 24, Hearing Public sale
ordered upon apprst.
contained in Inventory
(See Jor. "S", P. 250.

1893, Apr. 22, Order of Public Sale
issued.

1893, May 22, Proof of Public filed.

1893, May 22, Order of Public Sale
returned. Premises
sold to Basel Fulmer
and Geo. Fulmer for
\$1375.

1893, May 22, Sale approved and
Deed ordered and
Distribution ordered.
Jor. "S", P. 347.

Costs not paid.

The Petition represents that debts of decedant in the sum of \$978. have been presented for allowance, that costs of administrator will be \$200. that the personal estate of deceased is but \$100. that said Silas Saeger died seized of part of said quarter, containing 2.65 acres, beginning at a stake on the N. line of said quarter, in the center of the Cleveland road, thence south 10 deg. E. with the center of said road 4.00 chs. to a stake and place of beginning for the tract to be conveyed, thence E. parallel with the north line of said quarter 13.33 chs. to a stake, thence S. 2.02 chs., thence W. parallel with quarter line 12.27 chs. to the center of said road, thence with the center of said road north to the place of beginning, containing 2.65

That said deceased left said above named defendants, his only children and only heirs and legal representatives, having the next estate of inheritance. Prays the Court to authorize and order said Admrs. to sell said real estate according to statute.

All of defendants waive issuing and service of summons, enter their appearances as such defendants, and consent to sale of said real estate as prayed in the Petition.

The Jort' entry shows finding of said Court that defendants have each waived issuance and service of summons entered their appearances as such defendants, and consented to sale as prayed: that it is necessary to sell said real estate to pay debts of deceased, and shows approval and confirmation of the appraisment of said premises as shown in the inventory made by freeholders heretofore appointed by this court: also show order directing said administrator to proceed to advertise and sell said premises at public sale for not less than 2/3 of said appraised value. Terms 1/2 cash, balance in one year from day of sale, with interest from day of sale to be secured by mortgage on said lands.

The return of order of sale of said premises, shows "sold to Basel Fulmer and George Fulmer for \$1375. half cash, balance in one year with interest, to be secured by mortgage".

Jour. "S", P. 547, shows said return of sale approved and confirmed and deed orders.

Proof of notice of sale by publication, is filed with papers in this case.

No. 20.

There is no Deed of Record at this date from said Administrator conveying said 2.65 acre tract to any one.

LEASERS.

No. 21.

George Wise.
to
J A Borst

Lease.
Dated & Ackd. Nov. 3, 1873.
Rec. Mch. 15, 1874.
Lease Rec. 2, P. 94.

Term 25 years. Coal and other mineral or vegetable substance or deposit underlying said 15 1/4 acres. And the right to mine and remove same, and to use railroads and fixtures thereon in mining and removing coal from said lands and from other lands after same is exhausted under this tract.

L I E N S .

No. 22.

Robert Owens,
to
Robert P. Simmons.

Mortgage \$253.
Dated Oct. 14th, 1829.
Rec. March 22, 1830.
Vol. "H", P. 579.
Not canceled.

Said 15 1/4 acre tract.

To secure said grantee as security on the note of said grantor of said date, in favor of Almon Sortwell payable on or before May 1st, 1829.

No. 23.

George Wise,
to
John Wackerly.

Mortgage \$2000.
Date June 1, 1872.
Vol. 120, P. 269.
Canceled.

No. 24.

George Wise, and
Elizabeth R., his wife,
to
Magdalena Steel.

Mortgage \$500.
Date Feb. 17, 1873.
Vol. 125, P. 22.

Canceled Sept. 23, 1889, by "Andrew Pontius executor of the estate of Magdalena Steel Deceased" (See Adm'rs. Doc. "F" P. 83.)

No. 25.

Silas Saeger,
to
George Wise.

Mortgage \$1750.
Date May 28, 1878.
Vol. 162, P. 21.

Two of the notes \$250. each, were assigned Jan. 12, 1880, by George Wise to Isaac Harter and Sons.

Margin of said Record also shows cancellation in usual form Sept. 6/7, 1882, signed by George Wise. Also shows the following: "Canton, Ohio, Sept. 8, 1882, we have no right, title or interest in the two notes described in the above assignment. Isaac Harter and Sons. Attest. J.E. Daugherty Recorder."

This mortgage is
Canceled by Isaac Warstler Admin.
of Daniel Warstler
May 1871-1873
H.L. Gibran.
Adminstrator

No. 26.

Silas Saeger,
to
Daniel Warstler.

Mortgage \$200.
Date July 23, 1879.
Vol. 162, P. 450.

Cancelled Sept. 6", 1898, by Israel Warstler, administrator
of Daniel Warstler deceased. (See Adm'rs. Dec. "G", P. 373.)

The Administration Dec. referred to, shows that Isaac
Warstler and not Israel Warstler, was the appointed admin-
istrator of Daniel Warstler.

No. 27.

Silas Saeger, and
Sarah, his wife,
to
Samuel Sell.

Mortgage \$420.
Date Dec. 31, 1881.
Vol. 181, P. 90.
Cancelled.

No. 28.

Silas Saeger,
to
John Schlott.

Mortgage \$331.
Date March 29", 1882.
Vol. 184, P. 38.
Cancelled.

No. 29.

Silas Saeger,
to
John Schlott.

Mortgage \$272.
Date April 1, 1885.
Vol. 212, P. 89.
Cancelled.

No. 30.

Silas Saeger, and
Sarah, his wife,
to
Jacob Harmon.

Mortgage \$500.
Date April 4th, 1885.
Vol. 212, P. 223.
Cancelled.

No. 31.

There are no Mechanics Liens.

No. 32.

Taxes paid to and including the June 1893 payment, on Tax Dup. in name of Silas Saeger, and described as 2 acres N.P. S.E. Quarter Sec. 20, Plain Tp.

No. 33.

There are no Foreign Executions.

No. 34.

Transcript Doc. 11, P. 72, Clerks Office Court of Com. Pleas, Stark County, Ohio, shows transcript from Doc. of Geo. Holtz J.P. Plain Tp. filed March 28, 1893, Henry Kloss vs Silas Saeger. Amount of Judgment \$27.35 Costs \$2.85; interest from date Nov. 24, 1888.

No. 35.

Transcript Doc. 11, P. 73, Clerks Office, Court of Com. Pleas, Stark County, Ohio, shows transcript from Doc. of Geo. Holtz J.P. Plain Tp. filed March 28, 1893. Henry Kloss vs Samuel Saeger and Silas Saeger. Amount of Judgment \$115.74; Costs \$4.05 interest from Nov. 28, 1888.

No. 36.

There are no other Judgments that are Liens on said land.

I hereby certify that the foregoing ABSTRACT OF TITLE consisting of Thirty Six (36) Sections, was by me collated from the Official Records of Stark County, Ohio, and that I believe the same is correct, and shows every instrument of record affecting the title of said premises, as shown by the general indexes in the various County Offices of Stark County, Ohio.

Canton, Ohio.
May 23rd, 1893.

H. L. Gibson
Abstracter.