

No. 176

Hamilton County Probate Court

In the matter of the testa-
mentary trust under Ethan
Stone's will in favor of
Storrs township.

Entry accepting resignation.

Euler *hender*
jud

Apr 28-13

ENTERED

APR 28 1913
Vol. 271
Page 226

Hamilton County Probate Court

No. 176

In the matter of the testamentary trust
under Ethan Stone's will in favor of
Storrs township.

Entry accepting resignation of F. Tischbein.

This day this matter came on to be heard upon the resignation of
F. Tischbein trustee herein, on consideration whereof and for good
cause shown, said resignation is hereby accepted and said F. Tisch-
bein is directed to file his account forthwith.

No. 176

Hamilton County Probate Court

In the matter of the testa-
mentary trust under Ethan
Stone's will in favor of Ston
township.

Resignation of trustee.

File Lueders
Judge

Apr 28-13

FILED

APR 28 1913

WILLIAM H. LUEDERS,

Probate Judge & Ex-Office Clerk,

By P. J. BEALE,

Deputy Clerk

X

Hamilton County Probate Court

No. 176

In the matter of the testamentary
trust under Ethan Stone's will in
favor of Storrs township.

Resignation of Trustee.

Now comes F. Tischbein trustee herein and hereby tenders his
resignation as such trustee;

F. Tischbein
Trustee

71 + No 176
San Probate Court

In the matter of
the Estate of
Chas. H. H. dec'd

Seventh Annual
Account of F. Fisch-
bein trustee

Filed & indexed
APR 29 1913

WILLIAM H. LUEDERS,
Probate Judge & Ex-Officio Clerk

Chas. H. H.
Deputy Clerk

Min. 4/5/13 Vol. 271

Allowed and confirmed
May 28th 1913

Recorded in Vol. 172 Page 175

Fischbein & Fischbein ATTORNEYS

Hamilton County Probate Court - No 176

F. Tischbire Trustee under the last will
and testament of Ethan Howe deceased,
In account with said Estate.

and Final
Seventh Account. Dr

To amount of Collections of ground rent
for the years 1908, 1909, 1910, 1911 and 1912
including interest on \$1000⁰⁰ - condemnation
money received of Hamilton County Probate
Court in case No 4899 of Mary A. Rosnebaum
Leasehold. Cash Book 78 paid 565 invested
in 3 1/2% City Water Works Bonds, to wit:

For the year 1908, 1

of Baltimore & Ohio S.W.R.R.	422.75
" Louis Backholt	6.00
" H. Flade	1.00
" Caroline Runyes	3.00
" F. A. Schmidt	20.00
" do	12.50
" H. Casterman	5.50
" L. Niewind	26.00
" Mrs. Schepers	3.00
" Aug. E. Landau	5.00
" Louis Koenig	3.00
" Philippus Grossman	2.50
" Blanche Goodhue	7.50
" J. F. Smith	13.12
" Elizabeth Taylor	10.93
" R. M. Kuerze	18.00

of George Schneider	5.00
" Mark Smith	13.00
" H. Hapham	13.00
" Fred Manner	1.25
" Mary Schaeff	18.00
" do	10.00
" John J. Fischer	10.00
" Rich Gabriel Jr	5.00
" do	1.50
" A. D. Goodhue	22.50
" Christ Priest	15.00
" Francis Jung	5.00
" Martin Frey	24.00
" do	15.00
" H. Arning	17.00
" J. Willig	6.00
" F. Hensman	12.50
" Cath Schwarber	28.00
" Maggie Menninger	2.00
" John Sharon Est	9.38
" Thos J. Barkley	4.00
" Barbara Price	20.00
" Emma R. McFarlan	9.80
" Thos J. Gallagher	2.60
" Jacob Schappert	4.50
" Eliz. Schumacher	2.50
" M. Schmidt Estate	13.00
" Mary Klein	5.00
" J. H. Grueter	4.00
" Joseph Stull	5.00
" Anna Seddon	5.00

422.75 *

6.00 ✓

1.00 ✓

3.00 ✓

30.00 ✓

12.50 ✓

5.50 ✓

26.00 ✓

5.00 ✓

5.00 ✓

3.00 ✓

2.50 ✓

7.50 ✓

13.12 ✓

10.00 ✓

18.00 ✓

5.00 ✓

13.00 ✓

13.00 ✓

13.00 ✓

12.50 ✓

16.00 ✓

10.00 ✓

10.00 ✓

5.00 ✓

1.50 ✓

22.50 ✓

15.00 ✓

5.00 ✓

24.00 ✓

15.00 ✓

17.00 ✓

6.00 ✓

12.50 ✓

28.00 ✓

7.00 ✓

9.38 ✓

4.00 ✓

50.00 ✓

9.80 ✓

2.60 ✓

4.50 ✓

7.50 ✓

13.00 ✓

5.00 ✓

4.50 ✓

5.00 ✓

5.00 ✓

60.00 ✓

20.00 ✓

2.06 ✓

35.00 ✓

1014.96*

42 2.75 *

3.00
3.00
1 3.00
1 3.00
1 0.00
3.50
3.70
1.00
3.00
3.50
4 2.50
4.00
3.00
3.00
2 0.00
3.25
3.00
7.50
1 0.00
1 3.00
6.00
1 3.12
1 0.00
1 7.00
1.50
6.00
1 3.00
3.00
1.50
2 4.00
1 3.00
7.00
1 3.00
2 3.00
2 0.00
3 2.50
4.25
3 3.00
2.25
3 0.00
1 5.10
6.00
1 2.50
1 2.50
3.00
6.50
9.33
9.80
1 6.00
4.50
3.00
2 0.00
2.25
2.60
7.50
1.00
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5.00
6 0.00
3 5.00

1126.45*

2 6.00
1 3.12
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9.33
1 2.50
4.25
5.00
3 0.00
1 5.00
1 5.10
1 5.00
7.00
5.00
9.00
1 0.00
1 8.00
1 2.50
4.50
4.00
7.50
3.00
5.00
2 0.00
3 0.00
6 0.00
8.60
3 5.00

1.10195*

of Frank Goodhue	22.50
" Leath Schwarber	28.00
" F. Hausman	12.50
" Mrs Mary Bierman	3.00
" H. Arning	17.00
" Mich Smith	13.00
" John Tharan	9.38
" Frank Sedler	12.50
" Jas Dalton	4.25
" Mrs Jung	5.00
" Barbara Rice	20.00
" Chris Dist	15.00
" City of Cincinnati	15.70
" Louisa Huxal	13.00
" M. Menninger	2.00
" Mary Klein	5.00
" Emma McFarlan	9.80
" J. D. Rogers	10.00
" R. M. Kuerze	18.00
" Mrs Sedler	12.50
" Jacob Schappert	4.00
" Thos J. Darkey	4.00
" Elizabeth Schumacher	2.50
" Josie Hull	5.00
" Agnes Sedler	5.00
" Michael Witz	20.00
" Sarah V. Jones	20.00
" H. H. Hess	60.00
" Thos J. Gallagher	2.60
" Reinlaun. 3/4 print out trust fund	25.00
Total + 1 H.	

For the year 1911:

J. C. Rogers	5 00
" Cath Schwarber	28 00
" Emma McFarlan	11 30
" H. Klostermann	5 50
" Elizabeth Taylor	10 00
" Maggie Menninger	7 00
" Jessie L. Howden	2 25
" Chas Koenig	3 00
" Louis Dockholt	6 00
" Thomas J. Gallagher	2 60
" F. A. Schmidt	11 25
" Geo H. Huhmann	8 25
" L. Niewind	26 00
" Wm. Schepers	3 00
" Wm. Stephan	20 00
" Julia E. Malsey	8 70
" Geo Schneider	5 00
" H. Grossman	2 60
" Caroline Runger	3 00
" Herman Flade	1 00
" Mary Schuell	28 00
" John J. Fischer	10 00
" Martin Frey	24 00
" do	15 00
" Baltimore & Ohio S. W. R. R.	422 75
" Blanche Goodhue	7 50
" J. F. Smith	13 12
" Bertha Rossmann	12 00
" Frank Goodhue	22 50
" Fred Maurus	1 25

of Michael Smith	13 00
" Aug E. Landen	5 00
" Q. Willig	6 00
" H. Arning	17 00
" Chris Dietz	15 00
" C. F. Hornberger	7 50
" W. F. Hausman	12 50
" Harriet Koller	13 00
" Frank Sedler	12 50
" Mary Klein	5 00
" Rich Gabriel	6 50
" Jacob Schappert	4 50
" John Tharow	9 38
" Mrs Jung	5 00
" Sarah V Jones	12 00
" City of Cincinnati	15 10
" Barbara Price	20 00
" R. M. Kuerye	18 00
" Thos J. Barkley	4 00
" E. N. Clingman	4 50
" John C. Rogers	5 00
" Michael Witz	20 00
" Elizabeth Schumacher	7 50
" Thos J. Gallagher	2 60
" Jorie Stull	5 00
" Agnes Sedler	5 00
" H. H. Hess	6 00
" Rounsbaum, 3 1/2% int. trust fund	35 00
Total Amount for the year 1911	1091.27

For the year 1912:		
of Baltimore & Ohio S.W.R.R.		42275
" H. Flade		1 00
" F. A. Schmidt		11 25
" Sarah L. Jones		12 00
" Cath Schwarber		28 00
" Wm Schepers		3 00
" K. C. Cesternan		5 50
" C. F. Hornberger		1 25
" Ella F. Barr		13 12
" Wm Stephan		30 00
" Louis Dockholt		6 00
" Julia E. Maley		8 70
" Geo H. Kuhlmann		8 25
" Blanche Goodhue		2 50
" Mary Schnell		28 00
" Geo Schneider		5 00
" Ph. Grossman		2 30
" J. J. Fischer		10 00
" Chas Koenig		6 00
" L. Niewind		26 00
" J. L. Howdard		2 25
" Mary Frey		39 00
" D. Rossman		13 00
" Elizabeth Taylor		10 00
" Aug E. Landau		5 00
" Michael Smith		13 00
" Fred Mannes		1 25
" R. M. Kuerge		18 00
" A. Willig		6 00
" Emma R. McFarlan		11 30

of W. F. Barkley	4.00
" Frances Jung	5.00
" Chris Bist	15.00
" E. H. Klingman	2.25
" Herman Arning	17.00
" Maggie Menninger	7.00
" Mary Bierman	4.50
" F. D. Goodhue	22.50
" Harriet Holler	13.00
" R. Gabriel	6.50
" F. Hausmann	12.50
" Frank Sedler	12.50
" Michael Witz	20.00
" City of Cincinnati	15.10
" Mary Klein	5.00
" Barbara Price	20.00
" Wm Sedler	25.00
" Jacob Schappach	4.50
" J. C. Rogers	10.00
" Elizabeth Krumacher	7.50
" H. H. Hess	60.00
" Josie Stull	5.00
" Agnes Sedler	5.00
" John Sharon	9.38
" Pennsbauer - 3 1/2 % int - trust fund	35.00
Total amount for the year 1912	1107.00

Re. capitulation of Receipts.

For the year 1908	1084.96
" " " 1909-	1126.45
" " " 1910-	1101.95
" " " 1911.	1091.97
" " " 1912-	1107.85
Total	<u>\$5443.18</u>

Cr:

By amt paid Tischbein-Tischbein collections.	600.00	✓
" " " do Atty fees &	200.00	✓
" " " do Post expenses 3	33.18	✓
" " in hands of trustee for ministerial fund for the years 1908, 1909, 1910, 1911 and 1912	200.00	
By amt paid Cincinnati Orphan Asylum &	100.00	✓
" " " do	5 100.00	✓
" " " do	6 100.00	✓
" " " do	7 100.00	✓
" " " do	8 100.00	✓
" " " Widows Home & Asylum for the years 1908, 1909, 1910 & 1911. 9	240.00	✓
" amt paid Widows Home & Asylum for 1912 10	60.00	✓
" " " St Martin Church Church Fund 11	200.00	✓
" " " do 12	150.00	✓
" " " do 13	200.00	✓
" " " do 14	150.00	✓
" " " do 15	200.00	✓
" " " do 16	150.00	✓
" " " do 17	200.00	✓
Amount carried forward	3083.18	

Amount Brought over				3083.18
By amt paid	St Martin Church	Church Fund	18	150.00
"	"	do	19	250.00
"	"	do	20	150.00
"	"	Rev. Emil Baun	Labo Fund	21 100.00
"	"	Rev. Emil Baun	School Fund	22 75.00
"	"	do	23	100.00
"	"	do	24	75.00
"	"	do	25	100.00
"	"	do	26	75.00
"	"	do	27	100.00
"	"	do	28	75.00
"	"	do	29	125.00
"	"	do	30	75.00
"	"	Rev. C. H. Clark	do	31 100.00
"	"	do	32	75.00
"	"	do	33	100.00
"	"	do	34	75.00
"	"	do	35	100.00
"	"	do	36	75.00
By amt paid	Rev. H. F. Martin	do	37	100.00
"	"	do	38	75.00
"	"	do	39	125.00
"	"	do	40	75.00

Total Disbursements \$ 5433.18
 " " of Balance pd to A. L. Tubb ^{4 1/2} 10.00
 Dr: 5443.18

To amt in hands of trustee due against:

Original fund for the years 1904 to 1912 ^{To 1909 and} 360.00
 as shown in former accounts 160.00
 for the years 1908 to 1914 ^{to 1909 and 1910} 200.00
 " amt of two Cent. Water Works Bonds 360.00

✓ at \$ 500.00

1000.00 / 360.00

The within recd this day

published in Church Apr 24-13 ^{hundred} books

G. Tischbein Trustee under the last will & testament of Ethan Stone Decd.

An account with the Poor Fund of said estate.

Dr:

To amt of balance on hand as per with account

1.07

" amt of ground rents collected of the Horae Bushnell leasehold for the benefit of the Poor of Starrs township for the years

1908, 1909, 1910, 1911 & 1912 at \$58.00 290.00

\$ 291.07

Cr:

By amt paid	Ed Cors	1	1.07	20.50
"	"	"	E. Fortuneller	2 19.50
"	"	"	G. H. Feldkamp	3 21.00
"	"	"	Ed Cors	✓ 4 21.00
"	"	"	Jos Sedler	5 6.75
"	"	"	Fred Smith	✓ 6 30.00
"	"	"	L. Fortuneller	✓ 7 24.00
"	"	"	Geo Embelhoff	✓ 8 1.75
"	"	"	J. W. Schafer & Co	✓ 9 3.10
"	"	"	L. V. Smith	✓ 10 3.25
"	"	"	Ed Cors	✓ 11 24.00
"	"	"	F. A. Smith	✓ 12 24.00
"	"	"	E. Fortuneller	✓ 13 24.00
"	"	"	L. V. Smith	✓ 14 6.75
"	"	"	Henry Schatz	✓ 15 3.25
"	"	"	Jos D. Geiser	✓ 16 14.00
"	"	"	Ed H. Cors	✓ 17 13.80
"	"	"	Mrs E. Fortuneller	✓ 18 12.00
Total				291.07

To amount brought over
By amt of balance of Poor Fund
on hand

272.65

18.42

291.07

Dr

1913
April 1 To amount of balance of Poor
Fund on hand as shown
above

18.42

Cr:

By amount paid Fischbein
a Fischbein fee for collection 19.

18.42 ✓

Form 571-3M-1-08

THE STATE OF OHIO, } ss.
HAMILTON COUNTY,

a Notary Public

Personally appeared before me the undersigned, ~~Judge of the Probate Court,~~
in and for the said County, ~~F. Fischbein Trustee~~

~~Guardian of the Person and estate of~~ under the last
will & testament of ~~Ottav Stoney~~
~~deceased~~ ~~manor~~ ~~who~~ who, upon

oath ~~deposeth and saith, that the annexed~~ ACCOUNT of the
Personal Property, and also the income of the real estate of said ~~manor~~ ~~trustee~~
~~ship~~ is in all respects just and true according to the best of ~~his~~ knowledge

Sworn to and Subscribed before
me this 29th day of April

A D 1913

A. B. Fischbein

By Notary Public
DEPUTY CLERK

F. Fischbein

No. 176..

Hamilton County Probate Court.

In the matter of the estate
of

Ethan Stone dec'd

Report of A.L. Tischbein trustee
of election held under the will
of Ethan Stone deceased October
6, 1913:

~~E. J. Stone~~
1913 for
80000 TW \$

Probate Judge & Ex-Officio Clerk
by A. L. Tischbein
Deputy Clerk

Tischbein & Tischbein ATTORNEYS

Personally appeared before me, a Notary Public, in and for Hamilton County, Gerh. Huelseman for Publishers of the CINCINNATI VOLKSBLATT,

who, being duly sworn, says that the annexed Advertisement was published in the

CINCINNATI DAILY VOLKSBLATT,

a Newspaper printed, and of general circulation in said county, once a week, for three consecutive weeks, prior to the 6th day of October A D. 19 13, commencing on the 12th day of September

previously and that each insertion was upon the same day of the week, viz: Friday. Affiant further says that a Daily and Weekly Edition of said Newspaper is published, and that the circulation of the Daily in this County exceeds that of the Weekly, and that the cost of publication in the Daily does not exceed that of the Weekly.

Gerh. Huelseman

Charges, \$.40

Sworn to and subscribed before me, this 30th day of

September 19 13

Chas. Runge

Notary Public.

in and for Hamilton County
Ohio

Notiz an die protestantischen Kommunitanten von Storrs Township.

Es wird hierdurch bekannt gemacht, das die nächste Wahl unter dem letzten Willen und Testament des verstorbenen Eiban Stone, um zu bestimmen, welcher Denomination von protestantischen Christen in Storrs Township während der nächsten zehn Jahre der von besagtem Eiban Stone für die Unterstützung der protestantischen Religion in besagtem Township ausgesetzte Fond zufallen soll, am Montag, den 6. Oktober 1913, von Mittags bis 8 Uhr Abends, stattfindet in den folgenden Stimmzügen:—

In dem Schulzimmer der Storrs Congregational Kirche an der Kreuzung von Warsaw und State Avenues.

In dem Schulzimmer der Ersten deutschen protestantischen Kirche von Price Hill, No. 937 McWherson Avenue.

Albert R. Lischstein,
Trustee unter dem Testament des verstorbenen Eiban Stone.

12, 19, 26

Hamilton County, Ohio,

County, Ohio, *Henry Weil* Personally appeared before me, a Notary Public, in and for Hamilton County, Ohio, *Henry Weil* for publishers of THE CINCINNATI ENQUIRER, who

being duly sworn, says that the annexed Advertisement was published in The Cincinnati Enquirer, a Daily Newspaper printed, and of general circulation, in said county and state, *Once a week for three consecutive weeks* commencing on the *12th* day of *September* A D 1913.

and that each insertion was upon the same day of the week, viz Friday

Charges { Adv'g - 6.00
Affidavit - .40
\$ 6.40

Henry Weil

Sworn to and subscribed before me this *26th* day

September 1913.

Edward Flicker

Hamilton County, Ohio.

NOTICE TO THE PROTESTANT COMMUNICANTS OF STORRS TOWNSHIP.

Notice is hereby given that the next election under the last will and testament of Ethan Stone, deceased, for determining to what denomination of Protestant Christians in Storrs Township the fund devised by said Ethan Stone for the support of the Protestant religion in said township shall be appropriated for the next ten years will be held on MONDAY OCTOBER 6 1913 from noon until 8 o'clock p m, at the following polls of election

At the schoolroom of the German Evangelical Protestant Church of Storrs Township known as St Martini Church, No 2652 West Sixth street

At the schoolroom of the Storrs Congregational Church, at the junction of Warsaw and State avenues

At the schoolroom of the First German Protestant Church of Price Hill, No 947 McPherson avenue

ALBERT L TISCHBEIN, Trustee under the will of Ethan Stone, deceased.

Hamilton County Probate Court

No. 176

In the matter of the estate
of
Ethan Stone deceased.

Report of trustee of Election held under said will Oct 6, 1913
The undersigned A.L. Tischbein trustee under the will of Ethan Stone deceased respectfully reports, that in accordance with the order of the Common Pleas Court in the case of Frederick Tischbein trustee against St. Martini German Protestant Evangelical Church et al No. 95351 he gave notice of the decennial election held October 6, 1913 provided for in said will, by duly advertizing the same of which proof of publication is herewith attached, for three weeks preceding said election in the Cincinnati Enquirer and Cincinnati Volksblatt, papers of general circulation in Hamilton County; that said election was duly held under said notice at the time and places therein specified and from the poll books, tally sheets and report returned to him by the judges and clerks of the election at the polls there were 2136 votes cast, of which 1156 votes were for The German Evangelical Protestant Denomination and 980 votes were for Storrs Congregational Church, the said The German Evangelical Protestant Denomination and Storrs Congregational Church being the only participants in said election.

All of which is respectfully submitted.

A. L. Tischbein

Trustee.

176.

HAMILTON COUNTY PROBATE COURT.

IN RE ESTATE OF
ETHAN STONE, DECEASED.

ENTRY SUGGESTING DEATH OF JOHN
MAGLY, TRUSTEE.

Enter Linder

Lech 2-13

high

ENTERED

OCT 2 1913

Min. Vol. 273

Page 327

Don & Pirely, attys.

X

HAMILTON COUNTY PROBATE COURT.

IN RE ESTATE OF

ETHAN STONE, DECEASED.

(
)
(176 .
)

(ENTRY SUGGESTING DEATH OF
) JOHN MAEGLY, TRUSTEE.
(

Now comes Charles Foidner, Jr., and suggests to the Court the death of John Maegly, heretofore appointed as administrator, d. b. n. and trustee under the will of Ethan Stone deceased, and represents to the Court that it is necessary that a successor to said John Maegly, as trustee under said will, should be appointed.

Charles Foidner, Jr.

Hamilton County Probate Court.

the matter of the estate of

Ethan Stone dec'd

Application of A. L. Tischbein
Trustee for re-investment.

*File under
Ethan Stone - 176*

WILLIAM H. GUEDERS,

Probate Judge & Office Clerk
By *[Signature]* Deputy Clerk

*Tischbein & Tischbein
Attys*

Hamilton County Probate Court

No. 176

In the matter of the estate

of

Ethan Stone dec'd

Application of A.L.Tischbein trustee for investment.

Your petitioner A.L.Tischbein says that he has been duly appointed and qualified by this Court as trustee under the will of Ethan Stone deceased and is now acting as such.

He further says that said Ethan Stone departed this life in the year 1852 the owner of a perpetual leasehold executed by him to one Justus Wright January 1, 1846 and recorded in Deed Book No. 128 page 614 Hamilton County Records, whereby said Justus Wright his heirs and assigns was to hold forever the seventeen and 84-100 acre tract in the N.W.Cor of Section 29 Storrs township, Hamilton County, Ohio therein described upon the payment of an annual groundrent of thirty Dollars payable semiannually on the 1st days of July and January as well as upon the payment of all taxes and assessments said Ethan Stone reserving to himself his heirs and assigns the first and best lien for said rents and taxes;

That thereafter said Justus Wright conveyed said leasehold premises to Isaac N.Taylor, Robert C.Fuller and John W. Fuller and that said conveyance is recorded in Lease Book No. 1 page 88 subject however to the rents, terms and conditions of said original lease;

That afterwards in the April term of the District Court of Hamilton County, Ohio in case of John Swasey and Company against said Isaac N.Taylor et al case No. 331 said tract of land was subdivided into lots by order of Court and the proportionate part of said original groundrent amounting to \$15.10 was placed against lots four, six and seven of the subdivision so made in said case;

That by mesne conveyances the City of Cincinnati became the owner of the following described Leasehold premises to wit:-

Lots Nos. four, six and seven in a subdivision of the land of Taylor, Fuller and Company in section 29 Storrs township, Cincinnati, Hamilton County, Ohio as made by Benjamin Higdon sheriff by order of the District Court of said County in case No. 331 wherein Swasey and Company were plaintiff and Taylor, Fuller and Company were defendants, the plat of said subdivision is recorded in plat Book 1 page 238 Hamilton County Records; subject to the payment of said annual sum of Fifteen and 10-100 Dollars;

Your petitioner further says that it is his desire as such trustee to convert said leasehold into a capitalized sum, that will net him Fifteen and 10-100 Dollars per year income and that it is the desire of the City of Cincinnati to pay said petitioner the sum of Five hundred Dollars to realize said income of \$15.10 per year and that said City of Cincinnati has agreed with said petitioner subject to the approval of this Court to pay him the sum of Five hundred Dollars in full of said capitalized sum upon receiving ~~in~~ from said trustee a deed (in fee simple) for said leasehold premises; and to pay him also the sum of Fifty Dollars for services of Tischbein and Tischbein in this behalf and the costs of Court incurred in this application; And in support of this application the said trustee files herewith the affidavits of freeholders; Wherefore your petitioner prays the Court that he may be authorized to receive said sum of Five hundred and fifty Dollars and to re-invest Five hundred Dollars thereof according to law upon the same uses and trusts to which the income of said leasehold was devoted, and thereupon to execute and deliver to said City of Cincinnati a deed (in fee simple) of the premises hereinbefore described and to apply the balance of said fund namely Fifty Dollars towards the legal services and costs aforesaid;

State of Ohio,
Hamilton County S.S.

A.L. Tischbein being first duly sworn says that he is the trustee above named and that the facts set forth in his above application are true as he verily believes;

Sworn to and subscribed before me
this 14 day of August A.D. 1914;

A.L. Tischbein

Notary Public, Hamilton Co.O.

A.L. Tischbein

No 176

Shen County Probate Court

In re estate of
Chen Hoon dead

Affidavits in support
of Application of
W. L. Tischbein
Trustee

File under

judg

Aug 20 - 14

FILED

AUG 20 1914

WILLIAM P. LUEDERS,

Probate Judge & Ex-Officio, Clerk

By

Tischbein & Tischbein
Attys

STATE OF OHIO

COUNTY OF HAMILTON

22.

Now come F. Triller, Theo. Mayer.

and

Situate in the City of Cincinnati, County of Hamilton and State of Ohio, and being part of Section 29, Township 4 Fractional Range 1 of the Miami Purchase and known and designated as Lots Nos. 4, 6 and 7 in a subdivision of lands of Isaac N. Taylor and others made by the Sheriff, a plat of which is recorded in Plat Book 1, page 238 of the records of said Hamilton County, containing in all 9.07 acres and being the same premises described in a deed from William M. Cones and wife to Isaiah Rogers, now deceased, recorded in Deed Book No. 233 page 206 of said records, and also in a deed of Emily W. Rogers and others to Mehitable Copenhagen Wilson, recorded in Deed Book 407 page 16 of said records, and being the same premises conveyed to the City of Cincinnati by the said Mehitable Copenhagen Wilson, widow, bearing date August 3, 1905, and recorded in Deed Book 942 page 146.

The interest conveyed being a leasehold subject to a ground rent of \$15.10 per annum, payable on the first day of July of each and every year to the Trustee of the Ethan Stone Estate in accordance with the lease recorded in Deed Book 128 page 614 and deeds recorded in Deed Book 216 page 393 and 396 of the Hamilton County records, and subject to streets and legal highways.

and which premises are set forth in the application for sale of the ground rent set forth herein by the Trustee, A. L. Tischbein being an annual ground rent of \$15.10, the leasehold of which is owned by the City of Cincinnati, and said affiants believe and affirm that it would be greatly to the advantage of all parties in interest that the portion of the ground rent on the premises above described should be sold to the City of Cincinnati for not less than the sum of \$ 500⁰⁰ 100, ~~all rents due as said ground rent having been paid to~~ The proceeds

Dated this 17 day of August, 1914.

H. Tischbein
Thos. May Jr
Albert J. May Jr

Sworn to before me and subscribed in my presence this 17
day of August, 1914.

Simon V. Hurty

Notary Public in and for
Hamilton County, Ohio.

Hamilton County Probate Court.

In the matter of the estate

Ethan Stone dec'd

Euler & Sons
Aug 20 - 1898

to be sealed, dated
and re-surveyed
proceeds according
to law and
terms.

Left
Aug 20 1898
Page

Fischbein Fischbein
Attys.

Hamilton County Probate Court

No. 176

In the matter of the estate

of

Ethan Stone deceased.

Order for ~~investment~~.

sale and re-investment of proceeds under terms of will

This cause came on for hearing on the application of A.L. Tischbein heretofore appointed trustee herein under the will of Ethan Stone deceased for leave to dispose of certain groundrents held by him as trustee under said will and more particularly described in said application and to re-invest the funds arising therefrom and upon the exhibits and testimony, and affidavits of three freeholders in support of said application.

And it appearing to the Court that it will be to the interest of said trust that the said leasehold be disposed of for the sum of Five hundred Dollars and that said proceeds be re-invested for and upon the same uses and trusts as those to which the original leasehold of said groundrents was devoted.

It is ordered that said A.L. Tischbein, trustee be and he is hereby authorized to execute a deed (in fee simple) of said leasehold premises known as lots Nos. four, six and seven of Taylor, Fuller and Company's Subdivision in section 29 Storrs township, Hamilton County, Ohio made by Benjamin Higdon sheriff of Hamilton County, Ohio by order of the District Court of said County in case No. 331 wherein Swasey and Company were plaintiffs and Taylor, Fuller and Company were defendants, the plat of said subdivision is recorded in Plat Book No. 1 page 238 Hamilton County Records; to the City of Cincinnati upon receiving ~~xx~~ from said City the said sum of \$500. and thereupon to re-invest said sum according to law for the same uses and trusts to which the income of said leasehold was devoted, as well as the sum of Fifty Dollars towards payment of fees of Tischbein & Tischbein for their services rendered in this matter and the costs incurred in this application.

and make report to this court of his proceedings and investments.

No. 176

Hamilton County Probate Court.

In the matter of the estate
of

Ethan Stone dec'd

1914 -
Sell property
Applic to perpetual in
trust Lessees + invest

File index

Aug 31-14 *per*

FILED

AUG 31 1914

WILLIAM H LUEDERS

Probate & Ex-Officio Clerk
By *AB Lueders*
Deputy Clerk

Trachbena & Trachbena
+ Attys

Hamilton County Probate Court

No. 176

In the matter of the estate
of

Ethan Stone dec'd

Application of A.L.Tischbein trustee for re-investment.

Your petitioner A.L.Tischbein says that he has been duly appointed and qualified by this Court as trustee under the will of Ethan Stone deceased and is now acting as such.

He further says that said Ethan Stone departed this life in the year 1852 the owner of a perpetual leasehold executed by him to one James Root and recorded in Deed Book No. 122 page 168 Hamilton County Rec Grds, whereby said James Root his heirs and assigns was to hold the tract of land therein described ~~upon~~ for ninety nine years renewable forever upon the payment of an annual groundrent of sixty Dollars payable semi-annually on the 1st day of May and November of each year as well as upon the payment of all taxes and assessments, said Ethan Stone reserving to himself his heirs and assigns the first and best lien for said rents and taxes. That afterwards one Daniel F.Goodhue became the owner of said tract of land and subdivided the same into lots, and that said plat of subdivision is recorded in Plat Book No. 5 page 230 Hamilton County Records;

That by mesne conveyances Julia E.Maley became the owner of the following described perpetual leasehold premises being part of the tract of land so leased by said Ethan Stone to James Root to-wit:-

Situate in the City of Cincinnati, Ohio and being part of Fractional section No. 29 Storrs township viz:-
All of lot No. forty six, excepting a strip of five feet in width off the south side thereof; also lots Nos. 47, 48, 49, 50 and 51 of Daniel F.Goodhue's subdivision as laid out and designated in Plat Book No. 5 page 230 Hamilton County Records, said lots being subject however to the groundrents, terms and conditions reserved under the lease recorded in Deed Book No. 122 page 168 Hamilton County Records;

That by agreement in case No. 99828 Hamilton Common Pleas Court of Frederick Tischbein trustee of said Ethan Stone deceased against Caroline L. Runzer et al the groundrent so chargeable against said entire tract was apportioned and the lots so owned by said Julia E. Maley were charged with the following groundrents to-wit:

Lots Nos. 47, 48, 49, 50 and 51	\$1.50 each or	\$ 7.50
Twenty feet of lot No. 46	\$1.20	<u>\$ 1.20</u>
Total of		\$ 8.70

Your petitioner further says that it is his desire as such trustee to convert said leasehold into a capitalized sum, that will net him \$8.70 per year income and that it is the desire of said Julia E. Maley to pay said petitioner the sum of three hundred Dollars to realize said income of \$8.70 per year and that said Julia E. Maley has agreed with said petitioner subject to the approval of this Court to pay him the sum of \$300. in full of said capitalized sum upon receiving from said trustee a deed for said leasehold premises, releasing said premises from all groundrents under said original leasehold as well as said sum of \$8.70 so apportioned and charged against said lots in said case No. 99828 Hamilton Common Pleas Court; said Julia E. Maley agrees also to pay the fees of the attorneys of this petitioner as well as all Court costs incurred herein;

Wherefore your petitioner prays the Court that he may be authorized to receive said sum of \$300. and to re-invest the same according to law upon the same uses and trusts to which the income of said leasehold was devoted and thereupon to execute and deliver to said Julia E. Maley a deed of the premises hereinbefore described releasing said premises from all groundrents provided for in the lease from Ethan Stone recorded in Deed Book No. 122 page 168 Hamilton County Records, as well as said \$8.70 charged against said lots as aforesaid;

State of Ohio, Hamilton County S.S.

A.L.Tischbein being first duly sworn says that he is the trustee
above named and that the facts set forth in his above application
~~xx~~ are true as he verily believes.

A.L. Tischbein

Sworn to and subscribed before me this

27, day of August 1914;

A. Tischbein

Notary Public, Ham. Co. O.

Hamilton County Probate Court.

In the matter of the estate

Michael Stone dec'd

Order for sale and re-investment of proceeds under terms of will.

Euler
Aug 31 1882
Min. Vol. 31 248
Page 242

Tischbein & Tischbein
F. W.

Hamilton County Probate Court

No. 176

In the matter of the estate

of

Ethan Stone dec'd

Order for sale and re-investment of proceeds under terms of Will. This cause came on for hearing on the application of A.L. Tischenbein heretofore appointed trustee herein under the will of Ethan Stone deceased for leave to dispose of certain groundrents held by him as trustee under said will and more particularly described in said application and to re-invest the funds arising therefrom and upon the exhibits and testimony, and affidavits filed herein in support of said applications.

And it appearing to the court that it will be to the interest of said trust that the said leasehold be disposed of for the sum of three hundred Dollars and that said proceeds be re-invested for and upon the same uses and trusts as those to which the original leasehold of said groundrents was devoted.

It is ordered that said A.L. Tischenbein trustee be and he is hereby authorized to execute a deed of said leasehold premises known as lots Nos. forty seven, forty eight, forty nine, fifty and fifty one and all of lot No. forty six excepting a strip of five feet in width off the south side of said lot No. 46 of Daniel F. Goodhue's subdivision as recorded in Plat Book No. 5 page 230 Hamilton County Records to Julia E. Maley releasing said lots from all groundrents under the original leasehold set forth in the application herein as well as releasing said lots from the payment of the sum of \$8.70 apportioned and charged against the same in case No. 99828 Hamilton Common Pleas Court upon receiving ~~xx~~ from said Julia E. Maley the sum of three hundred Dollars and thereupon to re-invest said sum according to law for the same uses and trusts to which the income of said leasehold was devoted, as well as the fees of the attorneys of said trustee and the costs incurred in this application and make report to this Court of his proceedings and investment.

No. 176

Hamilton County Probate Court.

In the matter of the estate

of

Ethan Stone dec'd

Application of A.L. Tischbein
trustee for release of ground-
rent and investment.

File under

FILED

Nov 24 1914

WILLIAM H. LUEDERS,
Probate Judge & Ex-Officio Clerk
By *[Signature]*
Deputy Clerk

Tischbein & Tischbein
X attys

Hamilton County Probate Court.

No. 176

In the matter of the estate

of

Ethan Stone dec'd

Application of A.L.Tischbein trustee for release of groundrent and investment.

Your petitioner A.L.Tischbein says that he has been duly appointed and qualified by this Court as trustee under the will of Ethan Stone deceased, and is now acting as such.

He further says that said Ethan Stone departed this life in the year 1852 the owner of a perpetual leasehold executed by him to one Justus Wright January 1, 1846 and recorded in Deed Book No. 128 page 614 Hamilton County Records whereby said Justus Wright his heirs and assigns was to hold forever the 17.48-100 acre tract in the northwest corner of section 29 Storrs township Hamilton County, Ohio therein described upon the payment of an annual groundrent of Thirty Dollars payable semi-annually on the 1st days of July and January as well as upon the payment of all taxes and assessments said Ethan Stone reserving to himself his heirs and assigns the first and best lien for said rents and taxes;

That thereafter said Justus Wright conveyed said leasehold premises to Isaac M. Taylor, Robert C. Fuller and John W. Taylor and that said conveyance is recorded in Lease Book No. 1 page 88 Hamilton County Records, subject however to the rents, terms and conditions of said original lease;

That afterwards in the April term of the District Court of Hamilton County, Ohio in the case of John Swasey and Company against said Isaac M. Taylor et al No. 331 said tract of land was subdivided into lots by order of said Court and the proportionate part of said original groundrent amounting to \$2.60 was placed against lot No. five

of the subdivision so made in said case.

That by mesne conveyances Thomas J. Gallagher became the owner of the following described leasehold premises to-wit:-

Situate in section 29 town four, Fractional range one Hamilton County, Ohio and being lot No. five on the plat of subdivision of Taylor, Fuller and Company's land made by Benjamin Higdon Sheriff of Hamilton County, Ohio by order of the District Court of Hamilton County, Ohio in case wherein John Swasey and others were plaintiffs and Taylor, Fuller and Company and others were defendants being case No. 331 of the Docket of said Court; said lot containing 1.55 acres of land more or less excepting therefrom a strip of land twelve feet wide taken off the north end of said lot No. five by conveyance from Mary E. R. Howden to Adelheid Kamp by deed recorded in Deed Book No. 591 page 79 Hamilton County Records;

Said property is subject to the payment of an annual rent of two Dollars and sixty cents payable to the estate of Ethan Stone deceased;

Your petitioner further says that it is his desire as such trustee to convert said groundrent into a capitalized sum, that will net him \$2.60 per year income and that it is the desire of the said Thomas J. Gallagher to pay said petitioner the sum of one hundred Dollars to realize said income of \$2.60 per year and that said Thomas J. Gallagher has agreed with said petitioner subject to the approval of this Court to pay him the sum of \$100. in full of said capitalized sum upon receiving from said trustee a deed releasing said leasehold premises from said groundrent, and to pay for the services of Tischbein & Tischbein in this behalf and the costs of Court in this application, and in support of this application files herewith the appraisement made of said premises by three freeholders;

Wherefore your petitioner prays the Court that he may be authorized to receive said sum of \$100. and to re-invest the same according to law upon the same uses & trusts to which the income of said

leasehold is devoted and thereupon to execute and deliver to
said Thomas J. Gallagher a deed releasing the said leasehold prem-
ises from the groundrent aforesaid;

State of Ohio,

Hamilton County S.S.

A.L. Tischbein being first duly sworn says that he is the trustee-
above named and that the facts set forth in his ~~app~~ above appli-
cation are true as he verily believes.

Sworn to and subscribed before me this 23

day of November A.D. 1914,

A. L. Tischbein

A. L. Tischbein
Trustee

Notary Public, Hamilton Co. O.

Hamilton County Probate Court.

In the matter of the estate

Ethan Stone dec'd

Order for release of groundrent
and re-investment of proceeds

Underhand
ENTERED

NOV 24 1914
229
227

Wm. A. Trevelyan
Attys

Hamilton County Probate Court

No. 176

In the matter of the estate
of
Ethan Stone dec'd

Order for release of groundrent and re-investment of proceeds.
This cause came on for hearing on the application of A.L. Tischbein heretofore appointed trustee herein under the will of Ethan Stone deceased for leave to dispose of certain groundrents held by him as trustee under said will and more particularly described in said application and to re-invest the funds arising therefrom and upon the exhibits and testimony and the affidavits and appraisement of three freeholders in support of said application. And it appearing to the Court that it will be to the interest of said trust that the said groundrents be disposed of for the sum of one hundred Dollars and that said proceeds be re-invested for and upon the same uses and trusts as those to which the original leasehold of said groundrents was devoted.

It is ordered that said A.L. Tischbein trustee be and he is hereby authorized to execute a deed to Thomas J. Gallagher releasing said leasehold premises known as lot No. five of Taylor, Fuller and Co subdivision in section 29 Storrs township, Hamilton County, Ohio by order of the District Court of said County in case No. 331 wherein Swasey and Company were plaintiffs and Taylor, Fuller and Company were defendants the plat of said subdivision being recorded in Plat Book No. 1 page 238 Hamilton County Records said lot containing 1.55 acres of land more or less excepting therefrom a strip of land twelve feet wide taken off the north end of said lot No. five by conveyance from Mary E.R. Howden to Adelheid Kamp by deed recorded in Deed Book No. 591 page 79 Hamilton County Records from the annual groundrent of \$2.60 upon receiving from said Thomas J. Gallagher the said sum of \$100. and thereupon to reinvest said sum according to law for the same uses and trusts to which the income of said leasehold was devoted ;

Hamilton County Probate Court.

In the matter of the estate

of

Ethan Stone dec'd

Appraisement and affidavit of
freeholders in support of ap-
plication of A. L. Tischbein
trustee.

WILLIAM H. LUEDERS
Probate Judge & Ex-Officio Clerk
Deputy Clerk

Tischbein & Tischbein
Attys

Hamilton County Probate Court

No. 176

In the matter of the estate

of

Ethan Stone dec'd

Affidavit and appraisement of freeholders in support of application of A.L. Tischbein trustee.

State of Ohio, Hamilton County S.S.

Theodore Mayer, Lewis R. Smith, and Charles Weber after being duly sworn say that they are freeholders and residents of Hamilton County, Ohio ;

They further say they are familiar with the leasehold property of Thomas J. Gallagher described in said application and the value thereof;

They further say that they have appraised the interest of the estate of Ethan Stone deceased in said leasehold premises and that in their opinion the same is worth one hundred Dollars and that it will be to the interest of said estate and the trust under the will of said Ethan Stone deceased that the leasehold owned by Thomas J. Gallagher described in said application be converted into a capitalized sum that will net him \$2.60 per year to be invested and held upon the trust set forth in said will, in such securities as are authorized by law or in which the Court may direct the investment of the same.

Sworn to and subscribed before me this 23 day of November 1914;

A. L. Tischbein

Notary Public, Hamilton County, Ohio.

*appraiser not
applied by the Court*