

30284

OFFICE OF
Indian Affairs
Rec JUN 7

1901

10299 - 1901

27160 4

And for Int. Dept

64/119 June 6/01

Returns certain
papers rel. to the
purchase of the
Kutz farm for
school purposes by
R. H. Pratt as per
ven. to his ofcs sd
gr. 1901.

4 inc

File

Attine



TREASURY DEPARTMENT
OFFICE OF
AUDITOR FOR THE INTERIOR DEPARTMENT

L.E.G.

Washington, D. C., June 6, 1901.

The Commissioner of Indian Affairs.

Sir:

In compliance with request contained in your letter of the 3d instant I return herewith the several papers specified therein relative to the purchase of the "Kutz Farm" for school purposes by Lieut. Col. Richard H. Pratt, U.S.A. Superintendent Indian School, Carlisle, Pa. per voucher No.41 of his accounts for the 3d Quarter 1901, except the copy of the opinion of the U.S. Attorney General as to the validity of the title and a copy of the Act of the Legislature of Pennsylvania ceding jurisdiction both of which are required to support the payment made on the voucher above specified.

Respectfully,

A handwritten signature in cursive script, appearing to read "Wm. Youngblood".

Auditor.

Handwritten initials, possibly "WYB".

(C)

1

OFFICE OF THE REGISTER FOR
THE INTERIOR DEPT.
JUN 4 1901
INDIAN DIVISION

TO RECORDING

Deed,
Mortgage,
Release,
Miscellaneous.

Carlisle, Pa., 3/25 1901

Mr. United States of America

To SAM'L BENTZ, Dr.

- Words at 1 c. for 8 words,
- Certificates and Seal, 50 c.
- Every Search, 20 c.
- Satisfaction, 30 c.
- Certificate, 30 c.
- Acknowledgement, 25 c. each person.
- State Tax, 50 c.

\$ 2.50

Received Payment,

Sam'l Bentz
RECORDER.

Col. R. H. Pratt

27160

30284

#6

27160 Indian Office
Incl. No. 6 1901

OFFICE OF AUDITOR FOR
INTERIOR DEPT.
JUN 4 1901
INDIAN DIVISION.

30284 Indian Office
Incl. No. 3 1901



... of TITLE to tract of land situate in the

... and State of Tennessee, to be conveyed to the

United States

STATE OF
COUNTY OF
Indian Office
Incl. No. 3

... Before me this undersigned a Notary Public in and

... that Jacob Kutz and Sarah Kutz, his wife--
... conveyed in a certain deed of conveyance bearing date May 21, 1890, and
... duly recorded in the Recorder's Office in and for said County of
... Cumberland and State of Tennessee, in Record Book "C", Vol. 8, page
... containing eight acres and ninety perches to Christopher Kutz
... I, conveying a certain tract of land situate in North Middlesex Township
... of said County, &c. are both dead, the said Jacob Kutz having died
... in said deed named, subject to certain reservations in favor
... of said Grantors, &c. are both dead, the said Jacob Kutz having died
... containing eight acres and ninety perches to Christopher Kutz
... I, conveying a certain tract of land situate in North Middlesex Township
... of said County, &c. are both dead, the said Jacob Kutz having died
... in said deed named, subject to certain reservations in favor
... of said Grantors, &c. are both dead, the said Jacob Kutz having died

day of June 1899

Notary Public

I N R E BRIEF of TITLE to tract of land situate in the Townships of North Middleton and Middlesex, in the County of Cumberland and State of Pennsylvania, to be conveyed by Christopher C. Kutz, of Carlisle, said County and State, and Annie E., his wife, to the United States of America.

-----oooOooo-----

STATE OF PENNSYLVANIA, :
: SS:
COUNTY OF CUMBERLAND, :

Before me the undersigned a Notary Public in and for said County and State personally appeared Christopher C. Kutz, of the Borough of Carlisle, said County and State, who having been duly sworn doth depose and say, that Jacob Kutz and Sarah Kutz, his wife-- grantors in a certain deed of conveyance bearing date May 21, 1870, and duly recorded in the Recorder's Office in and for said County of Cumberland and State of Pennsylvania, in Record Book "C", vol. 3, page 1, conveying a certain tract of land situate in North Middleton Township containing eighty-eight acres and ninety perches to Christopher Kutz grantee in said deed named, subject to certain reservations in favor of said grantors, &c.,-- are both dead, the said Jacob Kutz having died on May 31, 1875, and the said Sarah Kutz, his wife, on the Seventh day of *July* 18*83*

Christopher C. Kutz

Sworn and subscribed before me this *28th* day of *Feby*

A. D. 1901. Witness my hand and notarial seal.

A. M. Clark
Notary Public.

Enclosures.
Dictated.

Asst. United States Attorney.

Jos. Whitaker Thompson.

Your obedient servant.

I have the honor to remain, with great respect,
Y^r. 1900.

Major Pratt to the Commissioner of Indian Affairs, dated Oct. the draft prepared by S. J. Trett, and the letter addressed by Mittet with the deed, prepared by D. Webster Henderson, Esq.; Christopher C. Kutz and wife, with the brief of title submitted Nov. 17, 1900; the deed, dated Oct. 26, 1900, from Commissioner of Indian Affairs to the Secretary of the Interior, passed. I also enclose a copy of the communication from the In addition to the brief of title which I have prepared a copy of this Act, which I will forward to you.

a copy of this Act, which I will forward to you. Clerk of the House of Representatives at Harrisburg, and obtain not passage of the Act. I will, however, write to the resident title to the draft in question, but I have not the date of the bill has passed the Act authorizing the United States to acquire title

I am very respectfully informed that the Legislature of Pennsylvania Indian Affairs.

as stated in the letter of Major Pratt to the Commissioner of unsatisfied mortgage above referred to should be satisfied.

deed. At the time of settlement and delivery of the deed the

OFFICE OF THE AUDITOR GENERAL
INTELLIGENCE DEPT.
INDIAN DIVISION
1901

13

Indian Office
Incl. No. 3
1901
27160

Indian Office
Incl. No. 4
1901
30284

C O P Y
R. W.

Philadelphia, Pa., February 1, 1901.

The Honorable,

The Attorney General,

Washington, D. C.

Sir:

I have the honor to report that in accordance with your instructions of January 4, 1901, enclosing a letter from the Secretary of the Interior, together with his enclosures, I made a personal examination of the title to the tract of land in Cumberland County, Pa., containing 175 acres, proposed to be conveyed by Christopher Kutz and wife to the United States, for the use of the Carlisle Indian School.

I made careful searches of the records in Cumberland County, Pa., where the land lies, and find that the chain of title is as set out in the brief prepared by J. Webster Henderson, Esq., accompanying the letter of the Secretary of the Interior.

I prepared a brief of title commencing with the patents from the Commonwealth of Pennsylvania, setting out in each conveyance the description of the various tracts as contained in each of the several conveyances forming the chain of title. I have attached to the brief two drafts, which I have marked respectively B and C, having marked the draft submitted by Judge Henderson, draft A. I made these two drafts by tracing a draft

contained in the record of the partition proceedings of *Edward Armor v. George Sponsler, et al.*, August Term, 1820, No. 299, which is noted on page 7 of my brief, and a draft made in 1860, accompanying the deed of George W. Patton, Adm., to William Beettom, dated Oct. 23, 1860, and referred to on page 17 of my brief.

The descriptions contained in the various conveyances together with the drafts appear to sufficiently identify the various tracts included in the said conveyances as including parts of the land proposed to be conveyed by Kutzand wife. The slight variations in the courses and distances which occur are only such as usually occur in conveyances of farm lands where such conveyances are made, as in this case, in accordance with surveys made at different periods. The adjinders, however, are so well defined as to satisfy beyond the non-existence of adverse titles to any part of the tract caused by the variations in the courses. I made a personal examination of the land proposed to be taken, and found that the natural landmarks marking the boundaries are such as to preclude any question as to their location. The lines on the north, east and west sides are well defined by rows of trees of considerable growth, and the south boundary is formed almost in its entirety by the Letort Spring. The whole tract has been held in one title from 1860, the time of the deed to William M. Beettom, referred to on page 17, down to the present time, with

the exception of the severance by the two conveyances from Jacob Kutz and wife to Christopher Kutz, referred to on pages 19 and 20. I am of the opinion that Christopher Kutz has a good and sufficient title in fee simple to the land described in the proposed deed.

I noted the omission of the word "north" in one of the courses in the deed, and referred to in the letter of the Acting Commissioner of Indian Affairs, and on the third line below this omission, there is an omission of the word "east".

As the contents set out in the two conveyances to Kutz does not aggregate 175 acres, I suggested to the parties while in Carlisle that a new deed should be drawn in which the courses should be correctly stated and the words "more or less" inserted after the clause describing the contents. I further recommended that in the acknowledgement of the new deed the Recorder should recite only his official title as "Recorder of Deeds", and should sign the acknowledgement in that capacity.

A new deed was drawn in accordance with these suggestions, and after examination and approval by me, was executed. It is in the hands of Judge Henderson at Carlisle, who is acting in the matter for Major Pratt, the Superintendent of the Carlisle Indian School, and will be substituted for the deed which was heretofore submitted.

I made thorough searches for adverse conveyances, mortgages and judgments, and found that the only unsatisfied encumbrance is a mortgage of Christopher C. Kutz to Joseph S. Musser, recorded in Mortgage Book 38, page 290, dated April 5, 1898, to secure the payment of \$10,200, due April 1, 1899, with interest at five per cent. which mortgage is referred to on page 18 of Mr. Henderson's brief, and as stated in this brief, all other encumbrances mentioned in the chain of title, have been satisfied in full.

There is nothing, however, on the record to show that the premises are not subject at the present time to the reservation contained in the deed of Jacob Kutz and Sarah, his wife, to Christopher Kutz, dated May 17, 1870, and referred to on page 17 of my brief, subjecting the premises to the right of the said grantors and the survivor of them to occupy and use the house, stable and yards attached thereto for and during the term of their natural lives. I was assured by Judge Henderson that Jacob Kutz and his wife had been dead some years, but I would respectfully recommend that at the time of settlement an affidavit to that effect be obtained and produced. Certified searches for adverse conveyances, mortgages and judgments should be brought down to the date of the recording of the deed, and revenue stamps, to the amount of \$20, should be affixed to the said

deed. At the time of settlement and delivery of the deed the unsatisfied mortgage above referred to should be satisfied, as stated in the letter of Major Pratt to the Commissioner of Indian Affairs.

I am reliably informed that the Legislature of Pennsylvania has passed an Act authorizing the United States to acquire title to the tract in question, but I have not the date of the final passage of the Act. I will, however, write to the resident Clerk of the House of Representatives at Harrisburg, and obtain a copy of this Act, which I will forward to you.

In addition to the brief of title which I have prepared, I also enclose a copy of the communication from the Commissioner of Indian Affairs to the Secretary of the Interior, dated Nov. 17, 1900; the deed, dated Oct. 26, 1900, from Christopher C. Kutz and wife, with the brief of title submitted with the deed, prepared by D. Webster Henderson, Esq.; the draft prepared by S. J. Trett, and the letter addressed by Major Pratt to the Commissioner of Indian Affairs, dated Oct. 1, 1900.

I have the honor to remain, with great respect,

Your obedient servant,

Jos. Whitaker Thompson,

Asst. United States Attorney.

Dictated.
Enclosures.

10299 Indian Office
Incl. No. 9 1901

#2

1868

FEB 1901

Brief of
OFFICE OF AUDITOR FOR
INT. DEP. OF DEPT.
JUN 4 1901
Pitt
INDIAN DIVISION.

27160 Indian Office
Incl. No. 2 1901

30284 Indian Office
Incl. No. 1

to tract of land
in Cumberland
County, State of
Pennsylvania
containing one
hundred and
seventy-five acres
to be conveyed by
Christopher C. Kutzy
et ux
to
the United States
of America

DEED
BRIEF OF TITLE

DANIEL WONDERLY and BARBARA
his wife
to

Dated January 8, 1793.

(Not recorded.)

Tract of Land in the Townships of North Middleton and Middlesex, in the County of Cumberland, State of Pennsylvania, containing One Hundred and Seventy-five (175) acres, more or less, to be conveyed by

CHRISTOPHER C. KUTZ, of Carlisle, Cumberland County, Pennsylvania, and ANNIE E., his wife,
to

THE UNITED STATES OF AMERICA.

(See draft A.)

PATENT : Recorded in Rolls Office
beginning containing sixty acres : and an allowance of six
THOMAS PENN and RICHARD PENN : of Pennsylvania,
Proprietaries, :
to : Patent Book A-20,
JOHN SMITH. :
: Page 208.

DEED
For a tract of land situate in Middlesex Township, Cumberland County, Pennsylvania, on Northwest side of the Letort Spring.

DEED : Dated April 22, A. D. 1790
JOHN SMITH : beginning at a post on the
bank of said spring, thence by land of Jonathan Holmes north : (Not recorded.)
to :
62 degrees east 9 3-4 perches to a post, thence by land of :
DANIEL WONDERLY. :
Thames Ducker, sq. north 19 1-2 degrees east 14 perches to

For the same premises as above.

DEED

DANIEL WONDERLY and BARBARA
his wife
to

:
: Dated January 5, 1799.
:
: (Not recorded.)
:
:
:

JOHN WONDERLY.

ASSIGNMENT on back of
last recite

Conveying a certain part of the aforesaid tract
of land described as follows: Beginning at a post, thence
by lands of Robert Gibson south 28 1-2 degrees east 278 3-4
perches to a post on the bank of Letort Spring, thence down
the same the several courses 64 1-4 perches to a post, thence
by lands of Daniel Wonderly north 32 degrees west 8 perches
to a post, south 61 degrees west 20 perches to a stone heap,
north 28 degrees west 258 perches to a post, thence by land
of ^{Jacob} John Weibley south 56 1-2 degrees west 34 perches to
beginning; containing sixty acres and an allowance of six
per cent. for roads.

DEED

JOHN HOLMES and JANE
his wife
to

:
: Dated April 3, 1822.
:
: Dated December 24, 1790
:
: (Not recorded.)
:
:
:

DANIEL WONDERLY.

Conveying a certain piece of land situate on the
southeast side of Letort Spring, beginning at a post on the
bank of said spring, thence by land of Jonathan Holmes north
62 degrees east 9 3-4 perches to a post, thence by land of
Thomas Duncan, Esq. north 19 1-2 degrees east 14 perches to
a post on bank of said spring, thence ^{rep.} by the same the several

courses thereof 38.1 perches to the beginning; containing

1 1-4 acres. ABRAHAM EBERLY, deceased, Recorded in Book H H, Vol. 1, page 297, etc.

ASSIGNMENT on back of last recited deed, Conveying a tract of land situate in North Middleton DANIEL WONDERLY and BARBARA his wife, Cumberland County, Pa. Dated January 5, 1799. on the west bank of Letort Spring, thence by Holmes' heirs land north JOHN WONDERLY, 76 1-2 degrees east 7 perches to a post, south 85 1-4 degrees,

DEED

JOHN WONDERLY and CATHERINE his wife Letort Spring, thence thereof 36 perches to a post, ABRAHAM EBERLY. north 38 1-2 degrees west 8.2 perches to a post, south

Conveying the two tracts above described, and reciting the title thereto as above set out. by Christopher

Wonderly 's heirs' land south 85 degrees west 2.2 perches to a post WILL OF by the said : Dated April 3, 1822.

ABRAHAM EBERLY west 34.8 perches : Proven April 13, 1822. Edward Armour's and Mrs. Ganguere's : Recorded in the Register of Wills Office, in Will Book I, page 234, etc. containing 65 acres

and 7 perches Wherein he appointed Anne Eberly and Joseph Whitmer, Executors of his will, and directed and empow-ered them to sell any or all of his real estate at public or private sale.

see page 14

DEED

ANNE EBERLY and JOSEPH WHITMER;
Executors of ABRAHAM EBERLY,
deceased,

to

CAPTAIN JAMES NOBLE

: Dated December 9, 1824.

: Recorded in Book H H, Vol. 1,

: page 297, etc.

: Dated December 1, 1809.

Conveying a tract of land situate in North Middleton Township, Cumberland County, Pa., beginning at a post on the west bank of Letort Spring, thence by Holmes' heirs land north 76 1-2 degrees east 7 perches to a post, south 85 1-4 degrees, east 7 perches to a post in line of Edward Stiles' land, thence by the same north 20 1-4 degrees east 17.6 perches to the middle of Letort Spring, thence down the same the several courses whereof 36 perches to a post, thence by John Boden's land north 32 1-2 degrees west 8.2 perches to a post, south 61 1-4 degrees west 21.8 perches to a post, north 27 1-4 degrees west 259 perches to a post, thence by Christopher Wonderly 's heirs' land south 85 degrees west 2.2 perches to a post, thence by the same and Mr. Wherry's land south 56 1-2 degrees west 34.8 perches to a post, thence by Edward Armour's and Mrs. Gangewere's land south 28 1-4 degrees east 280 perches to the place of beginning; containing 65 acres and 7 perches, neat or strict measure.

(See draft B, tract marked B-1.)

(For a continuation of title to the above tract see page 14.)

BRIEF OF TITLE to tracts marked on draft B as B-2, B-3 and B-4.

PATENT to a rock, with 88 1-2 degrees west 12 1-4
degrees west 216.3 perches to
COMMONWEALTH OF PENNSYLVANIA : Dated December 1, 1809.
to by land of Abraham Weibley north 55 3-4 degrees
east 1 JACOB MATTER, a post, thence by other part of larger

tract sou Conveying a tract situated and lying in North
Middleton Township, and an allowance of six per cent. for
roads, described as containing 217 acres and 111 perches.

WILL OF *reciting that he* : Dated June 18, 1812
reached the age of eighteen.
JACOB MATTER. : Proved April 5, 1813.
: Recorded in Will Book H,
: page 168, etc. August 23, 1819.

Wherein he orders and directs his executors, or
the survivor or survivors of them, to sell and convey all of
his real estate when his daughter Rachel reaches the age of
eighteen; and appointing Elizabeth Matter, his wife, Daniel
Ruppert, his son-in-law, and John Wolfe, his executors.

DEED *reciting that the grantors own by said deed only*
JOHN WOLFE, surviving executor of : Dated February 5, 1819.
JACOB MATTER, deceased. :
to *though not named in the* : Recorded in Book EE, vol. 1
GEORGE SPONSLER, MARGARET RUPPERT :
EDWARD ARMOUR and GEORGE GANGEWERE : page 213. led to one seventh
: Consideration \$27,932.35.

undivided part of said tract of land, and we do by these
Conveying a tract of land lying in North Middleton

Township, described as follows: Beginning at a post, thence by land of heirs of Thomas Wilson, deceased, north 7 degrees west 7 perches to a rock, south 88 1-2 degrees west 12 1-4 perches to a post, north 21 1-2 degrees west 216.3 perches to a post, thence by land of Abraham Weibley north 55 3-4 degrees east 112 perches to a post, thence by other part of larger tract south 28 1-2 degrees east 279 perches to the Letort Spring thence up the said spring its several courses to the place of beginning; containing 221 acres 110 perches. Reciting the above mentioned patent to Jacob Matter and the will of Jacob Matter. *Also reciting that testator's daughter Rachel has reached the age of eighteen.*

DEED

GEORGE SPONSLER, MARGARET RUPPERT : Dated August 28, 1819.
 EDWARD ARMOUR and GEORGE GANGEWERE : Recorded in Book E E,
 to : Vol. 1, page 564.
 GEORGE JANE ANNE COFFMAN. :

Conveying to the said Jane Anne Coffman an undivided one seventh interest in the last above described premises conveyed to them by John Wolfe, surviving executor of Jacob Matter, deceased; reciting that the grantors own by said deed only six sevenths undivided parts of said tract, and that Jane Anne Coffman, although not named in the said deed of conveyance from John Wolfe, executor, aforesaid, is entitled to one seventh undivided part of said tract of land, and we do by these

presents grant, bargain and sell unto the said Jane Anne Coffman, her heirs and assigns forever, the said one seventh part aforesaid.

RETURN TO WRIT OF PARTITION WILL OF GEORGE GANGEWERE. : Return executed 28th October, Dated July 8, 1819. Proved September 9, 1819. Recorded in Will Book I, page 132, etc. Beginning at a post,

Appointing Nancy Gangewere, his wife, and Robert McCoy, executors, and devising all of his real estate to the said Nancy Gangewere, his wife, and Allen Gangewere, his son, in equal parts or shares.

ACTION OF PARTITION EDWARD ARMOUR vs GEORGE SPONSLER, MARGARET RUPPERT, JANE ANNE COFFMAN, ALLEN GANGEWERE, and NANCY GANGEWERE. : degrees west 17.8 perches : Entered October 7, 1820, : to August Term, 1820, : No. 299. part of tract : Common Pleas of Cumberland : County, Pa. the same north : to place of beginning:

To partition, etc., tract of 221 acres and 110 perches aforesaid, conveyed by John Wolfe, executor of Jacob Matter, to George Sponsler et al. beginning at a post, thence by Writ awarded, etc. NOTE. Allen Gangewere was the minor son of and

Nancy Gangewere the widow of George Gangewere, hereinbefore mentioned.

degrees east 204 perches to a post, thence by turnpike road
RETURN TO WRIT OF : Return executed 28th October,
south 55 1-2 degrees west 33 3-4 perches to place of begin-
PARTITION IN ABOVE. : 1820. Execution Docket No. 41
ning; containing 39 acres and 58 perches, strict measure.
: November Term, 1820.

(See tract on draft B marked B-3.)

By the said return there was allotted to Edward
Armour part of said tract as follows: Beginning at a post,
thence by part of tract of Jane Anne Coffman north 25 1-4
degrees west 24 perches to a post, thence by land of Adam
Weibley north 55 3-4 degrees east 21.2 perches to a post,
thence by part of tract allotted to Anne Gangewere south
27 degrees east 203 3-4 perches to a post at the turnpike
road, then by the same south 55 1-2 degrees west 17.8 perches
to a post, thence by Anne Gangewere's allotment south 26 3-4
degrees east 81 perches to Letort Spring, thence ^{up} by the said
spring 50 3-4 perches to a post, thence by a part of tract
allotted to George Sponsler north 24 1-4 degrees west 65 per-
ches to a post at the turnpike road, thence by the same north
55 1-2 degrees east 33 3-4 perches to place of beginning;
containing 51 acres 151 perches, strict measure.

(See tract on draft B marked B-2.)

Allotted to Jane Anne Coffman, beginning at a post,
thence by George Sponsler and Margaret, his wife, late Margaret
Ruppert, south 24 degrees east 206 1-2 perches to a post,

thence by Adam Weibley north 55 3-4 degrees east 28.7 perches
to a post, thence by part of Edward Armour's land south 25 1-4
degrees east 204 perches to a post, thence by turnpike road
south 55 1-2 degrees west 33 3-4 perches to place of begin-
ning; containing 39 acres and 58 perches, strict measure.

(See tract on draft B marked B-3.)

Allotted to Anne Gangewere and Allen Gangewere,
George Sponsler, Margaret Ruppert, Jane Anne Coffman, and
beginning at the turnpike road, thence by Edward Armour
north 27 degrees east 203 3-4 perches to a post, thence by
land of Adam Weibley north 55 3-4 degrees east 20.3 perches
to a post, thence by land of Eberly south 28 1-2 degrees
east 203 perches to a post, thence in continuation of said
course 76 perches to the Letort Spring, thence up the said
spring the several courses thereof 50 1-2 perches to a
post, thence by part of tract allotted to Edward Armour
north 26 3-4 degrees west 81 perches to the turnpike road,
thence by said road north 55 1-2 degrees east 17.8 perches
to place of beginning; containing 51 acres and 151 perches,
strict measure.

(See on draft B tract marked B-4.)

Sold as the property of William C. Chambers, under
judgment of April Term 1837, No. 198, Frederick Watts vs.
William C. Chambers, for \$925.00. Fl. fa. issued August
Term 1837, No. 65.

Described as tract of land bounded by George Sponsler,

CONTINUATION OF TRACT MARKED B-2.

DEED

EDWARD ARMOUR

to

WILLIAM C. CHAMBERS.

:
:
: Dated May 15, 1828.
:
: Recorded in Book L L, Vol. 1
:
: page 185.

Description the same as in above allotment in parti-
tion to Edward Armour, being part of larger tract held by
George Sponsler, Margaret Ruppert, Jane Anne Coffman, and
Allen Gangewere, by his guardian Andrew Boden and Edward Armour
containing 221 acres 110 perches, which by writ of partition
in the Court of Common Pleas, August 12, 1820, by the inquisi-
tion therein was parted and divided to them in purparts,
(For continuation see page 14)
the said tract of 51 acres 151 perches being the share
alotted to said Edward Armour.

DEED POLL.

MICHAEL HOLCOMB, Sheriff

to

JOHN BRANNON.

:
: Dated October 20, 1837.
: Acknowledged in open court
:
: November 20, 1837.
: Entered to August Term, 1837,

No. 137. Recorded in Book S S, Vol. 1, page 30, etc. of the

Sold as the property of William C. Chambers, under
judgment of April Term 1837, No. 198, Frederick Watts vs.
William C. Chambers, for \$1925.50. Fi. fa. issued August
Term 1837, No. 65.

Described as tract of land bounded by George Sponsler,

James Noble, heirs of Jane Coffman, Letort Spring, lying on both sides of the Carlisle and Harrisburg turnpike, containing 52 acres.

DEED
JOHN BRANNAN and wife
to
JOHN NOBLE, ARMSTRONG NOBLE
and ROBERT NOBLE.

On said petition the order of the Orphans Court
was granted wherein the said
authorized to sell and convey to
of the said Susan Rheem derive
Coffman, in fee simple clear
of the encumbrances mentioned in the said will security
for investment of proceeds of sale given an approval by
the Court.

: Dated April 1, 1843.
: Recorded in Book W V, page 191.
: Consideration \$3500.
: of all encumbrances or of any

Conveying to the grantors, as tenants in common, the same description as in allotment in partition to Edward Armour.

(For continuation see page 14)

DEED
JANE ANNE COFFMAN
his wife.

CONTINUATION OF TRACT MARKED ON DRAFT B AS B-3.

WILL OF
JANE ANNE COFFMAN

Beginning at a post
land of William M. Henderson north 34 degrees west 206 1-2
perches to a post, thence by a line north 33 1/2 degrees
of beginning; containing
39 acres and 56 perches. Being part of same land of which
Jacob Matter died seized and which came to his heirs at law

: Dated August 3, 1859.
: Proved August 20, 1859.
: Recorded in Will Book N,
: page 35 etc.

Wherein she devises all her real estate to her daughter Susan E. Rheem, with power to sell and dispose of the same in case she survived her husband, and in the event she did not to her children in fee.

PETITION OF : Orphans Court of Cumberland
: County, as of 27 March T.
JACOB RHEEM and SUSAN his wife.: 1860, wherein the said
whereby the part hereby conveyed: children joined.

On said petition the order of the Orphans Court
was granted, wherein the said Jacob Rheem and wife were
authorized to sell and convey to Jacob Abrams the real estate
of the said Susan Rheem derived under the will of Jane Anne
Coffman, in fee simple, clear of all encumbrances or of any
of the contingencies mentioned in the said will, security
for investment of proceeds of sale given and approved by
the Court. : Consideration \$6000.

Description the same as in conveyance from Rheem
and wife to
DEED :
: Dated April 12, 1860
JACOB RHEEM and SUSAN C. RHEEM :
his wife, in her right, : Recorded in Book L, Vol. 2,
to : page 451, etc.
JACOB ABRAMS. : Consideration \$5000

Beginning at a post in the turnpike road, thence by
land of William M. Henderson north 24 degrees west 206 1-2
perches to a post, thence by Abraham Trout north 55 3-4 degrees
east 28.7 perches to a post, thence south 25 1-4 degrees east
204 perches to the turnpike, thence by the same north 55 1-2
degrees east 33 3-4 perches to place of beginning; containing
39 acres and 58 perches. Being part of same land of which
Jacob Matter died seized, and which came to his heirs at law

of Abram Nye vs. Nancy Gangewere, executrix, and Robert
 by proceedings in partition in the Court of Common Pleas
 of Cumberland County, which parted and divided the same,
 whereby the part hereby conveyed was confirmed to the said
 Jane A. Coffman, who is one of the children of the said
 Jacob Matter, as per No. 41 November Term 1820, Execution
 Docket.

DEED :
 Devising to his three : Dated March 28, 1863.
 JACOB ABRAMS and LYDIA his wife :
 to : Recorded in Book L, Vol. 2
 WILLIAM M. BEETEM. : Page 449.
 : Consideration \$6000.

Description the same as in conveyance from Rheem
 and wife to Abrams.

(For continuation of B-3 see page 18)

CONTINUATION OF TRACT ON DRAFT B, MARKED B-4.

DEED POLL :
 JOHN CLIPPINGER, Sheriff : Dated April 9, 1826.
 to : Acknowledged in open court
 by his last will, dated the 30th : May 9, 1826.
 JAMES NOBLE. : Recorded in Deed Docket to
 parties to this agreement, all : April Term 1826, No. 448.

and since Conveying a tract of land situate in North Middletom
 township, bounded by lands of Edward Armour, James Noble and
 Letort Spring, containing 52 acres, more or less. Sold as
 the property of George Gangewere, deceased, under judgment

of Abram Myers vs. Nancy Gangewere, executrix, and Robert McCoy, executor, of George Gangewere, as of August Term 1824.

AWARD OF
CONTINUATION OF TRACTS B-1 and B-4.

GEORGE W. SHAFER, WILLIAM
WILL OF : Died 1836.
M. HENDERSON, C. STAYMAN, :
JAMES NOBLE, deceased : Dated August 3, 1836, 1843.
J. STUART and THOMAS BEARDSLEY :
Commissioners appointed under :
: Proved September 29, 1836.
: in Register of Wills Office.

Agreement of Partition to
Devising to his three sons, John Noble, Armstrong
divide the real estate of
Noble and Robert Noble, all his real and personal estate,
subject to the payment of certain debts, bequests, etc.

CONTINUATION OF TRACTS B-1, B-2 and B-4. the tract

AGREEMENT OF PARTITION, :
between : Dated October 3, 1848.
JOHN NOBLE, ARMSTRONG NOBLE :
and ROBERT NOBLE. : Recorded in Book Y Y, Vol. I
: page 544, etc.

DIED OF PARTITION

The said agreement of partition reciting, inter alia:
JOHN NOBLE, and ARMSTRONG NOBLE
alia: "Whereas, James Noble, the father of the said parties,
by his last will, dated the 30th of August 1836, and proven
the 29th of September 1836, did devise to his three sons,
Conveying to Robert Noble, inter alia, a tract of
parties to this agreement, all his real and personal estate,
land in North Middleton Township, called the Peiper Farm,
and since the death of said James Noble the said parties
bounded by lands of Hershey, Mrs. Coffman, Poorhouse Road
have continued to do business as partners, holding the said
the Wanderley Farm, and the Letort Springs containing 171
estate so devised and bequeathed to them as tenants in common,
acres and 89 perches.
and have acquired by purchase other real estate also conveyed

to them as tenants in common." ed. Dated July 23, 1860.

Letters of Administration issued by Register of

AWARD OF
 Wills of Cumberland County to Joseph W. Patton, August 14,
 GEORGE W. SHAFFER, WILLIAM
 M. HENDERSON, C. STAYMAN, said administrator, in which the
 J. STUART and THOMAS BEARDSLEY, : Dated November 11, 1848.
 Commissioners appointed under : Recorded in Book Y Y, Vol. 1,
 Agreement of Partition to : Page 546.
 divide the real estate of : Court of Cumberland County, Pa.
 JOHN NOBLE, ARMSTRONG NOBLE : tract last above described re-
 and ROBERT NOBLE. : 22, 1860 sale confirmed by Orphans Court.

Awarding to Robert Noble, inter alia, the tract
 of land in North Middleton Township, called the Peiper
 Farm, containing 171 acres and 89 perches.

and MARY A. his wife, JAMES : Dated September 5, 1860

DEED OF PARTITION : Recorded in Book L,
 JOHN NOBLE, and ARMSTRONG NOBLE : Dated November 11, 1848.
 to : Recorded in Book Y Y, Vol. 1
 and MARY PATTON : Page 552, etc.
 ROBERT NOBLE. :

Conveying to Robert Noble, inter alia, a tract of
 land in North Middleton Township, called the Peiper Farm,
 bounded by lands of Hershey, Mrs. Coffman, Poorhouse Road
 the Wonderley Farm, and the Letort Spring; containing 171
 acres and 89 perches.

ROBERT NOBLE, deceased. Died July 23, 1860,
intestate. Letters of Administration issued by Register of
Wills of Cumberland County to Joseph W. Patton, August 14,
1860.

On petition of said administrator, in which the
heirs at law of the said decedent joined, an order for sale
of the real estate of said decedent for payment of debts
was granted by the Orphans Court of Cumberland County, Pa.

September 21, 1860 tract last above described re-
turned as sold to William M. Beetem, Esq.

October 23, 1860 sale confirmed by Orphans Court.

POWER OF ATTORNEY.

JOHN NOBLE, ARMSTRONG NOBLE

and MARY A. his wife, JAMES

NOBLE and MARY his wife,

ELIZABETH SMITH, TILLITSON

TRYATT and ANNA MARIA his wife,

and MARY PATTON,

JOSEPH W. PATTON.

Appointing the said Joseph W. Patton attorney in
fact, with power to sell and convey any and all the real estate
of the said constituents, etc.

containing DEED :
 JOSEPH W. PATTON, administrator :
 of ROBERT NOBLE deceased, and as :
 attorney in fact for JOHN NOBLE, : Dated October 23, 1860
 ARMSTRONG NOBLE and MARY A. his wife, : Recorded in Book L,
 JAMES NOBLE and MARY his wife, : Vol. 2, page 421.
 ELIZABETH SMITH, TILLITSON TRYATT : Consideration \$20250.36
 and ANNA MARIA his wife, and : and Joseph A. Stuart.
 MARY PATTON, being all the heirs at : Cumberland County, Pa., August
 law of ROBERT NOBLE, deceased, : of Noble granted August 18,
 1865 by Orphan Court to said administrators, :
 WILLIAM M. BEETEM. 5 tracts containing 175 acres 150
 Conveying tract of land in North Middleton and
 Middlesex Townships, beginning in the middle of Letort
 Spring, thence by land of William Henderson north 24 1-2
 degrees west 68 perches to middle of Harrisburg turnpike,
 thence by the same west 54 1-2 degrees east 34.3 perches to
 a stone, thence by Jacob Abram's north 25 3-4 degrees west
 206 perches to a stone, thence by Abram Trout and Stock north
 55 degrees east 77.4 perches to a post, thence north 85 degrees
 east 1.6 perches to a stone, thence by William D. Sponsler
 south 29 degrees east 261 perches to a post, north 60 3-4 degrees
 east 21.4 perches to a stone, thence south 39 1-2 degrees east
 10 perches to the Letort Spring, thence by the same the several
 courses thereof 184 3-10 perches to the place of beginning;

containing 171 acres 40 perches more or less.

(The above description includes tracts B-1, B-2 and B-4.)

Continuation of Tracts B-1, B-2, B-3, B-4.

WILLIAM M. BEETEM, deceased. Died in 1865, intestate. August 1st, 1865 Letters of Administration issued upon his estate to Joseph W. Patton and Joseph A. Stuart. See Register of Wills Office, Cumberland County, Pa., August 15, 1865.

Order of sale for payment of debts granted August 15, 1865 by Orphans Court to said administrators.

October 5, 1865 tract containing 175 acres 150 perches returned as sold to Jacob Kutz.

October 24, 1865, sale confirmed by the Court, subject to the payment of certain mortgage of \$8000 in favor of Frederick Watts, Esq., executor of James Noble, in trust for the use of Margaret Snodgrass, etc.

DEED

JOSEPH W. PATTON and JOSEPH A.

STUART, administrators of

WILLIAM M. BEETEM, deceased

to

JACOB KUTZ.

:
:
: Dated January 1, 1866
:
: Recorded in Book S,
:
: Vol. 2, page 554, etc.
:
: Consideration \$30,085.31
:
:

Conveying tract of land in North Hill Township, beginning at Letort Spring, corner of William beginning at a point in the middle of Letort Spring, thence down

M. Henderson, thence by his land north 24 1-4 degrees west 274.7 perches to a post, thence by another part of the same tract south to Samuel Kulp, north 59 1-2 degrees east 110.2 perches to a post, thence by William D. Sponsler south 29 degrees east 261 perches to a post, thence north 60 3-4 degrees east 21.4 perches to a post, thence south 39 1-2 degrees east 110 perches to Letort Spring, thence by Letort Spring the several courses thereof 180.3 perches to the place of beginning; containing 175 acres and 150 perches.

(See draft A.)

NOTE. There is apparently a mistake in the side lines of this description, the distances of 274.7 perches and 261 perches being those of the original tract of 211 acres and 47 perches formerly owned by Beetem, as shown in Draft C; the tract marked on said draft containing 35 acres and 57 perches having previously been sold by Beetem to Kulp, as recited in the foregoing deed, leaving 175 acres and 150 perches in the tract sold to Kutz by this conveyance.

JACOB KUTZ and SARAH his wife

DEED

JACOB KUTZ and SARAH his wife

to

CHRISTOPHER KUTZ.

:
: Dated March 7, 1871.
: Recorded in Book K,
: Dated May 21, 1870. &c.
: Recorded in Book C, Vol. 3,
: page 1.
: Consideration \$15534.50

Conveying a tract of land in North Middleton Township, beginning at a point in the middle of Letort Spring, thence down

the said spring by the several courses thereof 93.2 perches to a point in the said spring, thence by other lands of said Jacob Kutz north 29 3-4 degrees west 232.3 perches to a post, thence by land of Kulp south 59 1-2 degrees west 49.2 perches to a stone, thence by land of William M. Henderson south 24.1-2 degrees east 224.5 perches to the place of beginning; containing 88 acres and 95 perches, strict measure.

(See on draft C tract marked No. 1.)

Subject, nevertheless, ^{to} the right of the said grantors, and the survivor of them, to occupy and use the house and stable, and yards attached thereto, as they now use and occupy them, for and during the term of their natural lives; and subject further to the payment of a mortgage of \$8000 in favor of Frederick Watts, Esq., executor of James Noble, deceased, in trust for the use of Mrs. Margaret Snodgrass, the interest of which is payable annually, and the principal at her decease.

DEED	:	
	:	Dated March 7, 1871.
JACOB KUTZ and SARAH his wife	:	
	:	Recorded in Book K,
to	:	
	:	Vol. 5, page 52, & c.
CHRISTOPHER KUTZ.	:	
	:	Consideration \$10,500.

Conveying a tract of land situate partly in North Middleton Township and partly in Middlesex Township, containing 84 acres and 97 perches, beginning at a post in middle of

Letort Spring, thence down said spring 114.2 perches to a post, thence by other lands that said Jacob Kutz sold to Charles Kutz north 39 1-4 degrees west 110 perches to a post, thence south 61 degrees west 21.4 perches to a stone, thence north 28 3-4 degrees west 205.3 perches to a stone, thence by lands of William Kulp south 59 1-2 degrees west 60.7 perches to a post, thence by land of Charles Kutz south 29 3-4 degrees west 232.3 perches to place of beginning.

(See draft C tract marked No. 2.)

Feb. 1, 1901-

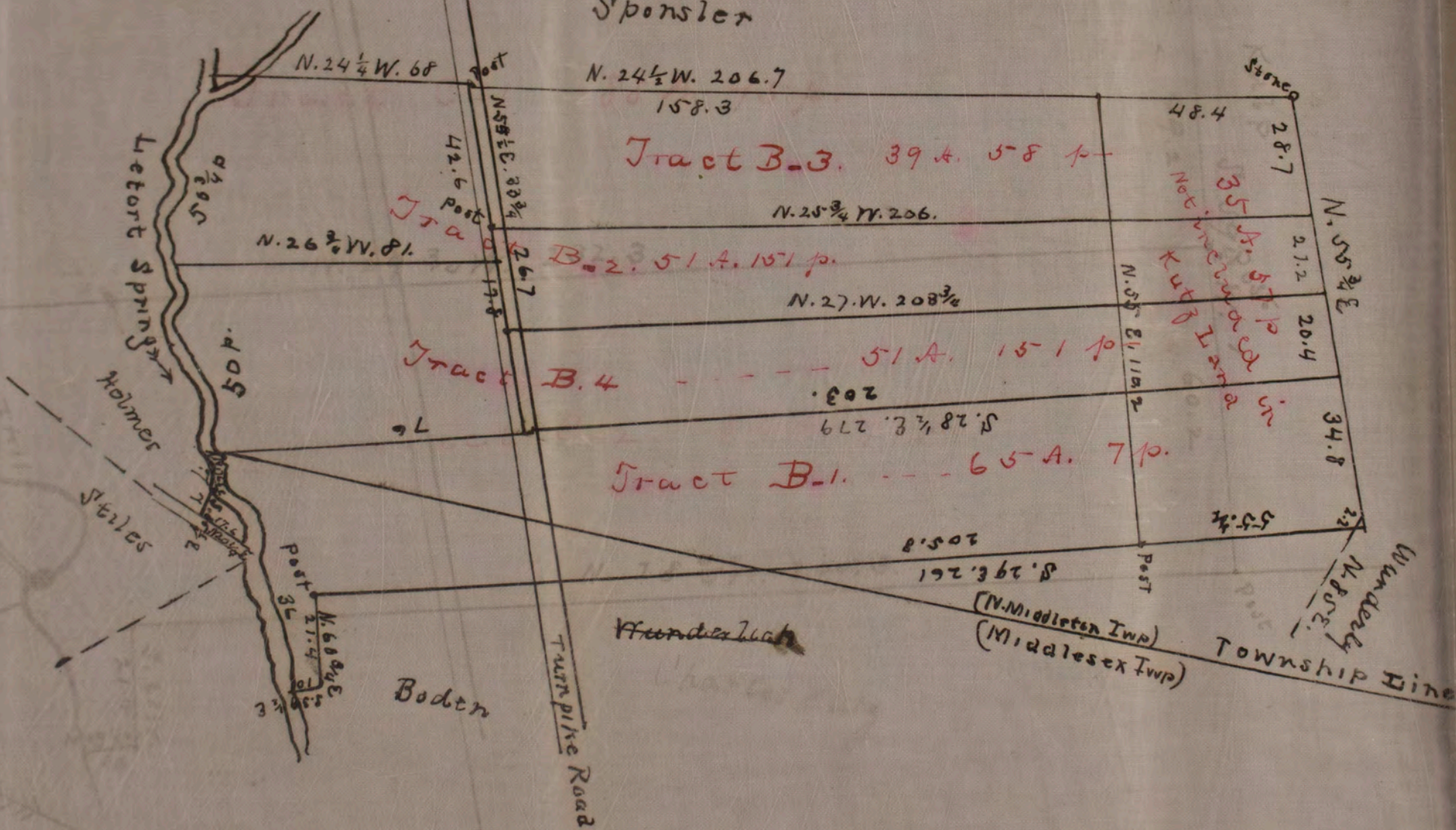
J. Whitaker Thomson
Asst U. S. Attorney
E. D. of Penna

Henderson

S. 24 1/2 E. 224.5

Draft B.

Sponsler



Henderson

S. $24\frac{1}{2}$ E. 224.5

stone

Tract C-1 88 A. 95 p.

49.2

Kulp
S. $59\frac{1}{2}$ W. 150.2
Post

N. $29\frac{3}{4}$ W. 232.3

60.2

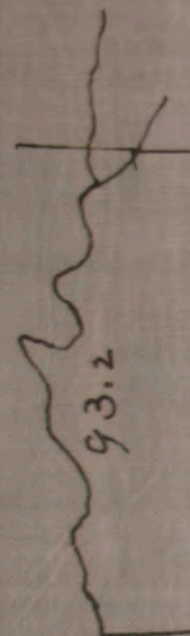
Tract C-2 84 A. 97 p.

N. $18\frac{3}{4}$ W. 200.3

Post

Charles Kutz

Draft-C.



S. 61 W. 21.4
N. 69 W. 10

