

James L. Ellis (1814-1865) Will

E. 1865.
Petition of James L.
Ellis for writ of
Inquisition over
real estate of James
Ellis, deceased.

At an Orphan's Court held
at Reading in and for the
County of Berks, present all
the Judges, the within petition
is read and heard, whereupon
the Court grant the prayer
thereof and award an Inqui-
sition as within prayed
for. June 24, 1864.

By the Court
Solomon Chase
Clerk

(writ issued)

(25)

James Ellis Will - 1865

Son - James L. Ellis Executor and Administrator

Wife - Mary Ann

Seven Children

- 1. James L. Ellis**
- 2. Elizabeth Ellis who married William Toms**
- 3. Jane Ellis who married William Zuick**
- 4. William Henry Ellis, age 20**
- 5. Annie Ellis assigned a guardian, Amos B. owed**
- 6. George D. Ellis assigned a guardian, David Gabel**
- 7. Mary Ann assigned a guardian, David Gabel**

To the Honorable, the Judges of the Orphan's Court, of Bert's
County:

The petition of James S. Ellis a son of James Ellis,
late of the township of Colebrookdale in the said County,
deceased, Respectfully represents:

That the said James Ellis, died about the twenty-first
day of January, Anno Domini, One thousand eight
hundred and sixty-five, intestate, seized in his demise
as of fee, of and in a certain mesuage and tract of land,
situate in said township of Colebrookdale, bounded by
lands of Jacob S. Livingood, David Gabel, Henry Stauff-
fer, Conrad Hartman, John Kripfel, Catharine Shearer and
George Meell, containing thirty six acres and one hund-
red and thirty seven perches, strict measure, with the
appertinances, and leaving to survive him a widow, Mary
Ann Ellis, and seven children, viz: James S. Ellis the
petitioner, Elizabeth Toms, wife of William Toms (late
Elizabeth Ellis), Jane Quick, wife of William Quick,
late Jane Ellis, William Henry Ellis, a minor, aged
about twenty years, having no guardian, Annie Ellis,
a minor having for her guardian, Amos Brower, George
D. Ellis, ^{minor having for his guardian, Elizabeth Gabel,} and Mary Ann Ellis, a ^{minor} and having
David Gabel for her guardian; that under and by
virtue of the intestate laws of this Commonwealth it
belongs to the said Mary Ann Ellis, ^{to have} one equal third
part of said real estate, for and during the term of her
life, and to the said James S. Ellis, Elizabeth Toms,
Jane Quick, William Henry Ellis, Annie Ellis, George D.
Ellis and Mary Ann Ellis, each it belongs to have
one equal seventh part of the remaining two thirds
in fee, No partition of said real estate having been had,
the petitioner prays the Court to award an Inquest
to make partition of the said real estate to and among
the abovesaid parties according to their respective

hundred and sixty-five, intestate, seized in his demesne
as of fee, of and in a certain messuage and tract of land,
situate in said township of Colebrookdale, bounded by
lands of Jacob S. Livingood, David Gabel, Henry Stauff-
fer, Conrad Hartman, John Kiesel, Catharine Shearer and
George Mehl, containing thirty six acres and one hund-
red and thirty seven perches, street measure, with the
appertinances, and leaving to survive him a widow, Mary
Ann Ellis, and seven children, viz: James S. Ellis the
petitioner, Elizabeth Toms, wife of William Toms (late
Elizabeth Ellis), Jane Quick, wife of William Quick,
late Jane Ellis, William Henry Ellis, a minor, aged
about twenty years, having no guardian, Annie Ellis,
a minor having for her guardian, Amos Proovet, George
D. Ellis, ^{minor} and Mary Ann Ellis, ^{minor} and having
David Gabel for her guardian; that under and by
virtue of the intestate laws of this Commonwealth it
belongs to the said Mary Ann Ellis, ^{to have} one equal third
part of said real estate for and during the term of her
life, and to the said James S. Ellis, Elizabeth Toms,
Jane Quick, William Henry Ellis, Annie Ellis, George D.
Ellis and Mary Ann Ellis, each it belongs to have
one equal seventh part of the remaining two thirds
in fee, No partition of said real estate having been had,
the petitioner prays the Court to award an Inquest
to make partition of the said real estate to and among
the aforesaid parties according to their respective

rights. And he will pray &c.

June 21, 1865.

James L. Ellis

Dorchs County,

City of Reading, ss.

James L. Ellis, the petitioner,
being duly sworn according to law doth depose
and say that the facts set forth in the foregoing
petition are just and true, to the best of his
knowledge and belief.

Sworn and subscribed

before me this 24th

day of June A.D. 1865.

Frank T. Miller

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Udeman

James L. Ellis

Co. 1865.

Recognizance on Estate
of James Ellis, dec'd
by
James L. Ellis.

Filed Sept 21 1865

RECORDED
IN THE
OFFICE OF THE
CLERK OF THE
COURT
AT
MEMPHIS
TENN.
SEP 21 1865

PENNSYLVANIA,
BERKS COUNTY, SS.



In the Orphans' Court of Berks County.

Whereas, AT AN ORPHANS' COURT, held at Reading, in and for the said county of Berks, on the *twentyfirst* day of *September* A. D. 1865 the _____ described purpart of the Real Estate late of *James Ellis* of *Colebrookdale* township, in the county of Berks, aforesaid, yeoman, deceased, consisting of a *Messuage and tract of Land, situate in the township of Colebrookdale aforesaid, adjoining lands of Jacob Selvingood, David Gable, Henry Stauffer, Leonard Hartman and others, containing thirty six acres and one hundred and thirty seven perches* heretofore valued and appraised at the sum of *five thousand dollars,* _____ lawful money of the United States, by an Inquest for that purpose held, in pursuance of an order of the said Court, was accepted by and adjudged to *James L. Ellis, Eldest son of said deceased, at his offer in writing, to wit, sixty two hundred and fifty five dollars,* upon *his* paying, or securing to be paid, to *Mary Ann Ellis* the widow of the said deceased, the interest of the nett third yearly, and to the other heirs and legal representatives of the said deceased, their equal and proportional share respectively of the nett two-thirds within one year, with interest from the *first* _____ day of *April A. D. 1866* and of the other third, at the decease of the said widow, of and in the said ~~valuation money~~ *sum of sixty two hundred and fifty five dollars.* And the said Court did then and there decree, that if any debt or debts should hereafter be sued or prosecuted, or otherwise duly made to appear against the estate of the said deceased, that a deduction of a proportional part of the same shall be made from the valuation aforesaid of the several purparts of the said real estate.

Therefore, I the said *James L. Ellis* _____ acknowledge *myself* to owe the Commonwealth of Pennsylvania, the sum of *twelve thousand five hundred and ten dollars* _____ lawful money as aforesaid, of the real estate, so accepted and adjudged to be made and levied, if default be made in the following condition, that is to say: If the said *James L. Ellis, his* _____ heirs, executors, administrators or assigns, shall and do well and truly pay, or cause to be paid, to the said *Mary Ann Ellis* _____ the widow as aforesaid, her yearly interest, and to the other heirs and legal representatives of the said deceased respectively, their equal and proportionable shares respectively, of and in the said valuation money, agreeably to the said adjudication of the Court aforesaid, then this recognizance to be void, or else to be and remain in full force and virtue.

Taken and Acknowledged in open Court, this *21st* day of *September* A. D. 1865.
Solomon Cole Wm. *James L. Ellis* 

We the undersigned heirs and parties interested, do hereby acknowledge that they have respectively had and received of and from William Jones, the present owner of the real property bound by the within recognizance our shares of the two thirds of the valuation money secured thereby and there fore release the same as to the two thirds.

Witness our hands and seals this 26th day of May 1866.

Attest
Solomon Chase Wks

Levi Ho Lief both present
signing of David Gabel &
Amos Brower

William H. Ellis Seal
Jane Quirk Seal
Ephraim Colby Seal
Guardian of George W. Colby Seal
David Gabel Seal
Guardian of Mary Ann Ellis Seal
Amos Brower Seal
Guardian of Amos Ellis Seal