

May 21st
University of Chicago,
Ila.

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Letters concerning
the Manuscript
written in



State of Illinois - In the Lee County Circuit Court of the
Lee County ^{3rd} November Term A.D. 1862

To the Honorable William H
Heaton Judge of the Twentysecond Judicial
Circuit in and for the County of Lee and
State of Illinois

Your Petitioner Mary Hill of
said County of Lee and State of Illinois represents
unto your Honor that she together with the
University of Chicago are seized in fee as coparcen-
ers of the following described real estate to-wit
An undivided one half part of the North West
quarter of the North East quarter of section number
thirty two in Township number Twenty of range
number Ten east of the fourth principal Meridian
in the district of lands subject to sale at Auction
in said Lee County in the State of Illinois
Also of the following described property: described
as follows to-wit on the Map of section fifteen
Township Twenty North of Range No. Ten east
of the fourth P.M. of Lee County Illinois made
by the trustees of schools lands within and for
said Township as lots Number Two and Three
(2 & 3) being the West half of the North East
quarter and the east half of the North West quarter
of section fifteen Township No. Twenty North of Range
Ten East of 4th P.M. situate in said Lee County

the first of said tracts containing about forty
acres of land and the last tract containing
about one hundred and fifty seven and ⁰⁸/₁₀₀ acres
excepting from said land so described the
following lots parcels or pieces to wit a tract of
land deeded by Wamen Hill and Mary Hill to
Nathan Woolsey on March 25- 1858 in the lifetime
of said Wamen Hill and described as follows A
part of the West half of the (N.E) North East
quarter of section fifteen Township twenty Range
Ten East of the fourth principal meridian being
a part of lot two (2) of said section sixteen as
plotted for School purposes and recorded in the
recorders office in said County of Lee Commencing
at the South East corner of said lot two, running
thence North on the East line of said lot two;
four chains and twenty links, thence West on a
line parallel with the South line of said lot
two (2) one chain and nineteen links thence
South on a line parallel with the East line
of said lot No. two (2) Sixteen rods and twenty
links thence East to the place of beginning
containing one half of an acre of land better
same more or less; said Deed was duly recorded
in the Recorders office in and for the County
of Lee aforesaid in Book "F" of Deeds on page
198 and filed for record in the said office on the
twenty sixth day of March A.D. 1858. excepting

also a tract of land deeded by said Wm Hill and Mary Hill to the Illinois Central Rail Road Company on the seventeenth day of July AD 1852 and in the life time of the said Wm Hill and described as follows to wit The right of way over and through the North West quarter of the North East quarter Section Sixteen Township Number Twenty Range Ten East of the fourth principal meridian being about four acres thereby conveyed said right of way over and through the lands and premises above described to include and comprise land of the width of fifty feet on each side of said Rail Road measuring from the centre of the track as the same has been surveyed located and established by said Company reference being had to a Map of said land and Rail Road on file in the recorder's office in and for said Lee county which said deed was filed for record in said recorder's office on the seventeenth day of September AD 1852 in Book of Deeds "H" page 460: excepting also the right of way of the Illinois Central Rail Road Company over and through the South West quarter of the North East quarter and the North East quarter of the North West quarter of Section sixteen Township number Twenty Range Ten East of the fourth principal Meridian

said right of way over and through the lands
and premises above described to include and con-
-prise land of the width of fifty feet on each
side of said Rail Road measuring from the
centre of its track as the same has been located
surveyed and established by said Company
reference being had to a map recorded in the records
office in and for said Lee County and said
Deed was recorded in Book "D" of Deeds on page
512 in the records office in and for said Lee
County and filed for record on the fifth day of
August A.D. 1853 excepting also a certain tract of
land deeded by Warren Hill and Mary Hill to
Elijah S. Hill and described as follows to wit
Commencing at the North East corner of Lot
No. Two (2) of Section Sixteen Township No.
Twenty Range Number Ten East of the fourth
principal meridian thence west to the North
West corner of lot number two (2) thence
South East along the line of the Illinois
Central Rail Road to the East line of the said
lot: thence North to the place of beginning of
said deed bearing date of February (21) twenty one
A.D. 1856 and recorded in the records office in
and for said Lee County in Book "T" of Deeds
page 271 having been filed for record on the
twelfth day of May A.D. 1858 all of said lots pieces
or parcels of land so described and excepted

from the said two first herein mentioned tracts of land lying and being in the County of Lee and State of Illinois Excepting also from the two first herein mentioned tracts of land a tract of land deeded by the said Wamen Hill and Mary Hill to James Andrus on the first day of September AD 1853 and in the life time of the said Wamen Hill and described as follows to wit Lying and being in the County of Lee and State of Illinois And bounded and described as follows to wit The North half of the West half of the East half of the North West quarter of Section Sixteen in Township twenty Range Ten East of the fourth Principal Meridian containing twenty acres of land be the same more or less and which said deed was duly recorded in the Records office in and for the County of Lee aforesaid in Book D of Deeds on pages 5764577 and filed for record in the said office on the 7th day of September AD 1853 And excepting also from the two first herein mentioned tracts of land a tract of land conveyed by deed by the said Wamen Hill and Mary Hill to Cyrus Bryant on the second day of October AD 1854 and in the life time of the said Wamen Hill and described as followw to wit Lying and being in the County of Lee and State of Illinois described as follows to wit: The West half of the South East quarter of the North West quarter of Section Number Sixteen Township Twenty

Range Ten east and which said deed was recorded
in the Records office in and for the county of Lee
of and in Book "L" of Deeds on pages 493 & 494
and filed for record in the said office on the 1st day of
March AD 1855-

x And your petitioner would further
show unto your Honor that they the said Mary
Hill and the University of Chicago derive their title
to the said premises in the manner following That is
to say that Waver Hill late of the County of Lee
was in his life time and at the time of his death
seized in fee simple of all the above described
real estate ~~saving~~ therefrom those tracts pieces
and parcels above described as excepted from
such real estate, to him and to his heirs That
on or about the twenty fourth day of March
AD 1862 the said Waver Hill departed this life
testate and left Mary Hill his widow and no
child or children nor any descendant or descend-
ants of such child or children That the said
Waver Hill at the time of his death left a will
which will is in the words and figures following
that is to say Know all men by these presents
that I Waver Hill of the town of Amboy in the
County of Lee and State of Illinois farmer Consi-
dering the uncertainty of this life and being of sound
mind and memory; blessed be almighty God for
the same do make declare and publish this my

I I I I

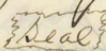
last will and testament First I give and bequeath to the University of Chicago one Thousand Dollars \$1000.- to establish a scholarship for the education of indigent pious young men having the Christian ministry in view; said one thousand dollars to be paid to the Treasurer of said University or duly authorized agent within one year after my decease unless I shall pay the above mentioned sum to said University during my life time in which case this bequest is to be null and void

Second I give and bequeath to my beloved wife Mary the income of all of the residue of my estate real personal or mixed of which I shall die seized or possessed or to which I shall be entitled at the time of my decease to have and to hold the same for her use in lieu of dower during her natural life

Third I hereby bequeath and devise and give to the "University of Chicago" all of the residue of my estate real personal and mixed of which I shall die seized or possessed or to which I shall be entitled at the time of my decease to be paid to the Treasurer or any authorized agent of said University within six months after the decease of my wife together with the income which shall accrue thereon during the time after her decease and the time of payment said University to have and to hold the same forever for the purposes

for which it is established

Fourth I hereby nominate and appoint my beloved wife
Mary and my friend Cornelius W Hale of Amboy
the executors of this my last will and testament
and hereby authorize them to sell my Real Estate
and make conveyances for the same or then dis-
= position as shall be necessary to execute the
following bequest I do testamony whereof I
hereunto set my hand and seal and publish
and declare this to be my last will and testament
in presence of the witnesses named below this
twenty sixth day of April in the year of our
Lord one thousand eight hundred and fifty
eight The word life over the fourth line from
the top of page first and the words "together with
the income" over the third line from the top on
page second being placed there before signing

Wm. H. Hill 

Signed sealed declared and published by the said
Wm. H. Hill as and for his last will and testament
in presence of us who at his request and in
his presence and in presence of each other
have subscribed our names as witnesses hereto

3 Witnesses

Jacob Luce of Lee County Illinois
J. B. Oleato of Springfield Illinois

That on the twenty sixth day of April A.D. 1862
the said last will and testament of said

Waver Hill was filed and admitted to record
 in the County Court of said Lee County That
 on said day the said Jacob Luce and the
 said J. B. Olcott subscribing witnesses to said last
 will and testament of said Waver Hill appeared
 before the said County Court in Lee County of said
 in open court and proved up the said last will
 and testament of said Waver Hill at the April
 Term of said Court A D 1862 in accordance
 with the laws of this state That at the said
 April term A D 1862 of the said Court in and
 for said Lee County Mary Hill widow of
 Waver Hill deceased who with one Cornelius A
 Wall was appointed by the said Waver Hill
 deceased as executor of his last will and testam-
 ent declined to act and relinquished her
 right to act in the capacity of such executor
 and relinquished all right in any way to ad-
 minister upon said estate and which relinquish-
 ment is in the following words Estate of Waver
 Hill deceased - State of Illinois Lee County ss
 To the Honor William Wade Wood County Judge
 of said County The undersigned Mary Hill
 widow of the said Waver Hill deceased does
 hereby decline to act in the capacity and does
 relinquish all right to act in the capacity of
 executor of the last will and testament of her
 late husband and does further relinquish all

all right in any way to administer upon said
estate Witness my hand this twenty fifth day
of April A.D. 1862

In presence of W. R. Webb

Mary Hill

which said relinquishment was duly filed in
the Clerks office in and for said Lee County Court
the twenty sixth day of April A.D. 1862 That
on the seventh day of May A.D. 1862 the
said Mary Hill widow of the said Wannen Hill
deceased renounced and quited all her claim
to the benefit of any jointure bequest or devise made
to her by the last will and testament of her deceased
husband and elected to take in lieu thereof
her dower or legal share in the estate of her said
husband and which renunciation is in the follow-
ing words and figures. I Mary Hill
widow of Wannen Hill late of the County of Lee
and State of Illinois do hereby renounce and
quit all claim to the benefit of any jointure
bequest or devise made to me by the last will
and testament of my said deceased husband
which has been exhibited and proved according
to Law and I do elect to take in lieu thereof
my dower or legal share of the estate of
my said husband

May 7th 1862

Mary Hill

And which said instrument was filed in the
clerks office of the County Court in said Lee

County on the twelfth day of May A.D. 1862
That on the seventeenth day of May A.D. 1862 said
Mary Hill widow of said Wamen Hill made
for own election to take in lieu of her dower
in the estate of her deceased husband her
legal share of said estate after the payment
of all just demands and debts against the
estate of her said husband and which new
election is in the words and figures following
to wit "To W. H. & M. H. County Judge I
Mary Hill widow of Wamen Hill late of the
County of Lee and State of Illinois do elect to
take in lieu of my dower in the estate of my
deceased husband of which he died seized my
legal share of said estate after the payment of
all just debts and claims against the estate
of my said husband. Amboy Nov 7th 1862
Mary Hill

And which said new election was filed in
the clerks office of said County Court of Lee County
aforesaid on the Eighth day of November A.D. 1862
That said Wamen Hill in his lifetime to wit on
or about the first day of March one thousand
eight hundred and forty eight together with
one Elijah S. Hill acquired title to the North
west quarter of the North East quarter of section
twenty two in Township No. Twenty Range
Ten East of the fourth principal Meridian in

the County of Lee and State of Illinois containing
forty acres by Patent from the United States a
copy of which patent is hereto annexed marked
exhibit "A" and to which the County respectfully
refers and that said patent was duly filed
for Record in the Recorder's office in and for
said County of Lee in Book "E" of deeds page 218
on the fifteenth day of December A.D. 1858
That the said Warren Hill acquired title to a
certain tract of land in his life time which
tract of land is described on the map of section
fifteen township twenty North Range ten East
of the fourth principal meridian as made by
the trustees of school lands for said township
in said Lee County as lots No. two and three (2 & 3)
being the West half of the North East quarter and
the East half of the South West quarter of said section
fifteen town twenty Range Ten East of the 4th
principal Meridian containing one hundred
and fifty seven and $\frac{65}{100}$ acres lying in Lee
County State of Illinois to which property the
said Warren Hill acquired title by Deed from
the State of Illinois on or about the sixteenth
day of March A.D. (1847) one thousand eight
hundred and forty seven and which deed
was filed for record on the seventh day of
October A.D. 1857 in the Recorder's office in and
for the said County of Lee in Book "U" of Deeds

on page 292 a copy of which deed is here annexed and marked Exhibit "B"

And your Petitioner would further show unto your Honor that one Cornelius A Wall named in the last will and Testament of Wamen Hill deceased as the executor with Mary Hill of the said last will and Testament took the oath of office and entered upon his duties as the executor of the last will and Testament of the said Wamen Hill in accordance with the laws of this state which oath together with the bond of the said Cornelius A Wall as such executor was duly filed in the Clerk's office of said Court on the 26th day of April A.D. 1862 at the April Term of said Court A.D. 1862 and that said Cornelius A Wall is now the executor of the last will and Testament of said Wamen Hill deceased duly authorized by letters Testamentary issued out of the Lee County Court at the April Term A.D. 1862. And your Petitioner would further show that the debts and liabilities of the said Wamen Hill deceased at the time of his death were very few in number and of small amount in the aggregate and that the said Wamen Hill at the time of his death owned and possessed a large amount of personal property which was and is much more than sufficient to pay all the indebtedness.

and liabilities of the said Hannen Hill deceased
of whatsoever kind or nature

And your Petitioner would further show that she
has never had any dower assigned to her out of
the estate of the said Hannen Hill deceased and
that Mary Hill your Petitioner Elijah S Hill
and "The University of Chicago" are the only
persons who upon any contingency may be
or become entitled to any beneficial interest
in the premises above described so far as the
same are known to your Petitioner and that
your petitioner is informed by counsel that
she has a right and is entitled to one half
of the real estate of the said Hannen Hill
(as the widow of said Hannen Hill deceased)
after the payment of all just debts and claims
against her deceased husband in accordance
with the laws of this State. Your Petitioner
therefore prays that process of summons do
issue against Elijah S Hill The University
of Chicago and Cornelius A Wall Executor of
the last will and testament of Hannen Hill
deceased and that a division and partition
of all the above described premises heretofore
mentioned may be made according to the
respective rights and interests of said parties
therein and for a sale of the same if it
shall appear that partition cannot be made

without great prejudice to the owners thereof
And Your petitioner will ever pray &c

Mary Hill
Petitioner

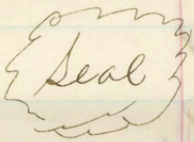
State of Illinois
County of Lee

Mary Hill being first duly sworn
on her oath says that she is acquainted with
the contents of the foregoing petition and that
the matters and facts therein stated are true
Sworn and subscribed to before me
this 12th day of November A.D. 1862

Mary Hill

George E. Hoskell

Notary Public



(Exhibit "A")

Certificate

No. 23,615

The United States of America
To all to whom these presents shall come
Greeting

Whereas Elijah S Hill and Nanen
Hill of Lee County Illinois has deposited in
the General Land Office of the United States
a certificate of the Register of the Land Office
at Dixon whereby it appears that full payment has
been made by the said Elijah S Hill and Nanen
Hill according to the provisions of the act of
Congress of the 4th of April 1820 entitled "an
act making further provisions for the sale

of the Public Lands" for the North West quarter
of the North East quarter of Section twenty two
in Township twenty of Range Ten East in the
district of lands subject to sale at Dixon Illinois
containing forty acres according to the official
plat of the survey of the said lands returned
to the general land office by the surveyor
general which said tract has been purchased
by the said Elijah S Hill and Wamen Hill.
Now Know ye that the United States of
America in consideration of the premises and
in conformity with the several acts of Congress
in such case made and provided have
given and granted and by these presents do
give and grant unto the said Elijah S Hill
and Wamen Hill and to their heirs the said
tract above described To Have and To Hold
the same together with all the rights privileges
immunities and appurtenances of whatsoever
nature thereunto belonging unto the said Elijah
S Hill and Wamen Hill and to his heirs and
assigns forever as tenants in common and
not as joint tenants

In testimony whereof I James K Polk President
of the United States of America have caused
these letters to be made patent and the seal
of the General Land Office to be hereunto affixed
Given under my hand at the City of Washington

L.S. 3

the first day of March in the year of our Lord
One Thousand Eight Hundred and forty Eight
And of the Independance of the United States
the Seventy Second

By the President

James K. Polk

By J. R. Stephens

Asst. Secy.

Recorded Vol. 43 Page 260 S. H. Lamphlin Recorder of
the general land office

Exhibit "B"

Augustus C French Governor of the State of Illinois to all to whom these presents shall come greeting: Whereas it appears from a return made to the Auditor of public accounts by Lorenzo Wood School Commissioner and agent for the inhabitants of Lee County that in pursuance of the several acts of the general assembly of the State of Illinois authorizing the sale of Section Number Sixteen or such land as may be granted in lieu thereof for the use of Schools the said Commissioner did on the fifth day of July Eighteen hundred and forty six sell to Warren Hill of the County of Lee and State of Illinois a certain lot of land lying in the County aforesaid being part of Section number Sixteen (16) granted by the United States to the State of Illinois for the use of the inhabitants of Township number twenty North Range ten east of the fourth principal Meridian for the use of schools known and designated on the Map of the said Section as made by the trustees of School lands within the said Township as lots No. two and three (2 & 3) being the west half of the North

East quarter and the East half of the North
West quarter containing One Hundred fifty
seven $\frac{9}{100}$ acres by survey and that the said
Namen Hill has paid to the School Commissioners
Two Hundred fifteen dollars and forty four Cts
15 for said lot of land the price at which the
same was sold In Consideration whereof
the State of Illinois does hereby grant bargain
sell and convey to the said Namen Hill
the lot of land aforesaid with the appurtenan-
ces thereof To Have And To Hold the same
unto the said Namen Hill and to his heirs
and assigns forever in fee simple as a
true perfect and absolute estate

In Testimony whereof I
have caused these letters to be made Patent
and the seal of the State to be hereunto affix-
ed Given under my hand at Springfield
this Sixteenth day of March in the
year of Our Lord One thousand Eight
hundred and forty Seven

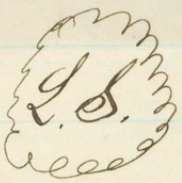
By the Governor

H. S. Cooley

Aug. Le French
Secretary of State

Countersigned Thomas H. Campbell

Auditor P. A.



6
Copy of Summons

State of Illinois
Lee County

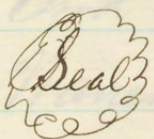
The people of the State of Illinois to the Sheriff of Cook County Greeting The Command you that you summons The University of Chicago and Elijah S. Hill and Cornelius A. Hall if they shall be found in your County personally to be and appear before the Circuit Court of said Lee County on the first day of the next term thereof to be holden at the Court House in Dixon in said Lee County on the Fourth Monday of November AD 1862 to answer unto Mary Hill in her certain Petition for Partition filed in our said Court And have you then and there this writ with an indorsement thereon in what manner you shall have executed the same

Witness Benjamin F. Shaw
Clk. of our said Court and the seal thereof at Dixon this twelfth day of November AD 1862
Benjamin F. Shaw By Lt. Divine Opt. Clerk

On Back of Summons

+ Served the within writ on the within named The University of Chicago by reading and delivering a copy thereof to J. C. Burroughs president of the within named University of Chicago the 17th day of November 1862

Anthony C. Keesing Sheriff
By John A. Nelson Deputy



Stamp

I accept Service on the within in due form & time

Fees on the within Summons J. B. Burroughs \$1.40

Copy of Summons

State of Illinois }
Lee County }

The people of the State of Illinois to the Sheriff of said Lee County greeting We command you that you summons The University of Chicago, Elijah S. Hill and Cornelius A. Wall if they shall be found in your County personally to be and appear before the Circuit Court of said Lee County on the first day of the next term thereof to be holden at the Court House in Dixon in said Lee County on the Fourth Monday of November A.D. 1862 to answer unto Mary Hill in her certain Petition for Partition filed in our said Court And have you then & there this writ with an indorsement thereon in what manner you shall have executed the same Witness Benjamin F. Shaw Clerk of our said Court and the seal thereof at Dixon this twelfth day of November A.D. 1862 Benjamin F. Shaw Clerk By L. A. Quine Dep't. Clk.

On Back of Summons

Served the within summons on Elijah S. Hill the within named defendant by leaving a true copy with him on the 13th day of November 1862

A. L. Porter Sheriff.
per L. A. Quine Dep't.

Dixon November 13th 1862

Cornelius A. Wall not found in my County

Dixon Nov. 24th 1862

A. L. Porter Sheriff
per A. L. Porter, Cpt.

Fees on the within Summons

\$1.45

(Answer)

State of Illinois Lee County Circuit Court
County of Lee of the November Term A.D. 1862

Mary Hill

vs

The University of Chicago Elijah S. Hill Petitioner for Partition
and Cornelius A. Wall Executor of Will of
Nathan Hill deceased

The answer of Elijah S. Hill one of the defendants
in the above named Petition wherein Mary
Hill is the Petitioner

And the said Elijah S. Hill one of the
above named defendants answering saith
that he admits that the said tract of land
mentioned in said petition as the North West
quarter of the North East quarter of Section thir-
ty two (32) in Township twenty of Range Ten

East in the County of Lee and State of Illinois
was entered by Elijah S Hill and Wamen Hill and
at the time of the death of the said Wamen Hill
the said land was held and owned by the
said Wamen Hill and this defendant Elijah
S. Hill and that the same premises have not
in any manner been divided or partitioned
since the death of the said Wamen Hill but
are still held and owned by this defendant
and the heirs of the said Wamen Hill decess-
ed And this defendant would request
this Court that the Commissioners appointed
to make partition in the Cause above entitled
may make partition of the premises herein
before described between this defendant Elijah
S. Hill and the heirs of the said Wamen Hill
deceased

And this defendant says that as to the other
matters and facts in said petition set forth he
is not informed
Elijah S. Hill

7
State of Illinois
County of Lee

Lee County Circuit Court
February Term A D 1863

Mary Hill
vs

University of Chicago
Elijah S Hill Esq
C Cornelius A Wall executor
of Wanen Hill deceased

Petition for Partition

Answer of Cornelius A Wall

The Answer of Cornelius A
Wall executor of the last will and testament of
Wanen Hill deceased

The said defendant
hereby waives all service of process in the above
entitled cause and hereby enters his appearance
as of the February Term A D 1863 of the said Lee
County Circuit Court

And for answer unto the said Complainants
bill of Complaint the said defendant Corne-
lius A Wall executor of the last will and testam-
ent of Wanen Hill deceased for himself answer-
ing saith that he admits as true that on
or about the 24th day of March A D 1862
the said Wanen Hill departed this life testate
that Mary Hill was his widow and now is
and that said Wanen Hill left no child or
children or descendants of such child or
children That the said will was admitted

to record in the County Court in and for said
Lee County on April 26th A.D. 1862. That on said
last mentioned day Jacob Luce and J.B. Alcott the
subscribing witnesses to the last will and testament
of Nansen Hill deceased appeared before the said Coun-
ty Court of Lee County and proved up the said
will according to the laws of the State of Illinois
in such case made and provided at the April
Term of said County Court A.D. 1862. That at
the said April Term A.D. 1862 of said Lee Coun-
ty County Court the said Mary Hill widow of
Nansen Hill deceased declined to act and relin-
quished her right to act in the capacity of
executrix or to administer in any way upon
the estate of Nansen Hill deceased and that
such relinquishment was duly filed in
the County Court for said Lee County in the
Clerks office of said Court on April 26th A.D. 1862.
That on the seventh day of May A.D. 1862 the
said Mary Hill renounced and granted all
her claim to the benefit of any jointure
bequest or devise made to her by the last
will and testament of her deceased husband
and elects to take in lieu thereof her dower
or legal share in the estate of her said husba-
nd and which renunciation was filed in
the Clerks office in and for said Lee County
County Court on the 12th day of May A.D. 1862.

That on the said seventh day of May A.D. 1862
said Mary Hill widow of said Nansen Hill
made her new election to take in lieu of her
dower in the estate of her deceased husband
her legal share of said estate after the payment
of all just claims and debts against the estate
of her deceased husband and which new elec-
tion was filed in the Clerks office in and for
said Lee County Court on November 8th A.D. 1862
That this defendant Cornelius A. Wall took the
oath of office and entered upon his duties
as executor of the last will and testament of
Nansen Hill deceased in accordance with the
laws of this state at the time his oath as such
executor together with his bond was filed
in the Clerks office of said County Court on
April 26th A.D. 1862 at the April term 1862
of said term and that Cornelius A. Wall this
defendant is now the executor of the last
will and testament of the said Nansen Hill
deceased duly authorized by letters testam-
entary issued out of the County Court of Lee
County at the April Term A.D. 1862 That
the debts and liabilities of the said Nansen
Hill deceased at the time of his death were
very few in number and of small amount
in the aggregate and that the said Nansen
Hill at the time of his death owned and possess

ed property which was and now is by at
leased the sum of eight hundred dollars more
than sufficient to pay all the indebtedness of
the said Hanen Hill deceased of whatever
kind or nature

And this defendant as to all the other mat-
ters and things in said Complainant's bill
of complaint contained says that he is not
informed

Cornelius A Hall
Executor of Hanen Hill deceased

State of Illinois
County of Lee

Lee County Circuit Court
of the February Term A.D. 1863

Mary Hill
vs
Elijah Hill The University
of Chicago Cornelius A Hall
Executor of the last will and testament
of Warren Hill deceased

In Chancery

To the Honorable
William. N. Heaton Judge of the 22nd Judicial
Circuit of the State of Illinois and of said Lee
County Circuit Court

In pursuance and
by virtue of an order of this Court made in
the above case at the February Term A.D. 1863
on the day of February 1863 by which it was
referred to the Master of this Court to take proofs
and to report to this Court I the subscriber
Master as aforesaid do hereby certify and depo-
sit that on the 16th day of February 1863 the said
complainant by Messrs De Wolf & Pinkney her
solicitors appeared before me in my office in
Dixon in said County and produced the
United States Patent for land therein descri-
bed to Elijah Hill and Warren Hill also
the Patent or deed from the State of Illinois
for lands therein described to Warren Hill as

mentioned in Complainant's Bill of Complaint which said Patents are hereto attached and made a part of this report also produced E. W. Pomeroy as a witness who was duly sworn examined Testimony reduced to writing subscribed and sworn to before me and is hereto attached as a part of this my report And I do hereby further certify and report that on this twenty third day of February said Complainant by De Hoff & Pinkney appeared before me at my office in Dixon and produced a certified copy of the last will and Testament of Warren Hill deceased also certified copy of relinquishment of Mary Hill of right to act as executrix or administratrix on Estate of the said Warren Hill also a certified copy of renunciation of rights under will also certified copy of election of said widow to take her legal share certified as copies of originals on file in the Lee County Court. All of which papers are herewith attached as a part of this my report

Respectfully Submitted
Lorenzo Wood
Master in Chancery

State of Illinois }
County of Lee }

Lee County Circuit Court of
February Term A D 1863

Mary Hill
vs
Elijah S Hill
The University of Chicago
Cornelius A Hall executor
of the last will and testament
of Mary Hill deceased

To the Honorable William
H. Keaton Judge of said Court

The undersigned Master
in Chancery to whom this cause was referred to take proofs and report Respectfully reports that on the 16th day of February A.D. 1863 Complainant by Messrs De Wolf & Pinkney her solicitors appeared before me at my office in Dixon Lee County Illinois and produced Edwin M. Pomeroy as a witness on part of complainant who was duly sworn examined his testimony reduced to writing submitted and sworn to before me and is as follows to wit

What is your Name. Age. occupation and place of Residence?

Edwin M. Pomeroy age 40 Farmer residing in Bradford County of Lee and State of Illinois

Are you acquainted with the parties Plaintiff &

Defendant in this suit:

I am acquainted with all the parties except the University of Chicago

When did Warren Hill depart this life?

About the 24th day of March A.D. 1862

Did he leave any will?

He did

Did he die seized of any real Estate if so please state what and where it lies?

He did die seized of one undivided half interest in the North West quarter of the North East quarter of Section Number Thirty two (32) Township twenty (20) Range Ten (10) East of the 4th P. M. in Lee County Illinois Also West half of the North East quarter and East half of North West quarter of Sect. Sixteen Town Twenty (20) Range Ten (10) East of the 4th P. M. Excepting a certain tract deeded by Warren Hill and Mary Hill to Nathan Woolsey March 25th 1858 and described as a part of the West half of the North East quarter of Section Sixteen Township Twenty Range Ten East of the

4th P.M. being a part of Lot Two of said Section
 sixteen as platted for school purposes commencing
 at the South East corner of said Lot No. Two (2) running
 thence North on the East line of said Lot Two (2)
 Four chains and Twenty links thence West on a line
 parallel with the south line of said Lot Two (2)
 one chain and Nineteen links thence South on
 a line parallel with the East line of said Lot
 No (2) Two Sixteen rods and Twenty links thence
 East to the place of beginning containing one half
 of an acre of land be the same more or less Excepting
 also a tract of land deeded by said Hannen Hill
 and Mary Hill to the Illinois Central Rail Road
 company on the 17th day of July A.D. 1862 described
 as follows the right of way over and through
 the North West quarter of the North East quarter
 of Section Sixteen Township No. Twenty Range
 Ten East of the 4th P.M. being about four acres
 said right of way over and through the lands
 and premises above described to include and
 comprise land of the width of fifty feet on each
 side of said Rail Road measuring from the
 centre of its track as the same has been sur-
 veyed located and established by said Compa-
 ny reference being made to a Map of said land
 on file in the Recorder's Office in said Lee
 County excepting also the right of way of the
 Illinois Central Rail Road Company over

and through the South West quarter of the North East quarter and the North East quarter of the North West quarter of Section Sixteen Township No. Twenty (20) Range No Ten (10) East of the 4th P.M. Said right of way over and through the lands and premises last described to include and comprise land of the width of fifty feet on each side of said rail road measuring from the centre of the track as the same has been located surveyed and established by said Company reference being had to a Map recorded in the Records office in and for said Lee County. Excepting also a certain tract of land deeded by Wamen Hill and Mary Hill to Elijah S Hill and described as follows.

commencing at the North East corner of Lot No Two (2) of Section Sixteen Township No Twenty Range No Ten (10) East of the 4th P.M. Thence West to the North West corner of said Lot No Two (2) Thence South East along the line of the Illinois Central Rail Road to the East line of the said Lot No Two (2) Thence North to the place of beginning - Excepting also a tract of land deeded by the said Wamen Hill and Mary Hill to James Anderson the first day of September A.D. 1863 described as follows the North half of the West half of the East half of the

North West quarter of Section Sixteen (16) Township
No Twenty Range Ten or East of the 4th P.M.
containing twenty acres of land more or less
Excepting also a tract of land conveyed by deed
by the said Warren Hill and Mary Hill to Cyrus
Bryant on the second day of October A.D. 1854
described as follows to wit the West half of the
South East quarter of the North West quarter of Section
No Sixteen (16) Township No Twenty North Range
No Ten or East of the 4th P.M. all said tracts of land
so described as excepted lying and being in
the County of Lee and State of Illinois

Did the said Warren Hill at the time of his
death any widow or any child or children or any
descendants of such child or children?

He left only a Widow, Mary Hill

When and where was the last will and testament
of the said Warren Hill filed proved and admitted
to record?

The County Court of Lee County Illinois the 26th
day of April A.D. 1862

Who was the subscribing witnesses to the said last
will and testament of said Warren Hill?

Jacob Luce of Lee County Illinois + J. B. Alcott of
Springfield Illinois

Who was the Executors named in the last will &
Testament of the said Nansen Hill?

Mary Hill and Cornelius A. Wall

Did the said parties named in the said Will as the
Executors of the said last will and Testament of the
said Nansen Hill ever except of and enter upon
their duties as such executors?

The said Mary Hill named as one of the executors
of the last will and Testament of the said Nansen Hill
declined to act and relinquished all right to act
in the capacity of Executor of said last will and
Testament and further relinquished all right in
any way to administer on said estate on the 25th
day of April A.D. 1862 in writing over her signature
Cornelius A. Wall named as executor in said
Will did accept the trust and qualified as such
executor at the April Term of the Lee County Court
A.D. 1862 and is now acting as such executor

Did the said Mary Hill accept of any jointure bequest
or devise made to her by the last will and Testament
of the said Nansen Hill?

she did not but on the 7th day of May A.D. 1862 under her hand renounced and quitted all claim to the benefit of any jointure bequest or devise made to her by the said last will and testament of her deceased husband Warren Hill and Elected to take in lieu thereof her dower or legal share of the Estate of her said husband Warren Hill

Did the said Mary Hill widow of the said Warren Hill ever make any new election to take any share in the Estate of the said Warren Hill deceased in lieu of her dower in said Estate?

She did.

Please state what such Election was

The said Mary Hill widow of the said Warren Hill on the 7th day of November A.D. 1862 under her own signature elected to take in lieu of her dower in the Estate of her deceased husband Warren Hill of which he did seized her legal share of said Estate after payment of all just debts and claims proved against his said estate

In his lifetime did the said Warren Hill acquire any title to the North West quarter of the North East quarter of Section Thirty two (32) Township No

Twenty Range No Ten or East of the 4th P.M. in the
county of Lee and state of Illinois if so in what
manner?

He did By Patent from United States of America
to Elijah S Hill and Said Wamen Hill

What was the date of such Patent

First day of March A.D 1849

On his lifetime did the said Wamen Hill acq-
uire any title to the ~~North West~~ West ~~quarter~~ ^{quarter} of the North
And the East half of the North West ~~quarter~~ ^{quarter}
East quarter of Section ~~any~~ ^{any} Township No.
Twenty Range No Ten East of the 4th P.M. in the
county of Lee and State of Illinois if yea in
what manner?

He did. By deed or Patent from the State of
Illinois dated 16th day of March A.D 1857 Convey-
ing said last mentioned premises to the said
Wamen Hill

Did the said Wamen Hill at the time of his
death leave any debts and liabilities owing
and due from him to any person or persons
whomsoever if so state the amount of such
indebtedness?

He did, cannot say exactly not to exceed Four Hundred dollars

Did the said Warren Hill deceased leave any personal assets at the time of his death, if yes what amount in value of such property?

He did he left personal property and assets worth One Thousand Dollars or over to the best of my belief and judgment

Are the personal assets of said Estate of Warren Hill sufficient to pay the debts and liabilities of said Estate?

Yes and a great deal more

Has any dower been set apart or assigned to said Mary Hill out of the estate of the said Warren Hill deceased

Not to my knowledge and I should be likely to know it if there had been

Do you know of any other matters or things touching the matters above referred to which would be of any benefit or interest to the said Complainant in this cause if so state the same as if you were

"(20) Range ten (10) East of the fourth
"P.M. Also the following described land
"Commencing four rods and nineteen links
"West of the South West corner of the East
"half of the North East quarter of Sec-
"tion sixteen, township twenty (20) range
"ten (10) East fourth P.M. running West
"fifty six rods and eighteen links to a
"stone; thence North one hundred and
"thirty six rods to a stone; ~~thence~~
"North one hundred and thirty six rods
"to a stone in line of right of way of
"Illinois Central railroad, thence South
"forty five degrees and thirty minutes
"East along the right of way of Illinois
"Central railroad eighty seven rods and
"five links to a stone, thence South fifty
"eight rods and five links to a stone,
"thence West four rods and nineteen
"links to a stone, thence South sixteen
"rods and twenty links to place of be-
"ginning, containing forty acres and
"eight rods of land -

"Now on motion of DeHoff and Pinkney
"of Counsel for the petitioners it is ordered,
"adjudged and decreed, and this Court
"by virtue of the power and authority
"therein vested doth order, adjudge and
"decree, that the said report and all

"things therein contained, do stand ratified
"and confirmed, and that the said Partit-
"tion so made be firm and effectual
"forever, between the said parties thereto,
"and the said parties respectively hold in
"severally the portion of the said premises
"so as aforesaid allotted and assigned
"in severally to them -"

State of Illinois, 3 ss.
Lee County. 3

J. Benjamin F. Shaw, Clerk
of the Circuit Court in and for said county,
do hereby certify that the foregoing is a full,
true and complete Manuscript of all the pro-
ceedings of record in a certain cause lately
determined in said court, wherein Mary
Hill was plaintiff, and The University of Chi-
cago, Elijah S. Hill and Cornelius A. Wall,
were defendants, in a petition for partition,
as shown by the books of my said office,

In Testimony whereof I hereunto
set my hand and affix the seal
of said Court, this 28th day of
July A.D. 1864.

Benjamin F. Shaw, Clerk,
By E. A. Divine, Deputy.

Fee \$4.50