

Portage Path to Genealogy

Volume 31 Number 1 January-February 2009

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THE PORTAGE PATH TO GENEALOGY is published by the Portage County Chapter, OGS, P.O. Box 821, Ravenna, Ohio 44266, 6 times a year in January, March, May, July, September, and November. Membership dues are \$10 per year for an individual membership \$12 per year for two people at the same address. Dues are payable in January of each year.

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pccogs@embarqmail.com

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To Our Members:

I can hardly believe I had to write 2009 already-it seems that just a couple of years ago I was reading about all the computer problems expected with 2000. The universe must be really expanding fast, for time is whizzing by. I hope all of you had a wonderful holiday.

If you haven't interviewed that certain relative yet please don't put it off. I have lost two uncles that I wanted to talk to but now the opportunity is gone. I have managed to visit some relatives over the last couple of months and acquired copies of photos. I found that my digital camera takes great pictures of existing photos, if the angle is right.

We are having a new contest, see page two for details.

I had a speaker for February but they had to cancel. Evelyn and I will be trying to get programs lined up for the rest of the year. If there is enough interest we could arrange a field trip to OGS in Mansfield in April or May. Please remember that even if you can't attend a meeting because you live out of town you can still meet us at the OGS library. As a chapter we get in free so if you are not a member of OGS that would be a good time to see what they offer. You may want to join after your trip.

Your President,
Barb Petroski

REMINDER: Your 2009 Chapter Dues are Now Due. We want to keep you as a valued member. We have another contest planned and hope you will remain with us in this tougher economic time. See page 13 for membership form.

Meeting Dates—3rd Saturday of the month

Where: Portage County Historical Society, 6549 N. Chestnut St., Ravenna (located next to the Ravenna High School Stadium and just south and across the street from Maple Grove Cemetery), unless otherwise noted.

TIME: 10:00 a.m. unless otherwise noted

January-the topic will be **Lineage Societies**. Members of the chapter are invited to discuss the different societies they belong to and the process necessary to join the society. Please bring newsletter from the society you belong to and if there are other items you wish to share about the organization.

February—all to be announced

March

April

May

June-July-August—no meetings

September

October—First Settler's Luncheon

November

December-no meeting

Chapter News:

Welcome New Member:

Nancy FREDENBERG, 8330 NW 48th St, Lauderhill, FL 33351 nancyleeme@earthlink.net

Special Thanks to Member:

Edward Chittenden for donation to chapter



The Ohio Genealogical Society has reached their goal of “Full Funding” for the new Genealogy Library in Richland County. The current facility is small and with the donations of family histories, microfilm, chapter publications and books that cover a wide range of topics of genealogical interest, the new library will be able to provide the space and comfort to do research.

One item of interest seen in the recent listing of new items was microfilm:
Portage County Ohio county home register, 1840-1913; 1843-1900.



CHAPTER E-MAIL ADDRESS, QUERIES, & RESEARCH INFORMATION

If you wish to send a query for this newsletter please send it to pccogs@embarqmail.com
Please limit your query to only two surnames.

Queries, which are posted in this newsletter, are free for members.

There is a \$1.00 fee for queries from non-members who must mail in their payment with the request.
(PCCOGS, P. O. Box 821, Ravenna OH 44266-0821)

Our chapter has elected to charge for research time. Our all-volunteer researchers can rack up a lot of traveling to get the information requested, which takes up their time and costs them for travel. All the details will be in the next issue of this newsletter. A form will be available next month on our webpage to download, and a copy will be put in the newsletter.



NEW CONTEST—Prize to be announced at later date

We did this a few years ago and the response was very good so we will do this one again.

Send or bring to a meeting a copy of a photograph of the most interesting tombstone you have seen in your strolls through the cemeteries. It does not have to be your ancestor.

List the location and name of the cemetery and date photo taken. Also if you have a short story to go along with it please include it with your entry. Be sure to include your name on the photo.

Only two (2) photos per person allowed.

Entries should be received by September 15, 2009.

The following is from the Portage County Historical Society file: Mount Union College. The pages are from the *Catalogue and Circular of the Mount Union College and Normal Seminary for the Academic Year 1858-9*. The students are from all over the country.

STUDENTS.

COLLEGIATE COURSES.

NAMES. RESIDENCES.

SENIOR CLASS.

CLASSICAL.

J. M. CARR,	- - - - -	Damascoville.
J. H. CRATON,	- - - - -	Waynesburg.
S. F. DEFORD,	- - - - -	East Rochester.
W. J. HAHN,	- - - - -	North Georgetown.
G. W. HENNING,	- - - - -	Paris.
W. T. ROBINSON,	- - - - -	Holliday's Cove, Va.
J. H. TRESSSEL,	- - - - -	Oneida Mills.
A. E. WARD,	- - - - -	Elkton.

SCIENTIFIC.

J. FOX,	- - - - -	Alliance.
E. N. HARTSHORN,	- - - - -	Mount Union.
I. MORRIS TAYLOR,	- - - - -	East Bethlehem, Pa.

JUNIOR CLASS.

CLASSICAL.

H. J. CALDWELL,	- - - - -	Eden.
E. EBI,	- - - - -	Massillon.
MATILDA HINDMAN,	- - - - -	Finleyville, Pa.
J. S. LEMMON,	- - - - -	Tyrone Mills, Pa.

SCIENTIFIC.

J. ALPHEUS BRUSH,	- - - - -	Mount Union.
SARAH E. CHAPMAN,	- - - - -	Edinburgh.
B. F. GARRETSON,	- - - - -	Mount Union.
A. H. HELDENBRAND,	- - - - -	Massillon.
LOUIS PAINE,	- - - - -	Limaville.
C. W. SWARTZ,	- - - - -	Marlborough.
W. C. E. TREW,	- - - - -	Eden.
J. B. YORK,	- - - - -	Mount Union.

SOPHOMORE CLASS.

CLASSICAL.

J. S. BEAZELL,	- - - - -	Webster, Pa.
S. L. CHEYNEY,	- - - - -	Mount Eaton.
B. F. FAST,	- - - - -	East Springfield.
O. J. FAST,	- - - - -	Lexington, Ill.
J. C. GREENAWALT,	- - - - -	Washingtonville.
A. W. HELDENBRAND,	- - - - -	Massillon.
J. D. HOADLEY,	- - - - -	North Benton.
W. IDDINGS,	- - - - -	St. Clairville.
JOSIAH Q. KERN,	- - - - -	Mount Union.
H. W. MYERS,	- - - - -	Bucyrus.
J. ESTEP PHILIPS,	- - - - -	Library, Pa.
W. RAKESTRAW,	- - - - -	Mount Union.

SCIENTIFIC.

N. ANTHONY,	- - - - -	Atwater.
SALLIE A. BULLARD,	- - - - -	New Garden.
J. D. BURT,	- - - - -	East Palestine.

J. H. DOUTHITT,	- - - - -	Edinburg.
L. FORDING,	- - - - -	Alliance.
MARY J. HAGUE,	- - - - -	Augusta.
NAN J. HAMMOND,	- - - - -	Rostraver, Pa.
JENNIE HINDMAN,	- - - - -	Finleyville, Pa.
T. J. HORNER,	- - - - -	Millsboro, Pa.
G. W. JENKINS,	- - - - -	East Bethlehem, Pa.
C. A. JOHNSTON,	- - - - -	Akron.
H. S. LEHR,	- - - - -	Wooster.
MAGGIE O'BOY,	- - - - -	Michigan City, Cal.
W. PATTON,	- - - - -	New Milford.
DAN POWELL,	- - - - -	Sandy.
SADE I. SLEMMONS,	- - - - -	Mercer, Pa.
D. M. SPRINKLE,	- - - - -	North Lima.

FRESHMAN CLASS.

CLASSICAL.

W. H. BUCHANAN,	- - - - -	Carrollton.
A. P. CONKLE,	- - - - -	Calcutta.
R. COPE,	- - - - -	Columbiana.
H. R. CRATON,	- - - - -	Waynesburgh.
W. J. CUNNINGHAM,	- - - - -	Rostraver, Pa.
W. J. DUFF,	- - - - -	Pittsburgh, Pa.
J. P. JENKINS,	- - - - -	Salem.
D. D. McDONALD,	- - - - -	Salem.
S. W. MORGAN,	- - - - -	Herriottsville, Pa.
J. B. UBER,	- - - - -	Greensburg, Pa.
P. WICKERSHAM,	- - - - -	Green Hill.
E. D. YUTZY,	- - - - -	Grantsville, Md.

SCIENTIFIC.

W. S. AMOS,	- - - - -	Lamartine.
WM. BARNABY,	- - - - -	Mount Union.
J. B. BEATY,	- - - - -	Waynesburgh.
D. C. BURSON,	- - - - -	Salineville.
R. H. CUNNINGHAM,	- - - - -	Rostraver, Pa.
L. S. DEVENY,	- - - - -	Smithfield.
A. GANS,	- - - - -	Middlebranch.
SARAH L. GILBERT,	- - - - -	Palmyra.
F. E. HARSH,	- - - - -	Carrollton.
W. F. HART,	- - - - -	Hornellsville, N. Y.
S. E. KEAGLE,	- - - - -	Williamsport, Pa.
J. H. MOORE,	- - - - -	Auburn, Ind.
D. J. STEWART,	- - - - -	Augusta.
W. TEETORS,	- - - - -	Alliance.

TEACHERS' HIGHER COURSE.

J. HERVEY ALEXANDER,	- - - - -	South Orange, N. J.
W. ALLISON,	- - - - -	East Palestine.
D. W. ALTER,	- - - - -	Morth Benton.
J. W. AMPHLET,	- - - - -	Middlebury.
M. H. AMPHLET,	- - - - -	Middlebury.
J. D. ANDREWS,	- - - - -	Enon Valley, Pa.
DELILA ASPY,	- - - - -	Deerfield.
G. T. BALLINGER,	- - - - -	Atwater.
C. H. BALLINGER,	- - - - -	Atwater.
E. C. BARD,	- - - - -	Mount Union.
ELLA R. BLANCHARD,	- - - - -	New Franklin.
SALLIE A. BLANCHARD,	- - - - -	New Franklin.

Continued next issue

The following 2 pages contain the **complete index (A-E & a few odd letters)** for wills only-- that are located at the Portage County Historical Society. These wills have no court case numbers and are dated from 1904 to 1959. Copies of these can be obtained from PCHS.

Probated Wills

A

Abbott, Euterpe
 Abel, Helen R.
 Aberegg, Norman
 Abram, Ludwig
 Adams, Louise
 Adams, Mirrel H.
 Addeo, James V.
 Adolph, Ida F.
 Adolph, Margaret
 Adrion, Julia
 Ahrens, Emma M.
 Aiken, Daniel
 Ake, Katie E.
 Albert, Joseph
 Alfather, Anton
 Alger, John A. Sr
 Alger, May K.
 Allen, Benjamin H.
 Allen, Janie
 Allen, Joy
 Allen, Nellie B.
 Allen, William J.
 Allyn, Jennie
 Almerico, Pasquale
 Amberik, Anna
 Ameier, Irene R.
 Anderson, Elizabeth
 Anderson, Emma
 Andrews, Anna D.
 Andrie, Charles J.
 Andrie, Edward
 Andrie, Harry
 Apecella, Michael

Appleton, Wallace N.
 Arnette, Charles N.
 Arnette, Jessie
 Arvizzigno, Pasquale
 Asplund, Phebe
 Attisano, Joe & Maria
 Atwood, Roger L.
 Audino, Theresa
 Austin, Andrew H.
 Austin, Grace M..

B

Bachman, Willis D.
 Bachtell, Lloyd H.
 Bachulis, Stanley A.
 Bahl, Fred L.
 Bailey, Charles C.
 Baker, Camellia
 Balazs, Joseph
 Balazs, Mary
 Ball, Lee G.
 Balo, Finley F.
 Bancroft, Clarence B.
 Bancroft, Mabel
 Bancroft, William
 Baragry, Helen
 Barbarine, Peter
 Barber, Dene H.
 Barber, Luzetta C.
 Barber, Mary C.
 Barhalt, Bertha
 Barnaby, Emma L.
 Barnes, Evelyn J.
 Barrett, Robert B.
 Barrett, Russell H.
 Bartholomew, Amelia
 Bartholomew, L.C.
 Barton, A.C.
 Barton, Fred Elmo
 Bartow, Sadie A.
 Basel, Bertha M.
 Bauer, Lillian
 Baughman, Harry S.
 Baumberger, A.W.
 Baumberger, Winona
 Baylor, Geneva
 Baylor, John W.
 Beal, Bessie
 Beardsley, Jennie

Bechtle, Catherine L.
 Beck, Emma Marie
 Beckley, Lora G.
 Beckwith, Samuel
 Beldhaem, Augusta
 Beltz, Elizabeth
 Bentley, Jeannette
 Bentz, Iva F.
 Bepley, Pearl B.
 Berkey, Mable
 Bertoldi, Edna
 Bertram, Frederick J.
 Bertschi, Anna Z.
 Besse, Jesse A.
 Bettles, W. E.
 Bevilacqua, Anthony
 Biener, Charles
 Biener, Johanna
 Bietz, Leo A.
 Bigalow, James H.
 Biggar, Rose K.
 Biles, C. W.
 Biles, Nella I.
 Bingham, Eldis B.
 Bishop, Annah L.
 Bishop, Ina I.
 Bissell, Ina
 Bissell, LeOna
 Bissler, Ira S.
 Bissler, Mary K.
 Black, Isaac
 Blanchfield, Clarence
 Blass, John
 Boettler, Christopher
 Boggs, Louise
 Bogisits, Elizabeth
 Bogisits, Joseph
 Bognar, Alex
 Bograd, Jennie E.
 Bolas, John M.
 Boles, Charles L.
 Bond, Louise
 Bonker, Hilda E.
 Borling, Bernard
 Borne, Anna G.
 Borne, Paul W.
 Bosworth, Sarah
 Bottorff, Iva V.
 Bousum, Edna B.

Bowen, Jessie E.
 Bowers, Genesta
 Bowers, Pearl W.
 Bowman, Cora A.
 Boyce, Frank L.
 Brachett, Julia S.
 Bradley, Charles H.
 Bradshaw, Lillie M.
 Braun, Emil
 Breznai, Stephen J.
 Bright, Homer A.
 Brock, Arizona H.
 Brockel, William E.
 Brode, Elvin L.
 Brode, Idabelle
 Brokaw, Harold F.
 Brosius, H. Homer
 Brown, Clara J.
 Brown, Clifton O.
 Brown, E. M.
 Brown, Eliza
 Brown, Irene G.
 Brown, Laura B.
 Brown, Lillie Lee
 Brown, Nellie
 Brown, Victoria A.
 Bruce, Loretta F.
 Brunner, C. R.
 Bungard, William D.
 Bunker, Daisy B.
 Burger, Charles E.
 Burkholder, Hettie R.
 Burner, Willis Judson
 Burr, Ernest L.
 Burt, Mark W.
 Busch, Gertrude
 Bushey, Scott
 Butler, Jessie S.
 Butterworth, Helen K.
 Buxton, Thomas G.
 Byers, George E.
 Byrnes, Helen N.

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Calvin, Phoebe C.
 Cameron, Anna
 Campbell, Charles A.
 Campbell, Della
 Campbell, Elizabeth

- Caner, Dorothy L.
 Canning, John P.
 Cannon, Harry
 Carboni, Cesare
 Carder, Charles E.
 Caris, William
 Carlin, Mary E.
 Carlisle, John C.
 Carlson, John G.
 Carlton, Nettie J.
 Carnahan, Frederick
 Case, Blanche F.
 Case, W. Logan
 Chandler, Benjamin
 Chapman, Hugh & Anna
 Chapman, Maud
 Chapman, Willard D.
 Chappell, Charles O.
 Cherry, I. J. Olney
 Chorgo, Mary
 Christenson, Ernest
 Christenson, Julia W.
 Churchill, Royal S.
 Cimarelli, Americo
 Clapp, Arthur A.
 Clapp, George S.
 Clark, Fern D.
 Clarke, Inez W.
 Clayton, Stella M.
 Clearwater, Elizabeth
 Clearwater, Lewis E.
 Cline, George A.
 Coates, Amody
 Cobb, Dora M.
 Coburn, E. A.
 Cofer, Eddie B.
 Coffin, Pauline E.
 Cole, Renes C.
 Coler, Howard D.
 Collette, Paul E.
 Collier, Charles V.
 Collingwood, Margaret Suffecool
 Collins, Daisy M.
 Colombetto, Rose
 Conley, Frank M.
 Conley, Nellie A.
 Cook, Edward D.
 Cook, Rachel E.
 Cook, William
 Coombs, John
 Cooper, Burt Carlton
 Cooper, Valentine
 Cope, Walter J.
 Copeland, William H.
 Corbett, Watson O.
 Corl, Clara
 Correll, Homer L.
 Coyle, Effie
 Crane, Gail H.
 Crecraft, Earl Willis
 Creque, Veronica M.
 Critchfield, Ernest C.
 Crites, Luther J.
 Croghan, Harry L.
 Crouse, Hazel
 Cummings, Clyde R.
 Cuthbert, Grace N.
- D**
 Dalrymple, Charles L.
 Daltorio, Anna
 Dandanell, Albin W.
 Daniels, Eli
 Darrah, William C.
 Darrow, William H.
 Davies, Everitt H.
 Davis, Carrie Rawson
 Davis, Drusilla
 Davis, Lucy
 Davis, Richard P.
 Davis, Robert E.
 Dawson, Cora R.
 Dawson, Efie
 Day, Seth B.
 Dearsom, Wilhemina
 Deem, Charles P.
 Deffenbaugh, William
 Dehaven, Ernest Roy
 Deidrick, Garrett G.
 Deis, Rosetta M.
 Deleone, Angelina
 Dellano, Angeline
 Deluca, Minnie
 Deming, Mabel G.
 Deming, Tom
 Dennis, Maude
- Derthick, Frank A.
 Derthick, Paul O.
 DeSimio, Ben V.
 Deubner, Theodore B.
 Diamond, Julia D.
 Dick, Carl A.
 Diethrick, Albert
 Dietz, Pearl V.
 Dilda, Elizabeth
 Dilley, Lucille H.
 Dix, Caroline R.
 Dix, Wallace E.
 Dixon, Gladys Moore
 Dobbs, Andrew
 Dohner, Cora
 Dole, Richard
 Dolinsky, Helen
 Donaghy, Roy
 Donahey, J.H.
 Doolittle, Nathaniel S.
 Dorsch, Martha M.
 Downs, George R.
 Drakulich, Joe aka-
 Drakulio, Yovo
 Dreese, John L.
 Drugan, Francis E.
 Drugan, Mary Annie
 Drushel, Delbert
 Dubbs, Fred C.
 DuBois, John Harold
 Duckwitz, Fred
 Dudley, Harriet E.
 Dunbar, Margaret
 Dunbar, Orrin W.
 Dundon, Ella F.
 Dunham, Elsie I.
 Dunkle, Hattie
 Dunlavy, Esther B.
 Dunn, George A. Sr.
 Dussel, A. F. Sr.
 Dustman, Sadie A.
 Dutter, Nettie M.
 Dutter, Rose J.
 Dworchick, John
- E**
 Earnest, Cornelius
 Eberwind, F. A.
 Eck, Elta
 Eckert, Charles
 Eckert, J. Howard
 Eckert, Martha E.
 Edwards, Pascoe G.
 Eichler, Elizabeth V.
 Eigner, Park W.
 Elgin, William H.
 Ellenberger, Marian S
 Ellenburger, Walter E
 Ellsworth, Laurence
 Elwood, Clarence
 Ely, Lloyd G.
 Emery, Eleanore M.
 Engelhardt, Ernest W.
 Englehart, Clara M.
 Ensinger, Charles G.
 Erdly, Arthur G.
 Erdly, Ralph N.
 Evanoff, Mary
 Evans, Howard D.
 Evans, Perry N.
 Ewell, Edward L.
 Ewell, Lloyd D.
 Ewell, Mame
 Eye, William W.
- G**
 Gano, C. B.
- M**
 Moon, Lawrence J.
- P**
 Powers, Nellie R.
- The End!

Customary Estate - see *copyhold*

Decedent - one who has died.

Deed - A document giving the holder the title to property. More generally, any document sealing an agreement, contract, etc. The most common types of deeds *Bargain and Sale*, *Quitclaim*, and *Warranty*.

Deed of trust - A transfer of property to someone to be held in trust for another. See *trust*. More specifically, however, deeds of trust are used in a number of states instead of a *mortgage* to secure a loan. The deed of trust names the trustees in whom title is placed as security against failure to meet the terms of the loan.

Deed poll - A deed not indented, that is, a deed made by one party only. See *indenture*.

Deforce - To forcibly withhold property from its rightful owner.

Demesne - 1) Possession of land as one's own. 2) The part of an estate worked for the owner. 3) Land adjoining the manor house.

Demise - Generally a synonym for 'lease', both noun and verb.

Devise - A gift of real property made in a will. See also *bequest*.

Dower - A wife's interest in her husband's property, inheritable at his death. English probate law set this at 1/3. "Her thirds" was a phrase used for this. In the U.S. it was common for a woman to formally relinquish her dower claim on land sold by the husband. This further guaranteed that the property was clear of all obligations. In some areas the lack of a dower relinquishment at the time of sale was proof that the man was single or widowed. See also *jointure*.

Easement - Use of a portion of property for some stated purpose without remuneration. Easements are not estates in that they do not convey ownership, but rather the use of the property in so far as needed for the stated purpose. An example is the easement a city may have to dig up part of your land to repair the water main. Easement is a right. Contrast with *servitude*.

Ejectment - A suit by an owner to reclaim ownership from a tenant who has overstayed the terms of a lease. Originally it was a suit brought by a fictitious tenant to *try the title* of the landlord in order to acquire the land under lease.

Emolument - Profit derived from employment or labor, including wages and other compensation.

Encroachment - To gain unlawfully or infringe on the property of another.

Encumbrance - A burden on a property, generally one that affects the ability to transfer title, or one which affects the condition of the property. Examples are liens, mortgages, taxes, easements, water rights, etc.

Enfeoff - To invest with an estate held in fee.

Enfeoffment - Giving ownership in fee. A deed or legal document giving ownership in fee.

Entail - To create a *fee tail*, or to create one from *fee simple*.

Entry - Filing of the intention to get a land grant or patent. This was the first step of a multi-step process of getting land, the other steps generally being Survey, and Grant.

Escheat - Land ownership reverting to the Crown, government, or estate owner because of a lack of heirs or breach of condition to ownership. See also *forfeiture*.

Esse - In esse (Latin). In existence. See also *posse*.

Estate - A property right held by someone. There can be many estates held on a single piece of property, for example, relating to specific uses of the property. Mineral rights, water rights, and so on are examples. Estates can be subordinate (lower in rank) to other estates.

Et al - Latin *et alia*, for "and others".

Et ux - Latin *et uxor*, for "and wife".

Exception - A clause in a deed whereby the seller retains some right currently held on the land being sold, for example, "my land except 3 acres...", "my land except mineral rights...". In both cases the seller owned the thing being excepted. See also *Reservation*.

Exception and Reservation - A general term found in deeds when a seller retains some kind of interest in the property. Technically the language should refer to a *reservation* or *exception* as needed but many deeds are written with this catchall phrase.

Executor/ executrix - The person named in a will to carry out the terms of the will. See *administrator*.

Fee - Heritable land held in return for service to a lord.

Fee simple - Ownership of land that can be inherited by any heirs. *To hold in fee* means to possess.

Fee tail - Ownership of land restricted to a specified class of heirs, generally direct descendants.

Fem Covert - A married woman.

Feoff - See *fee*

Feoffment - Transfer of inheritable real property.

Feoffee - One who benefits from a fief.

Feud - See *fee*.

Feudal system - The system of land holding in exchange for service, ultimately to the king. This is opposed to the *alodial* system.

Fief - See *fee*.

Fieri Facias - A common law writ to enforce collection of a debt. Typically executed by the sheriff, the property of the debtor is sold to satisfy the claim.

Forfeiture - Loss of property for failure to obey the law, or reversion of title to the sovereign because of default or an offense. It can be applied to any part of an interest of ownership. See also *escheat*.

Freehold - see *fee simple*

Grant - Transfer of title from the government to the first titleholder of a piece of property. This term is generally used by states and the federal government. See also *patent*.

Grantee - The person receiving a grant, or buying property.

Grantor - The person issuing the grant, or selling property.

Headright - A Virginia system of land patents, prevalent in the 1600's in which immigrants, including minor children, were entitled to 50 acres of land apiece. It was customary for the person paying passage to claim the headright, though the right appears to belong to the immigrant. Headrights could be sold or assigned to others. A headright system was also used in other states including South Carolina and Georgia.

Hereditament - Anything that can be inherited. A *corporeal hereditament* is tangible real or personal property that can be inherited. An *incorporeal hereditament* includes intangible *appurtenances*, rents, and the like.

Importation right - See *headright*.

Improve - To make land more valuable by clearing and planting. Land that was not improved by the owner might revert to the government.

In capite - Latin - An estate in land held by direct grant of the king.

Incumbrance - See *encumbrance*.

Indefeasible Estate - An *estate* that cannot be changed under any circumstances.

Indenture - A written agreement. (Originally, the document was written in duplicate, and the two copies placed side by side and 'indented', or cut, with a wavy line so they fit together perfectly.) See also *deed poll*.

Ingress and Egress - The entering and leaving of land and the means of doing so.

In personam - Latin - A legal action against a person.

In rem - Latin - A legal action to affect the interests of people in a thing such as a parcel of land. Examples would be partitioning an estate or foreclosing. See also *in personam*.

Intangible property - The opposite of *tangible* property. Examples are property rights, easements, copyrights and other things of value that have no physical presence. Also, certificates or other items that have no inherent value but which represent something physical.

Intestate - Having no will. If someone dies intestate, the court appoints an *administrator* to settle the estate.

Instrument - Legal document.

Investiture - See *livery of seizin*.

Joint tenancy - Ownership by two or more people, with rights of survivorship. Tenants can act individually to partition or sell their interest in the property, but such actions create a *tenancy in common*. See also *tenancy by the entirety*.

Jointure - Property given to a prospective wife, to be enjoyed by her at her husband's death. Differs from *dower* in the way in which her future is protected.

Lease and Release - A practice in early Virginia that is equivalent to a sale. It was accomplished by a two step process of leasing the property in question to the buyer, then releasing the buyer of the lease obligation.

License - A personal privilege or permission to make some use of land owned by another.

Lien - A charge or claim upon someone's property as security for a debt. A lien does not confer title. The law recognizes the right to have a debt satisfied out of someone's property.

Life(time) Estate - An *estate* with duration limited to the lifetime of the holder or some other person. See *remainder*.

Livery - Delivery of ownership.

Livery of Seizin - An open and 'notorious' public ceremony conferring ownership of a freehold estate.

Locator - A person who determines or establishes the boundaries of land or a mining claim.

Messuage - A dwelling house with its adjacent buildings and lands appropriated to the use of the household.

Moiety - One half. One of two equal parts. A share or portion.

More or less - This term is frequently used in deeds to qualify acreage, e.g. "50 acres, being the same more or less". Even accurate surveys have some error in the calculation of area and this phrase recognizes that fact.

Mortgage - Today we think of this as a secured loan (for example, a loan with a house as *collateral*). In older times it was often written as a regular deed of sale with a condition attached such that the sale was void if certain payments are made by a certain date. With a mortgage, if the borrower fails to pay the mortgage note off, the mortgagor must successfully sue in order to sell the property and recover the loan. See *deed of trust* for a different way of establishing security for a loan.

Mutation - In India, the process of legally changing a parcel's owner. It results in an updated RTC (Record of Right Tenancy and Cultivation), the backbone of the Indian land record system.

Parcel - A piece of land. A *tract*.

Patent - Transfer of title from the government to the first titleholder of a piece of property. This term was generally used by the Crown or its representative. See also *grant*.

Payoff Deed - In Arizona and perhaps elsewhere, a deed of ownership issued when seller receives full payment under the terms of a deed of trust or agreement of sale.

Planting and Seating - See *improve*. In Virginia colonial law a patentee was required to cultivate an acre of land and build a small house on the property, otherwise the patent would revert to the government.

Posse - In posse (Latin). In the future or which might exist in the future. See also *esse*.

Possessory - Relating to ownership.

Premises - A somewhat fluid term meaning land and its *appurtenances*, or land and its buildings and structures.

Private Road Maintenance Agreement - An agreement between all property owners that abut a private road to maintain that road. Lenders require this agreement if the private road is the only access to a property.

Privity - A relationship between parties having a direct or indirect interest in a legal matter. Class actions are an example where parties not involved in a suit have a privity relation to it. Parties in estate transactions necessarily have privity, and so do heirs of an estate.

Prove Up - See *Improve*.

Probate - The process of proving a decedent's will and settling the estate. The signing of a will was typically witnessed by neighbors, who would later swear in court that they saw the decedent sign the will prior to death. This "proved" that the will was actually that of the decedent.

Property - Any kind of thing which has a value and which one can exercise the rights of ownership upon, including possession, use, and disposal.

Quitclaim Deed - A common type of deed in which the seller relinquishes claim to whatever rights were held on the property, but does not guarantee that the property is actually free of claims by others.

Quitrent - A rent paid in lieu of required feudal services. See *fee* and *socage*. The quitrent can be considered a real estate tax.

Real property - Land. See also *chattel*.

Remainder - Transfer of ownership to someone on the death of another. For example, land may be sold to person A for use during their lifetime, but then remaindered to person B at the death of A.

Remise - To relinquish a claim to something, specifically to release or quitclaim an interest in real estate.

Replevin An action for recovery of property that has been illegally withheld from the rightful owner, plus damages for its detention. This is generally not an action to recover the value of the withheld property, but the actual property itself.

Reservation - A clause in a deed wherein seller retains a right in the land being sold but the specific right did not previously exist. "Reserving a right of way" is an example if the right of way did not previously exist. See also *Exception*.

Revert - Return of ownership to a former owner (or heirs).

Right of Way - An *easement* for passage across someone's land.

Room - "in the room of" means in the place of, instead of.

Scire Facias - A writ requiring a party to show why a judgment should not be vacated, executed, or annulled.

Seised/Seized - Legally owning and possessing real property.

Seisin/Seizin - Ownership or 'in fact' possession of a freehold estate. Inferred here is an increasing degree of ownership with the passage of time, as the possessor makes productive use of the land. Seizin was originally not an estate, but a way to gain one, as by adverse possession. This is rooted in the Roman concept that whoever worked the land should be its owner.

Sergeantry - Non-military service to a lord in exchange for land.

Servitude - An *encumbrance* attached to land, specifically one that imposes a burden on the owner. Contrast with *easement*.

Socage - Holding of land by a tenant in return for fixed payment or for non-military service to the lord. This system was eventually replaced by our system of taxation. See *quitrent*.

Soke - The jurisdiction of a court.

Special Warranty Deed - A *warranty deed* constrained to the period during which seller owned the property. Claims for title defects that predate the seller's ownership period are not warranted.

Straw Deed, Strawman Deed - Two deeds filed in succession, the first from party A to party B, second from B back to A. This was used to sidestep legal restrictions of sales between spouses or joint owners, or to incorporate a new survey description. Party B is a trusted intermediary, either a close friend or attorney.

Tangible property - The opposite of *intangible* property. Examples are land or other movable personal property that has a physical reality.

Tenancy by the entirety - A form of *joint tenancy* held by husband and wife. Title automatically transfers to the survivor upon the death of one party. Neither party can sell or divide the property without the consent of the other.

Tenancy in common - Title held by two or more people where each person can sell their interest without the consent of the other owners. There are no rights of survivorship.

Tenement - Permanent property, whether concrete or not, such as land, buildings, cars, or the stock represented by a stock certificate. In most common usage it means a house or building.

Teste - (Latin). Witness.

Testate - Having a will.

Thirds - see *dower*

Title - Legal ownership as evidenced by a deed or other instrument.

To wit - That is to say.

Tract - A piece of land. A *parcel*.

Trespass - In common law, a suit to recover damages directly made to one's person, property, or rights.

Trespass on the case - Similar to *trespass*, but for damages suffered indirectly.

Trust - Confidence placed in someone by giving them property to be held or used for another's benefit. The property held in trust.

Trustee - An individual to whom another's property is entrusted.

Try Title - To test the validity of someone's title to property.

Vacate - 1) To set aside or render void, 2) to move out.

Viz., Vizt. - Videlicet (Latin). That is to say.

Warrant - A governmental order authorizing some action. An arrest warrant instructs a sheriff to arrest someone. A land warrant instructs a state to issue land to someone.

Warranty Deed - A deed in which the seller warrants having a valid title and that the property is clear of any encumbrances. See also *Special Warranty Deed*.

Waste Land - Land that has not been claimed, or which has *escheated*.

Abbreviations

Assee - Assignee.

B for D - Bond for Deed

Comr D - Commissioners' Deed

DOV - Declaration of Value (real estate transfer tax declaration)

Dwr Rls - Dower Release

Fi Fa - Fieri facias

L & R - Lease and Release

P of A - Power of Attorney

QCD - Quitclaim Deed

WD - Warranty Deed

T.A.B. - Trespass, Assault, and Battery.

TOC - Trespass on the case

[No corrections to spelling were made to above listing except for four words listed in the descriptions.]

PERSI-or The Periodical Source Index is a comprehensive subject index covering genealogy and local history periodicals written in English and French (Canada) since 1800. The time period of the articles ranges from the 1700s to the present. More than 1.8 million index entries from nearly ten thousand titles are represented by this work. The PERSI index books are in public libraries. The periodicals can be located in libraries, genealogy societies, etc. The Allen County Library in Fort Wayne IN has all the information. An order form is on the next page-taken from their web site-this will allow you to order an item below or if you find something in an index search at a library or on the web.

<http://www.acpl.lib.in.us/genealogy/persi.html>

PERSI index to periodicals containing some Portage County information:

Ravenna Arsenal Explosion 1943 *Mahoning Meandering Mar 2002 Vol 26*

GAR Post 377 minutes OH *Civil War Gen. Journal Mansfield Summer 1997 Vol 1 Issue 2*

Glass workers from Belgium to Kent and Zanesville *Belgian Laces Peru IN Nov 1990 Vol 12 Issue 4*

Campbellite Cemetery Palmyra *Ohio Records & Pioneer Families OGS Jul 1985 Vol 26 #3*

Welsh Cemetery *Ohio Records & Pioneer Families OGS Jul 1985 Vol 26 #3*

Tax List /Land transfers *Ohio Records & Pioneer Families OGS Apr 1983 Vol 24 #2*

Ravenna Temperance Society 1830 *Ohio Archaeological & Historical Quarterly Summer 1985 Vol 94 #2*

Kent Penn & Ohio Canal *Towpaths Akron 1977 Vol 15 Issue 1, 3, 1975 Vol 13 Issue 3*

Ohio Records & Pioneer Families OGS 1960,61,64,65,67,68

Old Northwest Genealogical Quarterly Columbus Oh Jan 1899 Vol 2 Issue 5



This is only a small portion of information that is possible to get from PERSI. If you have not used this source in your research you might want to give it a try.



Below from Scrapbook #132 located at Portage County Historical Society:

Married.

CLARK-BROWN-Aug. 18th, 1860, at the residence of the bride's mother in Hudson, O., by Rev. H. R. Parmelee of Edinburg, O., Mr. Samuel L. Clark and Miss Lucy E. Brown.
LOWRIE-SMITH-In Ravenna, O., Aug. 19, 1880, by Eld. J. M. Van Horn, Mr. Fred W. Lowrie and Miss Annie E. Smith; both of Ravenna.
TOWNS-DAWLEY-In Ravenna, O., Aug. 19, 1880, by Eld. J. M. Van Horn, Mr. Louis J. Towns and Miss Julia R. Dawley; both of Ravenna.
SEVERNS-KREPS-By Rev. Andrew Willson, at the residence of George Whitlock, August 11, 1860, Mr. Mark M. Severns and Miss Mary Kreps, all of Ravenna.
LADD-YORK-At the M. E. parsonage, Tallmadge, O., Aug. 22, 1860, by Rev. E. A. Simons, Mr. Fred S. Ladd and Miss Lou S. York, both of Randolph, O.

Married.

MOONEY-MOORE-In Franklin, on the 10th inst., at the house of the bride's sister, by A. Olin, Esq., Mr. Charles Mooney and Miss Elizabeth Moore, both of Aurora
HUDSON-WELLS-In Williston, Vermont, on the 6th inst., by the Rev. E. Foster, Mr. Eli Hudson, of Edinburg, Ohio, and Miss Lydia R. Wells, of the former place.
FOSSET-SNELL-In Rootstown, on the 8th inst., at the residence of the bride's father, by Mr. Thomas Browning, Mr. Richard Fosset, of San Francisco, Cal., and Miss Emily P. Snell, of Rootstown.
BESTOR-WEBBER-In Mantua, Sept. 8th, by E. D. Carlton, Esq., Mr. Anson Bestor, of Streetsborough, to Miss Julia Webber of Shalersville.

Married.

GILBREATH-DICKINSON.-In Ravenna, September 23, 1882, by Rev. Andrew Willson, at his residence, Mr. P. W. Gilbreath, of Mantua Station, and Miss Delle Dickinson, of Shalersville.
BARD-MOULTON.-In Ravenna, October 1, 1882, by Rev. Andrew Willson, at his residence, Mr. G. F. Bard and Miss E. S. Moulton, both of Brimfield.
GARDNER-BECKWITH.-At Dimondale, Mich., Sept. 27th, 1882, by the Rev. Mr. Everts, of Eaton Rapids, Mr. D. C. Gardner, of Ravenna, O., and Miss Cynthia Beckwith, at the residence of the bride's parents.
HEATH-ATWOOD.-On September 20th, 1882, in the city of Philadelphia, Pa., by Rev. Mr. Dyer, Mr. Marcus Heath and Margaret Atwood, both of Ravenna.
BEARDSLEY-COPE-At the parsonage, Ravenna, O., Sept. 28th, 1882, by Rev. A. M. Hills, Mr. Alfred O. Beardsley of Ravenna, and Miss Leola I. Cope of Edinburg, O.

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Please attach a list of the surnames you are researching. There is a limit of 12 names for this listing! **Please PRINT Surnames-- must be received by February 15th** to be included in the March-April newsletter.

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Journal 12 Jan 1882



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