

IN THE COMMON PLEAS COURT OF
STARK COUNTY, OHIO

In re: Estate of Emelie Freedy, deceased.

App. Doc. 165, page 68397.

1933 Sept. 14, Petition filed.

" " " Transcript from the Probate Court of Stark
County, Ohio, filed.

" Oct. 16, Answer of Merl F. Shanower filed.

" " 20, Leave to file reply instanter. Reply filed.

" Nov. 17, Transcript of opinion ordered and furnished.

" " 20, Trial to Court finding vs. Merl F. Shanower,
former Executor for \$687.15 and costs incurred
in this action. Motion for new trial overruled.
Notice of appeal. Motion for new trial filed.

" Dec. 13, Bill of exceptions filed.

" " " Notice of filing Bill of Exceptions given to
Price Janson and L. B. McMillen.

" " 23, Bill of Exceptions transmitted to Trial Judge.

" " " " " " received by Trial Judge, corrected.

" " " Allowed and transmitted back to Clerk.

" " " Bill of Exceptions received again by Clerk and
filed.

" " " Transcript made for Court of Appeals.

(No further record)

Ralph S. Cook and
Carl F. Wise as
Admrs. De Bonis Non
with the Will annexed of
the Estate of Emelie Freedy

Administrator's Deed.

Dated Jun. 8, 1936.

Rec. June 8, 1936.

to

Clarence C. Shoemaker

Vol. 1160

Conveys: An undivided three-fourths interest in forty-four (44) feet off of the West side of Lot Number Four (4) in the Village of Louisville, Stark County, Ohio.

Recites: That on March 11, 1930, the Last Will and Testament and codicil thereto of Emelie Freedy, a.k.a. Emilie Freedy, was admitted to Probate and record by the Probate Court of Stark County, Ohio, and on March 17, 1930, Merl F. Shanower was duly appointed and qualified as Executor of said Will and codicil and thereafter upon proper proceedings instituted for said purpose, was removed as Executor by the Probate Court of Stark County, Ohio, and thereafter on April 15, 1933, Ralph S. Cook and Carl F. Wise were duly appointed and qualified as Administrators De Bonis Non with the Will annexed of the Estate of said Emelie Freedy and they are now the duly appointed, qualified and acting Administrators De Bonis Non with the Will annexed of the Last Will and Testament and codicil of said Emelie Freedy, deceased.

That said Last Will and Testament and codicil thereto among other provisions contains the following, to-wit:

"I make, nominate and appointed Merl F. Shanower to be the Executor of this, my Last Will and Testament, hereby authorizing and empowering my said Executor to compound, compromise, settle and adjust all claims and demands in favor of or against my estate, and to sell, at private or public sale, at such prices, and upon such terms of credit or otherwise, as he may deem best, the whole or any part of my real estate or personal property, and to execute, acknowledge and deliver deeds and other proper instruments of conveyances thereof, to the purchaser or purchasers. No purchaser from my Executor need see to the application of the purchase money to or for the purposes of this trust, but the receipt of my Executor shall be a complete discharge and acquittance therefor.

Recites that Testatrix died seized in fee simple of an undivided three-fourth ($3/4$) interest in above real estate and that it is necessary to sell same to carry out provisions of said Will and that said conveyance is made to grantee in consideration of payment to them of Twenty-Two Hundred Fifty Dollars (\$2250.00).

No. 5.

Mary Gladieux and Frank, her
husband,
Frank Favret, unmarried,
Louis J. Favret and Cora E.,
his wife

Quit Claim Deed.

Dated May 28, 1936.

Rec. June 8, 1936.

to

Clarence C. Shoemaker

Vol. 1135, page 556.

Quit claims: All grantors' interest in premises in question.

(See Affidavit in Item #25 of Abstract)

No. 10.

We find no ~~deeds~~ or Mortgages for the premises
and period in question except as above.

No. 6.

Lillian Moseley, unmarried,
Rose Pollock, and Robert S.
Pollock, her husband

Quit Claim Deed.

Dated June 2, 1936.

Rec. June 8, 1936.

to

Clarence C. Shoemaker

Vol. 1135, page 555.

Quit claims: All grantors' interest in premises in question.

(See Affidavit in Item #25 of Abstract)

L I E N S

No. 7.

Clarence C. Shoemaker and
Bessie I., his wife

Mortgage Deed \$3,000.00.

Dated June 8, 1936.

Rec. June 9, 1936.

to

Emery Shidler

Vol. 1154 — Page 337

Conveys premises in question as security for payment of \$3,000.00
note, payable in semi-annual installments of \$250.00, plus 5%
interest each, until paid.

*Cancelled on record
Rec. 4, 1942
[Signature]*

No. 8.

No Pending Suits or Living Judgments against any of the parties that are a lien on the premises.

No. 9.

No Foreign Executions.

No. 10.

We find no Deeds or Mortgages for the premises and period in question except as above. was collated by me from the Official Records of Stark County, Ohio, and that I believe the same is correct and shows every instrument of record aff No. 11. the title to said premises as shown by the General Indexes in the several County Offices, in and for said County.

No Leases or Mechanic's Liens.

No. 12.

No Personal Tax Delinquency, No Federal Tax Delinquency, No Bond or Undertaking Liens.

No. 13.

J. Leland Karstetter
Attorney and Abstractor

Taxes paid up to and including December 1935 - \$41.90.

ADDENDA to the foregoing Abstract of Title, showing all changes affecting the title to 41 feet off the West line of lot number four (4) in the City of Louisville, Stark County, Ohio, made and including June 9, 1936 at 3:00 P.M.

No. 14.

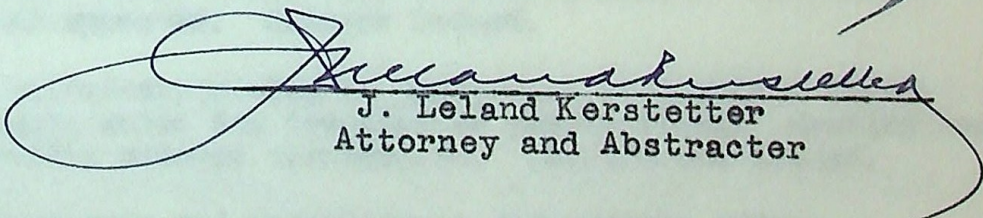
No search has been made for street, sewer or other Special Assessments.

This is to certify that the foregoing ADDENDA was collated by me from the Official Records of Stark County, Ohio, and that I believe the same is correct and shows every instrument of record affecting the title to said premises as shown by the General Indexes in the several County Offices, in and for said County.

Canton, Ohio

June 9, 1936.

3:00 P.M.


J. Leland Kerstetter
Attorney and Abstractor

July 8, Proof of Publication filed.

July 18, Additional Administrator Bond filed and approved.

(cont'd)

ADDENDA

ADDENDA to the foregoing Abstract of Title, showing all changes affecting the title to 44 feet off the West side of Lot Number Four (4) in the City of Louisville, Stark County, Ohio, since and including June 9, 1936 at 3:00 P.M.

No. 2.

IN COMMON PLEAS COURT, PROBATE DIV., STARK COUNTY, OHIO
ESTATE OF CLARENCE C. SHOEMAKER, DECEASED
ADM. DOC. 76, PAGE 449, ESTATE NO. 85809

- 1969, Dec. 30, Application to Probate Will filed. 12/30/69 Hearing set and Notice ordered according to law. 12/31/69 Waiver of notice filed. 12/31/69 Hearing had. Will admitted to probate and record.
- " Dec. 31, Application for Letters filed. Paul Shoemaker, Louisville, Ohio, Executor. Bond filed and approved. Letters issued.
- 1970, Feb. 6, Proof of Publication filed.
- " June 5, Inventory, appraisement and waivers filed. 7/1/70 Hearing set and notice by publication ordered. 7/20/70 Hearing had. Inventory and appraisement approved and confirmed.
- " June 5, First and Final Account filed. 6/19/70 Hearing set and notice by publication ordered. 7/20/70 Hearing had. Account approved.

No. 3.

IN COMMON PLEAS COURT, PROBATE DIV., STARK COUNTY, OHIO
ESTATE OF CLARENCE C. SHOEMAKER, DECEASED
ADM. DOC. 77, PAGE 354, ESTATE NO. 86820

- 1970, May 27, Application for Letters of Administration D.B.N., W.W.A. filed. Declination filed. Maxine A. Shoemaker, Louisville, Ohio, Admr. D.B.N., W.W.A. Bond filed and approved. Letters issued.
- " June 11, Preliminary Notice to Department of Taxation filed. Application for transfer of realty filed. Hearing had. Realty ordered transferred. Certificate issued.
- " June 26, Inventory and appraisement and waivers filed. 7/1/70 Hearing set and notice by publication ordered. 7/20/70 Hearing had. Inventory and appraisement approved and confirmed.
- " July 8, Proof of Publication filed.
- " July 18, Additional Administrator Bond filed and approved.

(cont'd)

No. 3 (cont'd)

1970, Nov. 5, First and final account filed. 12/3/70 Hearing set and Notice by Publication ordered. 1/4/71 Hearing had - Account approved.

6/11/70 Ohio Estate Tax Return filed.
6/29/70 " " " " " (supplemental)
12/23/70 Certificate of Payment of Ohio Estate Tax in the amount of \$29.25 filed.
12/23/70 Certificate of final determination of Ohio Estate Tax Liability in the amount of \$895.58 filed.

No. 4.

APPLICATION TO PROBATE THE WILL of Clarence C. Shoemaker, deceased, recites that he died on December 24, 1969, late a resident of Louisville, leaving Beulah M. Shoemaker, his widow, of Louisville, Ohio, and the following person, all of his next of kin, to-wit:

Paul Shoemaker Adult Son Louisville, Ohio

(Both of the above next of kin waived notice of said Application to Probate.)

No. 5.

IN COMMON PLEAS COURT, PROBATE DIV., STARK COUNTY, OHIO
WILL OF CLARENCE C. SHOEMAKER
WILL RECORD VOL. 220, PAGE 329

ITEM II. I will, bequeath and devise to my son, Paul Shoemaker, my entire retail shoe and shoe repair business known as Shoemaker's Shoe Store, located at 201 East Main Street, Louisville, Ohio, complete with everything used in connection therewith, including by way of illustrations and not by way of limitation . . . buildings, including portion leased and presently occupied by Jeanne's Beauty Salon at 205 East Main Street, Louisville, Ohio, fixtures, and land and all things appurtenant thereto. This bequest and devise shall include the real property above referred to more particularly described as Lot No. 4 in the Village of Louisville, excepting 16 feet off entire east side thereof.

Dated November 29, 1960.

No. 6.

Estate of Clarence C. Shoemaker,
to
Paul Shoemaker (all),
Beulah M. Shoemaker (another
parcel).

Certificate for Transfer of
Real Estate
Dated June 11, 1970
Rec. for rec. June 11, 1970
2:15 P.M.
Vol. 3471, Page 113

Transfers 44 feet off the West side of Lot No. 4 in the City of Louisville, Ohio, to Paul Shoemaker.

IN COMMON PLEAS COURT, PROBATE DIV., STARK COUNTY, OHIO
 ESTATE OF PAUL G. SHOEMAKER, DECEASED
 ADM. DOC. 77, PAGE 260, ESTATE NO. 86631

- 1970, April 27, Application to Probate Will and Waivers filed.
 4/27/70 Hearing set and notice ordered. 4/27/70 Notice issued (Stark). 4/30/70 Notice returned served (Stark).
 5/1/70 Journal Entry adjourning hearing. 5/4/70 Hearing had. Will admitted to probate and record.
- " May 6, Application for letters filed. Maxine A. Shoemaker, Louisville, Ohio, Exrx. Bond filed and approved. Letters issued.
- " June 22, Proof of Publication filed.
- 1971, May 13, Inventory and Appraisement and Waiver filed.
 6/1/71 Hearing set and notice by publication ordered.
 6/21/71 Hearing had. Inventory and Appraisement approved and confirmed.
- " May 13, Preliminary Notice to Department of Taxation filed.
- " Nov. 10, First and Final account filed. 11/19/71 Hearing set and notice by publication ordered. 12/23/71 Hearing had. Account approved.
- " Nov. 10, Application for Transfer of Real Estate filed. Hearing had, realty ordered transferred. Certificate issued.
- 5/13/71 Ohio Estate Tax return filed.
 12/22/71 Ohio Estate " " " (Supplemental).
 2/29/71 " " " " " "
 9/5/72 Certificate of payment of Ohio Estate Tax in the amount of \$36.83 filed.
 9/5/72 Certificate of payment of Ohio Estate Tax in the amount of \$324.00 filed.
 9/5/72 Certificate of payment of Ohio Estate Tax in the amount of \$38.96 filed.
 9/5/72 Certificate of final determination of Ohio Estate Tax Liability in the amount of \$399.79 filed.

APPLICATION TO PROBATE THE WILL of Paul G. Shoemaker, deceased, recites that he died on April 14, 1970, late a resident of Louisville, leaving Maxine A. Shoemaker, his widow, of Louisville, Ohio, and the following persons, all of his next of kin, to-wit:

Douglas Shoemaker	19	Son	Louisville, Ohio
Linda Shoemaker	17	Daughter	" "
Gary Shoemaker	16	Son	" "
Brett Shoemaker	9	Son	" "
Karen Shoemaker	6	Daughter	" "

Maxine A. Shoemaker, as an individual, and as Mother and surviving parent of all the above named children, there being no legal guardian or father, waived notice of said application to probate.

(cont'd)

No. 8 (cont'd)

On April 29, 1970, Douglas Shoemaker, a minor 19 years of age, Linda Shoemaker, a minor 17 years old, and Gary Shoemaker, a minor 16 years old, were served personally with a notice of said application.

No. 9.

IN COMMON PLEAS COURT, PROBATE DIV., STARK COUNTY, OHIO
WILL OF PAUL G. SHOEMAKER
WILL RECORD VOL. 225A, PAGE 260

ITEM II. All of the remaining property, real, personal or mixed, of every kind and description, wheresoever situated, whether now owned or afterwards acquired, which I may own or have the right to dispose of at the time of my decease, I give, devise and bequeath to my beloved wife, Maxine A. Shoemaker, to be hers absolutely and forever; and I hereby direct that my children, including any born to or adopted by me after the time of this Will, or their issue, shall not receive or inherit any part of my said property, except as hereinafter provided.

No. 10.

Estate of Paul G. Shoemaker,
deceased,

to

Maxine A. Shoemaker

Certificate for Transfer of
Real Estate

Dated Nov. 10, 1971

Rec. for rec. Nov. 10, 1971

4:23 P.M.

Vol. 3556, Page 9

Transfers 44 feet off the West side of Lot No. 4 in the City of Louisville, Ohio.

No. 11.

No deeds or land contracts.

No. 12.

No mortgages or financing statements.

No. 13.

No leases or mechanic's liens.

No. 14.

No Federal tax, no personal property tax, no recognizance bond, and no Unemployment Compensation liens.

No. 15.

No pending suits, living judgments, or foreign executions which are living liens on the premises.

No. 16.

TAXES: (Parcel #36-01916) June, 1974, installment of taxes in the amount of \$128.59 has not been paid (10% rollback deducted).

No. 17.

I have made no search for special assessments which are not shown on the tax duplicate in the Treasurer's office, nor for conveyances, agreements, leases, or mechanic's liens not filed for record at the date hereof, nor for the rights of parties in possession not shown of record, nor for pending suits or judgments in any court other than the Common Pleas Court of Stark County, Ohio.

* * * * *

I HEREBY CERTIFY that the foregoing ADDENDA, consisting of Sections 2 to 17 inclusive, was collated by me from the official records of Stark County, Ohio, and that I believe the same is correct and shows every instrument of record affecting the title to said premises, as shown by the General Indexes in the several County offices in and for Stark County, Ohio, from and including June 9, 1936 at 3:00 P.M. to the date hereof.

Canton, Ohio
June 10, 1974
8:00 A.M.

JANSON, SMITH, DAVIS & BIXLER

By

Bruce M. Bixler
Bruce M. Bixler, Attorney at Law

*Recertified, No changes
June 27, 1974 at 8:55 AM
Atty. General*