

**Court Documents pertaining to Philip Schnerr
Huntingdon County, Pennsylvania**

April Term 1831

Orphan's Court Docket "D" Pages 54, 55

File T No. 29 The Petition of Amos Clark, vendee of divers of the heirs of Philip Schnerr Late of Union Township deceased, was read, setting forth, that the said Philip Schnerr, died being seized in his life time of and in a tract of land in union Township adjoin land of James Entrekin Esq. Land of your petitioner, other land late of said deceased, and others, containing about seventy two acres, on, which were erected a square log dwelling house and barn with about fifty acres of cleared land; died without having disposed of the same by will. That the said deceased left a widow, to wit, Lavina Schnerr and nine children and the issue of a deceased son, to wit, Joseph Schnerr, John Schnerr, Margaret intermarried with Philip Kurfman, Elizabeth intermarried with Jacob Kurfman, Sarah intermarried with Jacob Kepler, Eve intermarried with William Baker, Catherine, intermarried with Frederick Crum, Magdalena, intermarried with Benjamin Baker and Anne, intermarried with John Fisher, and Philip Schnerr, Jacob Schnerr. Susan Schnerr, a minor, Isaac Schnerr a minor, and Hannah Schnerr a minor. Children of David Schnerr deceased one of the sons of said Philip Schnerr (sic) dec^d. That your petitioner by Deeds of Conveyance and Release has purchased the rights interests and shares of said John Schnerr, Philip Kurfman and Margaret his wife, Benjamin Baker and Magdalena his wife, John Fisher and Anne his wife. Philip Schnerr, & Jacob Schnerr (the two last named being children of the said

Orphan's Court Docket "D" Page 55

David Schnerr dec^d). And praying the Court to award an Inquest to make partition of said premises to and among the children representatives of the said Philip Schnerr deceased, and such manner and in such proportions as by the Laws of this Commonwealth is directed, if such partition can be made without prejudice to or spoiling of the whole, but if such partition cannot be made thereof then to value and appraise the same & make report of their proceedings according to law. Whereupon it is considered by the Court and ordered that in Inquest be awarded agreeably to the prayer of the petitioner and on motion of I. M. Bell Esq. Henry Barkstresser Esq. is appointed guardian *pro hae vice* [for this occasion] for the said minor children of the said David Schnerr deceased.

August Term 1831

Orphan's Court Docket "D" Pages 59

At an Orphans Court held at Huntingdon in and for the County of Huntingdon on the second Monday (18th day) of August A.D. 1831. Before the Honourable (sic) Thomas Burnside Esquire President and Joseph McCune & Joseph Adams Esquire Associates

8th Aug^t.

File T. No. 42. The Petition of Catharine Schnerr, widow of David Schnerr late of Union township dec^d. was read setting forth that her said late husband died leaving children, two of whom, to wit Hannah and Isaac are minors under the age of fourteen years, and has no person authorised (sic) to take care of her person or property.

And praying that a suitable person be appointed & The Court here do appoint Michael Garner Guardian of the persons and estate of the said minors, during their respective minorities, on his giving bail in \$100.00 on his giving bail in \$100.00 – *Which is now here, to wit, 20th April 1832 accordingly done. See Bond filed*) [Note this last line was written in darker ink.]

File T. No 43. The Petition of Susan Schnerr on of the children of David Schnerr late of Union township dec^d. was read setting forth; that she is a minor above the age of fourteen years, and has no person authorized to take care of her person or estate.

And praying the Court to permit her to make choice of a guardian for said purpose. And the said minor appearing in Court and choosing Michael Garner. It is ordered that Michael Garner be and he is hereby appointed Guardian of the person and estate of the said minor, on hiving bail in \$50.00 - *Which is now here, to wit, 20th April 1832 accordingly done. See Bond filed*) [Note this last line was written in darker ink.]

File T No 44. The Report of John Piper Administrator of Joseph Shaw dec^d was read setting forth; that in pursuance of the within order of Court having given due public and timely notice of the time and place of sale agreeably to the directions thereof, he did on Saturday the 28th day of May last past, expose the lands and premise therein mentioned to sale, by public vendue or outcry and sold the same to William Lefford of Porter township in said County, for the sum of six hundred & eighty five dollars and fifty cents, he being the highest bidder, and that the highest and best price bidden for the same; and praying that the sale so made may be confirmed. Whereupon the Court order and decree that the sale so made be ratified and confirmed and that the premises so sold be and remain to the said William Lefford, his heirs and assigns, firm and stable forever.

9th Aug^t.

File T. No 45. The Return of the writ of Partition or valuation of the estate of Philip Schnerr dec^d .was read as follows, to wit – Inquisition indeniece and taken at the dwelling house of David Long in the Township of Union in the County of Huntingdon on the seventh day of June A. D. eighteen hundred and thirty one, before Thomas Johnston Esq. high Sheriff of the said County of Huntingdon, by virtue of a writ of Partition or valuation to him directed, and to this Inquisition annexed by the oaths & affirmations of Jacob Elias, Philip Taylor, Jesse Rouzer Andrew Thompson John Henderson, George Hecter, Solomon Houck, John McClain of Sam. John Taylor, Bartin De Forest Henry Barkstresser Esq & John McClain, twelve lawful men of this bailiwick, who upon their oaths & affirmations aforesaid, resolutely (?) do say, that on the day

year aforesaid they went to & upon the lands and tenements of which the said Philip Schnerr in the said writ mentioned died seized the same being a tract of land containing about seventy two acres &. In the said above annexed writ mentioned) and then there finds that the said lands and tenements could not be parted divided to and among the widow and all the children in the said writ mentioned without prejudice to or spoiling of the whole thereof; of said children without prejudice to or spoiling of the whole. And therefore the inquest aforesaid in their oaths and affirmation have valued and appraised the same at the sum of five hundred and fifty eight dollars, lawful money of the United States at and for which said sum the said Inquest upon their oaths & affirmations aforesaid, do value and appraise the same – In Testimony whereof as well the said Sheriff as the said Inquest have to this Inquisition set their hands & seals the day & year above written Thomas Johnson Shff. (seal)

George Heeter (seal) John McClain (seal) Solomon Houck (seal) Henry Barkstresser (seal)
John McClain (seal) John Taylor (seal) Andrew Thompson (seal) Jacpb Elias (seal)
Barton De Forest (seal) Philip Taylor (seal) John Henderson (seal) Jess Rouzer (seal)

August Term 1831

Orphan's Court Docket "D" Page 60

Whereupon it is considered by the Courts and ordered that the valuation of aforesaid made be and the same is hereby confirmed. And on motion of I. M. Bell Esq. The Court grant a Rule on the children or representatives of Philip Schneer dec^d who died intestate, to come into Court on the second Monday in November next to accept or refuse the real estate of the saids intestate, at the valuation thereof.

Orphan's Court Docket "D" p. 70

November Term 1831

16 Nov.

Amos Clark in right of Lavina Schnerr widow of Philip Schnerr late of Union Township dec^d who died intestate, and in right of Joseph Schnerr eldest son of the said Intestate, and in right of Philip Kurfman and Margaret his wife one of the daughters of said Intestate and in right of Philip Schnerr & Jacob Schnerr two of the children of David Schnerr dec^d who was one of the sons of the said Intestate, and in right of Jacop Kepler and Sarah his wife one of the daughters of the said Intestate, and in right of John Schnerr one of the sons of the said Intestate, and in right of Benjamin Baker and Magdalena his wife one of the daughters of the said Intestate, and in right of John Fisher and Mary Ann his wife one of the daughters of the said Intestate an in right of William Baker and Eve his wife one of the daughters of the said Intestate, comes into Court agreeably to the Rule entered at this Farm and agrees to accept the real estate of the said Intestate at the valuation thereof to wit, "a certain tract of land in Union Township adjoining lands of James Entrekon Esq, land of the petitioner (Amos Clark) other land of said deceased, and others, containing about seventy two acres on which were erected a square log

dwelling house and barn with about fifty acres of cleared lands with the appurtenances. Whereupon the Court do decree the same to him the said Amos Clark in right of the persons above named his heirs and assigns forever as fully and freely as the said Intestate had and held the same at the time of his decease agreeably to the acts of the General Assembly in such case made and provided upon his paying or entering into recognisances with two or more sufficient sureties to pay to the other heirs and legal representatives of said Philip Schnerr decd. Their equal and proportionable shares or purports of the said valuation, on the terms following, to wit, one third part thereof immediately, one third part thereof within one year, with lawful interest from this date, and the remaining third part of the said valuation at the death of Lavina Schnerr widow of the said Intestate. And Adams Houck and James Houch both of Union Township, being offered as such sureties are approved By the Court.

Atty Bell . . . \$20.00 Recd. I. M. Bell
Shff. & Jury . .21.10
Clerk . . . \$5.18

Red'd 5th Sep 1832 \$46.29

Amos Clark, Adams Houck & James Houck

To

Jacob Kurfman & Elizabeth his wife

Amos Clark, Adams Houck and James Houck came into open Court and acknowledged themselves to owe and stand indebted to Jacob Kurfman and Elizabeth his wife late Elizabeth Schnerr in the sum of, one hundred dollars lawful money of the United States, on condition that if the said Amos Clark shall pay to the said Jacob Kurfman and Elizabeth his wife the sum of seventeen dollars and six cents like money immediately and the further sum of seventeen dollars and five cents like money in one year from this date with interest from this date and also the further sum of seventeen dollars and six cents like money, at and immediately after the death of Lavina Schnerr, widow of Philip Schnerr deceased then this recognisance to be void else to be and remain in full force and virtue. Taken and acknowledged in open Court the 16th day of November A.D. 1831

Attest D. N. Porter, Clerk

Amos Clark, Adams Houck & James Houck

To

Frederick Crum & Catharine his wife

Amos Clark, Adams Houck and James Houck came into open Court and acknowledged themselves to owe and stand indebted to Frederick Crum and Catharine his wife late Catharine Schnerr in the sum of, one hundred dollars lawful money of the United States, on condition that if the said Amos Clark shall pay to the said Frederick Crum and Catharine his wife the sum of seventeen dollars and six cents like money immediately and the further sum of seventeen dollars and five cents like money in one year from this date with interest from this date and also the further sum of seventeen dollars and six cents like money, at and immediately after the death of Lavina Schnerr, widow of Philip Schnerr dec^d. then this recognisance to be void else to be and remain in full force and virtue. Taken and acknowledged in open Court the 16th day of November A.D. 1831

Attest D. N. Porter, Clerk

November Term 1831

Orphan's Court Docket "D" page. 71

Amos Clark, Adams Houck & James Houck

To

Susannah Schnerr, Hannah Schnerr & Isaac Schnerr, Minor children of David Schnerr decd.

Amos Clark, Adams Houck and James Houck came into open Court and acknowledged themselves to owe and stand indebted to Susannah Schneer, Hannah Schneer and Isaac Schneer minor children of David Schnerr decd. in the sum of one hundred dollars lawful money of the United States, on condition that if the said Amos Clark shall pay to the said Susannah Schnerr, Hannah Schnerr and Isaac Schnerr minor children of David Schneer dec^d. who was one of the heirs of Philip Schnerr late of Union Township decd. or to their legal representatives the sum of ten dollars and twenty three cents like money immediately and the further sum of ten dollars and twenty three cents like money in one year from this date with interest from this date and also the further sum of ten dollars and twenty three cents like money, at and immediately after the death of Lavina Schnerr, widow of Philip Schnerr dec^d. being their three fifths parts of their said late father's equal proportionable part of the valuation of the real estate of the said Philip Schnerr decd. this day decreed to him then this recognisance to be void else to be and remain in full force and virtue. Taken and acknowledged in open Court the 16th day of November A.D. 1831

Attest D. N. Porter, Clerk

Will Book 3, Page 274

Renunciation of David Snare

Know all men by these presents that I David Snare one of the executors named in the last will and testament of Philip Schnerr late of Union township dec^d. do hereby renounce my rights to the executorship of said will and agree that letters Testamentary per (?) to the remaining executors therein named. Witness by hand and seal the 27 day of March AD 1829

David Snare (seal)

Witness present Moses Maclean

Will Book 3, Page 274

Last Will & Testament of Philip Schnerr dec^d. [This document has been rendered as close to the original as possible]

In the name of God Amen this nineteent day of March one thousent eight hundert & twenty two [19 March 1822] I Philip Schnerr of Union township Huntingdon County Easate of Pensylvania being week in body bod of perfect mind & memmirey tanks be given to God ea calling unto mind this mortalety knowing that it it is apindet for all men onst to day to make this my last will ant Testament that is to say prinsable and first I recoment my soul into the hands of God that give it and my bodey I recoment to be burieth in a chistian manner at the discretion of my executors and as for my wordly eastate werewith it has pleset to pleset God one in this life I give dispose of in the folowing manner & form – First it is my will that all by debts and genereal scharges sharges shall be paid & satisfite therefore my moveble eastate shall be sold and if there is any remens my wife shall have the thirth & that money shall be lent out & my wife Sabina shall have the the intrsess of it & of the prinsable if shee needts it & the rest shall be equily davidet amongs all my children and further that Eve Baker is to have an equal shear with all her children and no more. It is further my will that after the deth of my wife Sabina then all my eastets shall be sold and this money to be eaqul devited so that each gets an equil scheare & if shee will not lel (?) Jacob Curfman Philip Curfman Joshseh Schnerr Jacob Kepler David Schnerr if there be any of my movble eastate remain in her hands unspent & the will not let her step children be an heare with her schildren then my first childorn that is her step childorn shall has as much more as to bring them to an equal alike. It is my two step sons John Gerber & Christian Gerber shall this sevent part of fifty dollars each of them as there part coming from there greanfather. Stern it is my will that my son John shall have my plese for the thirth till my wife Sabina deth then it shall be sold my son John Shall have it at the folouring rate. John shall apint one man my executors one & my hears one and the shall value the place ant prese the same and my son John is to have it by paying two hundart dollars in hant ant eighty dollars a year and if John will not take the place at that of my son John will not take it at that valuation then the land shal be sold at pubblick sale for wat can be got and it is furtee my will ant I do order that David Schnerr son of Casper. John Schneer and Jacob Corffman to be my sole executors of this my last will and testament and I do hereby dissolve revoke disnull all my other

wills and heretofore named willed and bequeathed ratifying confirming this my last will and testament. In witness whereof I have hereof I have herewith set my hand and seal the day and years first written

Philip Schnerr (seal)

Sealed signet pronounced delivered by me the said Philip Schnerr at this my last will & testament in the presence of us the subscribers

Abraham Shaup

John Keith

Matthew Atkinson

I Phillip Schnerr of Union township in the county of Huntingdon do make the following addition to my present will duly executed that is to say I order and bequeath the house that John Schnerr now lives on for the use of Catharine Schnerr widow and relict of David Schnerr deceased, during her widowhood with the garden and one acre of grounds together with a piece of meadow cleared by John Schnerr and firewood from my plantation to be taken off least injurious to my farm for and during the widowhood of said Catherine Schnerr. In Testimony whereof I have hereunto set my hand and seal this 27 day of September 1825

Philip Schnerr his X mark (seal)

Witness present

James Entekin

Gustavus Cemingham

Huntingdon County Before me the Register for the probate of wills and granting letter of Administration in and for the county of Huntingdon personally came John Keith who being sworn according to law doth depose and say that he was personally present and heard and saw the aforementioned Philip Schnerr publish pronounce and declare the first within and foregoing instruments of writing as and for his last will and testament and that he this deponent did sign his name thereto as a witness in the presence of the testator and at his instance and request, and that he the said testator was of sound and disposing mind memory and understanding to the best of this deponents knowledge and belief.

John Keith

Sworn & subscribed the 27th day of March 1829 for D. N. Porter Regr.

John Schnerr and Jacob Kurfman Executors of Philip Schnerr decd.

Memorandum.

Letters Testamentary were this day granted to John Schnerr and Jacob Kurfman Executors of the last will and testament of Philip Schnerr late of Union township deceased. Inventory to be exhibited within one month and a just and true account calculation and reckoning of their said administration with one year – Given under seal of office the 6th day of April AD 1829

D. N. Porter Registrar.