

In the Matter of the Guardianship

75. of

John R. Rush, Incompetent.

In Guardianship.

Dated April 27, 1929.

Filed April 27, 1929.

Probate Docket 2, Case #2435.

See synopsis of same following:-

April 6, 1937:

Annual Report of Earl T. Hoover as Guardian showing the condition of said estate since the 19th day of April, 1935, the date of his last report and shows that his ward is a patient at the state hospital for the Insane at Clarinda, Iowa, and a correct statement of the liabilities and credits of said guardian is set forth in the account current and property report hereto attached. Said report shows that said guardian has received since his last report the sum of \$399.90 and have expended the sum of \$369.59 and still has a balance on hand of \$30.31.

April 8, 1937:

Commission to appraise real estate was issued to E.S. Downie, Clint D. Allyn and C. E. Thompson, to appraise the real estate described herein, and said appraisers, after taking the usual oath of office file their report herein appraising said NW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 4, -67-30, and SW $\frac{1}{4}$  SW $\frac{1}{4}$  33-68-30 at \$2400.00.

April 8, 1937:

Report of sale of real estate shows that Earl T. Hoover, Guardian herein pursuant to an order of court entered in the October, 1935 Term of this district court authorizing and empowering him to sell NW $\frac{1}{4}$  NW $\frac{1}{4}$  4-67-30 & SW $\frac{1}{4}$  SW $\frac{1}{4}$  33-68-30 and your guardian now reports that he has sold the above described real estate to Elmer L. Nicholas and Maude L. Nicholas for the sum of \$2400.00, purchasers to execute new mortgage for \$1800. to W. B. Wilber for the mortgage now on the premises and that the balance of the consideration to be in cash and that the sale is equal to the appraised value of said real estate and should be approved. Wherefore, your guardian prays the court that the sale of the above real estate be ratified, confirmed and approved, and that he be ordered and directed to execute and deliver Guardian's Deed for the premises to the purchasers thereof and that the Clerk approve said deed when the full consideration shall have been paid and that the Guardian be authorized to perform all duties that is necessary to complete said conveyance.

April 8, 1937:

Earl T. Hoover, Guardian.  
Order of Court, wherein the court approves the sale of the above described real estate to Elmer L. Nicholas and Maude L. Nicholas for the sum of \$2400.00 and that the said Guardian is authorized to execute and deliver Guardian's Deed to said purchasers when the full purchase price has been paid and it is further ordered by court that the clerk of court indorse the approval of court on said deed when deed is presented to the clerk for that purpose.



came on for hearing and trial under and by virtue of an order of this court heretofore entered fixing the 9th day of December, A. D. 1935 as the time for said hearing.

The Guardian, Earl T. Hoover, appeared in open court in person and with his attorney, Grant L. Hayes. The defendant, John R. Rush, an incompetent person, appeared by Emmet R. Warin, guardian ad litem heretofore appointed by the court to represent the said incompetent person, whose answer is on file with this court.

The court inspecting the original notice of the pendency of this cause of action and the return thereof finds that notice of the pendency of this cause of action was served on the defendant, John R. Rush, a patient at the State Hospital at Clarinda, Iowa as by statute provided and in ample time for this hearing as prescribed by the court, a return of said service being on file with the Clerk of the District Court aofrsaid. The court finds that notice of the pendency of this cause of action was served on W. B. Wilbur a mortgage holder of said real estate by posted service as heretofore ordered in ample time for this term of court; that the court has full and complete jurisdiction of the subject matter of this suit and of the person of the defendants, W. B. Wilbur having neither appeared nor plead is in default for want of pleading or appearance and default is ordered, adjudged and entered against the said W. B. Wilbur.

The cause coming on for further hearing, the court hears the evidence, the argument of counsel and being fully advised in the premises finds that the said premises should be sold for the purpose of paying just debts and charges against the said ward and the guardianship, to-wit: taxes interest, a part of the mortgage on said premises and for the care, keep and custody of the said John R. Rush in the State Hospital at Clarinda, Iowa.

It is therefore ordered, adjudged and decreed by the court that the guardian, Earl T. Hoover, be and he herewith is authorized, empowered and directed to sell and dispose of the following described real estate situated in Ringgold County, Iowa, to-wit:

The Northwest Quarter of Northwest Quarter of Section 4, Township 67, Range 30, and the Southwest Quarter of the Southwest Quarter of Section 33, Township 68, Range 30, West of 5th P. M., Ringgold County, Iowa.

at either public or private sale and if at private sale at not less than the appraised value thereof.

It is further ordered that bond on sale of real estate be fixed at \$1,000.00.

It is further ordered that E. S. Downie, Clint D. Allyn, and C. E. Thompson be appointed appraisers to appraise said real estate and make return of their doings to this court forthwith.

Homer A. Fuller, Judge Third Judicial District of Iowa.

Subject to the costs in the above Guardianship Action.

73. Judgment-liens:	We find none in Ringgold County, Iowa.
74. Taxes:	Subject to the 1936 tax of \$80.29 plus penalty. Tax for prior years paid in full. Not listed in Ringgold County, Iowa, for Old Age Assistance Tax.



AFFIDAVIT  
PROOF OF POSTING ORIGINAL NOTICE

State of Iowa, Ringgold County, ss:

I, Grant L. Hayes, being first duly sworn, state that I posted notice of hearing on application and petition for order to sell real estate, a copy of said notice being hereto attached and made a part of this return, in three public places in Ringgold County, Iowa, to-wit:

One on the bulletin board at the north door of the court house in Mount Ayr, Iowa; one on the bulletin board at the west door of the court house at Mount Ayr, Iowa, and one in the office of Sheldon & Company at Mount Ayr, Iowa.

All done this 2d day of December, A.D. 1935.

Grant L. Hayes.

Sworn to before the Clerk of District Court December 2d, 1935.

ORIGINAL NOTICE

Dated November 30, 1935; Filed December 3, 1935.

TO: John R. Rush:

You are herewith notified that there is now on file, November 30, 1935 in the office of the Clerk of the District Court of Iowa, in and for Ringgold County, the petition of your guardian, Earl T. Hoover, of your property, praying the court for an order authorizing, empowering and directing him as guardian to sell and dispose of the following described premises situated in Ringgold County, Iowa, to-wit:

The Northwest Quarter of the Northwest Quarter of Section 4 Township 67, North, Range 30, West 5th P. M. and the Southwest Quarter of The Southwest Quarter of Section 33, Township 68, North, Range 30, West 5th P. M., Ringgold County, Iowa.

for the purpose of payment of just debts and charges of the guardianship, to-wit: taxes, interest, expense of care at State Hospital.

You are further notified that, by order of court, hearing thereof will be had at the court house at Mount Ayr, Iowa on December 9, 1935 at the hour of nine o'clock A. M.;

That unless you appear and defend on or before said day and date at said court house in Mount Ayr, Iowa the court will enter said order authorizing, empowering and directing the guardian to sell and dispose of said real estate aforesaid.

Dated at Mt. Ayr, Iowa this 30th day of November, A. D. 1935.

Earl T. Hoover, Guardian of the Property  
of John R. Rush, an incompetent person.  
By Grant L. Hayes, Attorney for Guardian

ORDER OF COURT

Dated November 30, 1935; Filed November 30, 1935.

Be it remembered, on this 30th day of November, A. D. 1935 application is presented to the court for an order fixing time and place for hearing on petition and application of the guardian for an order to sell real estate, and to prescribe the notice thereof.

On due consideration it is ordered that the time for hearing be fixed for December 9, 1935 at the Court House at Mount Ayr, Iowa;

It is further ordered by the Court that notice thereof be had on the said John R. Rush as by statute provided, he being an inmate of the State Hospital at Clarinda, Iowa, at least five days before date for hearing on said petition and application; that notice on all other parties interested shall be had by posting at least five days before date of hearing in three public places in Ringgold County, Iowa.

Homer A. Fuller, Judge Third  
Judicial District of Iowa.

ORIGINAL NOTICE

Dated November 30, 1935; Filed December 2, 1935.

TO: John R. Rush, W. B. Wilbur:

You and each of you are herewith notified that there is now on file, November 30, 1935, the petition and application of the guardian Earl T. Hoover, of the property of John R. Rush, an incompetent person, for an order authorizing, empowering and directing him as guardian to sell and dispose of the following described real estate situated in Ringgold County, Iowa, to-wit:

The Northwest Quarter of the Northwest Quarter of Section 4, Township 67, North, Range 30, and the Southwest Quarter of the Southwest Quarter of Section 33, Township 68, Range 30, West of the 5th P. M., Ringgold County, Iowa.

for the purpose of paying just debts and charges against the guardianship and the ward, John R. Rush;

That hearing thereon will be had at the court house in Mount Ayr, Iowa, under order of the court heretofore made, on December 9, 1935; at the hour of 9 o'clock A. M.;

That unless you appear and defend on or before said day and date, default will be rendered against you and the order to sell and dispose of said real estate made by the court.

Dated at Mount Ayr, Iowa November 30, 1935.

Earl T. Hoover, Guardian,  
By Grant L. Hayes, Attorney for Guardian



In the Matter of the Guardianship

72. of

John R. Rush, Incompetent.

In Guardianship.

Dated April 27, 1929.

Filed April 27, 1929.

Probate Docket 2, Case 2435.

See synopsis following:-

April 19, 1935:

Annual Report of Earl T. Hoover, Guardian of John R. Rush, shows that he has received in the said Guardianship the sum of \$1824.58 and has expended the sum of \$1837.37 leaves an overdraft of \$12.79, and that the items of expense and revenues are made a part of this report.

APPLICATION FOR ORDER TO SELL REAL ESTATE

Dated November 30, 1935; Filed November 30, 1935.

Comes now the undersigned, the duly qualified and acting guardian of the property of John R. Rush, an incompetent person and states to the court:

That the said incompetent person is a patient at the State Hospital for the Insane at Clarinda, Iowa;

That the said incompetent person is the owner of the following described real estate situated in Ringgold County, Iowa, to-wit:

The Northwest Quarter of Northwest Quarter of Section 4, Township 67, North, Range 30, West 5th P. M. and Southwest Quarter of Southwest Quarter of Section 33, Township 68, North, Range 30, West of 5th P. M., all in Ringgold County, Iowa.

That the guardian does not have sufficient funds to carry on the expenses and just charges of the guardianship; that certain obligations are to be paid and also the expense of care and keep of the said John R. Rush at the State Hospital aforesaid; that taxes and interest on mortgage on farm lands are to be paid; that no funds are available for such payments unless the above lands are sold.

That it is necessary that the real estate above described be sold for the purpose of obtaining money and funds with which to carry on the purposes of the guardianship and meet the just obligations above referred to.

Wherefore your guardian, duly qualified and acting, respectfully prays the court that an order be entered authorizing, empowering and directing the guardian to sell and dispose of the above described real estate at either public or private sale and if at private sale at not less than the appraised value thereof.

Your guardian further prays the court that an order be entered fixing time and place for hearing on this application and petition for order to sell and to prescribe the notice necessary to enable the court to acquire jurisdiction of the subject matter and person of the defendants in this cause of action.

Earl T. Hoover, Guardian.

Duly verified by Earl T. Hoover, Guardian, and sworn to before the Clerk of the District Court on November 30, 1935.



IN THE DISTRICT COURT OF IOWA, IN AND FOR RINGGOLD COUNTY,  
OCTOBER TERM, A. D. 1933.

In Re: The Guardianship

f. of

John R. Rush, incompetent.

Answer of Guardian ad litem.

Filed October 28, 1933.

See copy of same following:

On application of Guardian for authority  
to mortgage Real Estate

NOW COMES J. A. Beard heretofore appointed herein Guardian ad litem for John R. Rush Incompetent, Defendant herein, and for answer to the application of said Guardian herein filed, he denies each and every allegation therein contained prejudicial to the interests of his ward, and on account of his incompetency, prays for him the merciful protection of the Court.

Respectfully submitted,

J. A. Beard

Guardian ad litem.

IN THE DISTRICT COURT OF ~~IOWA~~ THE STATE OF IOWA, IN AND FOR RINGGOLD  
COUNTY, OCTOBER TERM, 1933.

In Re: The Guardianship

g. of

John R. Rush, incompetent.

Order of the Court,  
Dated October 26, 1933,  
Filed October 28, 1933,  
Recorded in book 2 page 277,  
See copy of same following:

BE IT REMEMBERED, on this 26th day of October, A. D., 1933, the application of the guardian Earl T. Hoover for authority to execute a mortgage on the hereinafter premises, to-wit:

The East one-half ( $E\frac{1}{2}$ ) of the Northwest one-fourth ( $NW\frac{1}{4}$ ) of Section three, (3), in Township sixty-seven, (67), North of Range thirty, (30), West of the 5th P. M. and the South-west one-fourth ( $SW\frac{1}{4}$ ) of the South-west one-fourth ( $SW\frac{1}{4}$ ) of Section thirty-three, (33), Township sixty-eight, (68), North of Range thirty (30), West of the 5th P. M., Ringgold County, Iowa, and the Northwest one-fourth ( $NW\frac{1}{4}$ ) of the Northwest one-fourth ( $NW\frac{1}{4}$ ) of Section four (4), Township sixty-seven, (67), North of Range thirty, (30), West of the 5th P. M., Ringgold County, Iowa,

in the sum of \$2500.00 dollars came on for hearing and trial.

The Court having inspected the original notice and the return thereon finds that due and legal service on the notice was had on John R. Rush, a patient at the State Hospital at Clarinda, Iowa, as by law provided and in accordance with the order of this Court heretofore made; that the Court has full and complete jurisdiction of the subject matter and the person of the defendant. The Court having heard the evidence and being fully advised in the premises finds that it is necessary for the guardian to execute this mortgage in the sum of \$2500.00 to Land Bank Commissioner for the purpose of taking up and liquidating a mortgage now of record against this real estate and to discharge certain obligations and indebtedness of the guardianship and to take care of his ward. It is therefore the order and decree of the Court that the guardian be and he is herewith authorized, empowered and directed to do and preform all things necessary to obtain the above loan and execute notes and mortgages and all other things necessary to properly secure this mortgage.

J. A. Beard heretofore appointed Guardian ad litem, appears files answer and represents the incompetent.

Homer A. Fuller  
JUDGE OF THE THIRD JUDICIAL DISTRICT.



IN THE DISTRICT COURT OF IOWA, IN AND FOR RINGGOLD COUNTY,  
OCTOBER TERM, 1933.

In Re: The Guardianship

d. of

John R. Rush, incompetent.

Order of the Court.

Dated October 17, 1933,  
Filed October 18, 1933,  
Recorded in book 2 page 275,  
See copy of same following:

On application it is ordered by the court that hearing on petition of the guardian for authority to borrow money on real estate belonging to the ward be set for October 26th, 1933 at the hour of 9 o'clock, A.M. at the Court room in the Court House at Mount Ayr, Iowa and that notice thereof be served on the ward, John R. Rush, who is a patient at the State Hospital at Clarinda, Iowa as by law provided at least five days before the date of hearing on said petition and application.

Signed in open court this 17th day of October, A.D., 1933.

Homer A. Fuller

JUDGE THIRD JUDICIAL DISTRICT OF IOWA.

IN THE DISTRICT COURT OF IOWA, IN AND FOR RINGGOLD COUNTY,  
OCTOBER TERM, 1933.

In Re: The Guardianship

e. of

John R. Rush, incompetent.

Original Notice, Served October 20, 1933,  
Filed October 24, 1933,  
See copy of same following:

TO: JOHN R. RUSH:

You are herewith notified that the undersigned has filed and there is now on file with the Clerk of the District Court aforesaid the petition and application of Earl T. Hoover, as Guardian of your property, for authority to mortgage the hereinafter described premises belonging to you and situated in Ringgold County, Iowa, to wit:

The East Half of the north west quarter of Section Three (3) in township Sixty seven (67) North Range Thirty (30) West of the 5th P.M. and the South west quarter of the south west quarter of Section thirty three (33) township Sixty eight (68) North of Range Twenty eight (28) West of the 5th P.M. Ringgold County, Iowa, and the Northwest quarter of the north west quarter of Section four (4) township sixty seven (67) North of Range Thirty (30) West of the 5th P.M. Ringgold County, Iowa containing in all 160 acres more or less,  
for the purpose of paying certain obligations of the guardianship and for the support of his ward.

that the hearing thereon will be had at the court house in Mount Ayr, Iowa on October 26, 1933 at 9 A. M. and unless you appear and defend the Court will order the guardian to take the necessary steps to borrow said funds and execute real estate mortgage therefor.

Grant L. Hayes

GRANT L. HAYES

ATTORNEY FOR THE GUARDIAN.

Return of Service attached to the above notice as follows:

Clarinda State Hospital

Clarinda, Iowa, October 20, 1933

I, R. D. Smith, Superintendent of the above named Hospital, hereby certify that JOHN R. RUSH #13181 is under my care and treatment in said Hospital, as an insane person; that in my opinion personal service of the attached notice would affect him injuriously and I therefore in accordance with the Provision of section 11068, Code of Iowa, 1931 hereby acknowledge service of the same in behalf of the said patient this 20th day of October 1933. Witness my hand and seal of the Hospital.

(Seal)

R. D. Smith

Superintendent.



(continued from foregoing page)

said Regional Agriculture Corp.

That the interest of the ward will not suffer by such release.

It is therefore ordered by the court that the Guardian, Earl T. Hoover, be and he is herewith authorized, empowered and directed by the court to execute to the Regional Agriculture Corporation or do all things necessary in the premises to release the lien of the land lord in so far as it may affect the rights of the Regional Agriculture Corporation so that the tenant on said premises herein described may secure said chattel loan.

Homer A. Fuller.

JUDGE THIRD JUDICIAL DISTRICT OF IOWA.

IN THE DISTRICT COURT OF IOWA, IN AND FOR RINGGOLD COUNTY,  
OCTOBER TERM, 1933.

In Re: The Guardianship

c. of

John R. Rush, Incompetent.

Application for permission to mortgage  
real estate.  
Filed October 16, 1933,  
See copy of same following:

Come now the undersigned, Earl T. Hoover, the duly qualified and acting guardian of the property of John R. Rush, an incompetent person and states to the Court:

1.

That his ward is the owner of the following described real estate situated in Ringgold County, Iowa, to-wit:

The Southwest one-fourth (SW $\frac{1}{4}$ ) of the Southwest one-fourth (SW $\frac{1}{4}$ ) of Section thirty-three (33), township sixty-eight, (68), North of Range thirty, (30), West of the 5th P. M., and the East one-half, (E $\frac{1}{2}$ ), of the Northwest one-fourth (NW $\frac{1}{4}$ ) of Section three, (3), in Township sixty-seven, (67), North, Range thirty, (30), West of the 5th P. M., & NW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 4-67-30, containing in all one hundred and sixty acres, more or less.

2.

That the said real estate is now encumbered by a mortgage or mortgages of approximately eighteen hundred (\$1800) dollars.

3.

That your guardian, due to the general farming conditions, has need of more money than he is able to derive from the farm and that it will be necessary to borrow an additional seven hundred (\$700) dollars making in all a total of twenty-five hundred (\$2500) dollars; that it is necessary to so borrow this money for the purpose of the preservation of the estate and to properly care for his ward who is a patient at the State Hospital at Clarinda, Iowa; that your guardian asks that the Court set a date for a hearing on his application to borrow the above sum and prescribe the notice necessary that the Court may properly obtain jurisdiction thereof.

WHEREFORE, your guardian asks that the Court authorize and empower him to do and perform all acts necessary to obtain a loan of twenty-five hundred dollars (\$2500) to take up the existing indebtedness against the premises and to discharge other obligations and to use the balance for the support of his ward.

Your guardian further asks that the Court set a date for a hearing on this application and prescribe the notice thereof.

GRANT L. HAYES

ATTORNEY FOR THE GUARDIAN.

Duly verified and sworn to before a notary public, Oct. 16, 1933.



From the files of Probate case #2435, District Court of Iowa, in and for Ringgold County, Iowa, in re: the Guardianship of John R. Rush, incompetent.

IN THE DISTRICT COURT OF IOWA, IN AND FOR RINGGOLD COUNTY, MARCH TERM, 1933.

In Re: The Guardianship a.                    of John R. Rush, Incompetent.	Order of Court releasing lien for purpose of crop loan, seed loan. Filed March 2, 1933, Recorded in book 2 page 250, See same following:
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It appearing to the Court that Earl T. Hoover, as guardian of the property of John R. Rush, an incompetent person, has leased to Dwight Rush the real estate belonging to the said ward for the year beginning March 1, 1933 and ending March 1, 1934 and the said tenant has and is making application to the Secretary of Agriculture for a crop and seed loan in the sum of \$30.00, and the said Secretary of Agriculture requires that the owner of the one having legal custody of the said real estate release to the Secretary of Agriculture sufficient in value of the said crops to be raised on the said premises to insure to the Secretary of Agriculture the re-payment of said loan, and

That it is to the best interests of the estate of the said ward that the Court order that sufficient of the said lien be released to so insure to the Secretary of Agriculture the re-payment of the said loan aforesaid, now therefore

It is ordered by the Court that the Secretary of Agriculture of the United States of America be and he is herewith granted a lien on the crops grown on the premises of the said John R. Rush to the extent of \$30.00, during the year beginning March 1, 1933 and extending until March 1, 1934 with the right to exercise his lien and the foreclosure thereof as provided by the Statutes of the State of Iowa.

H. H. Carter  
JUDGE 3d JUDICIAL DISTRICT OF IOWA.

IN THE DISTRICT COURT OF IOWA, IN AND FOR RINGGOLD COUNTY, MAY TERM, 1933.

In Re: The Guardianship b.                    of John R. Rush, Incompetent.	Order of the Court, Dated September 9, 1933, Filed September 9, 1933, Recorded in book 2 page 271, See Same following:
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On this 9 day of September, A. D., 1933 application is presented to the court by the Guardian of the property of the said J. R. Rush for authority to release landlord's lien in the sum of \$90.00 in favor of Regional Agriculture Corporation.

The Court being fully advised in the premises finds that the ward is the owner of the following described real estate situated in Ringgold County, Iowa, to wit:

The East half of the northwest quarter of Section three (3) township sixty seven (67) North Range Thirty (30) West of the 5th P. M. and the North west quarter of the north west quarter of Section four (4) in township Sixty-seven (67) North of Range Thirty (30) West of the 5th P.M., and the southwest quarter of the southwest quarter of Section thirty three (33) in township Sixty eight (68) North of Range (30) thirty, West of the 5th P.M., containing in all 160 acres more or less.

That the said real estate is leased to one Clyde Rush mostly at share rent - there being but the sum of \$90.00 payable as cash rent;

That the said Clyde Rush is making application to the Regional Agriculture Corporation for a loan in the sum of \$400.00 and the said Regional Agriculture Corporation requires that lien of the land lord be made a secondary lien to their chattel mortgage and that it is necessary to release the lien of the landlord in so far as it affects

(continued on following sheet)



EXHIBIT # 1.

Synopsis of Proceedings: Guardianship of John R. Rush, Incompetent.

Apr. 27, 1929:	Petition for appointment of guardian. & <del>order</del> <sup>appointment</sup> of
Apr. 29, 1929:	Answer & cross petition of John R. Rush. (Earl T. Hoover as
May 7, 1929:	Guardian's bond filed. (Temporary Guardian
Oct. 18, 1929:	Application for order authorizing guardian to borrow money.
Oct. 19, 1929:	Order authorizing guardian to borrow money.
Aug. 26, 1929:	Application for order to deposit money in bank & order for
	said deposit.
June 10, 1930:	First annual report.
Oct. 21, 1930:	Application for order to sell personal property & order
	for said sale.
Dec. 30, 1930:	Application for order to deposit trust funds & order for
	said deposit.
Feb. 7, 1931:	Application for order for guardian to pay board & keep of
	ward & order therefor.
Aug. 20, 1931:	Application to terminate guardianship & order for service
	of notice & date of hearing
Sept. 8, 1931:	Original notice & return of service thereon.
Sept. 29, 1931:	Answer to petition to terminate guardianship.
Oct. 9, 1931:	Trial notice.
Oct. 19, 1931:	Reply to answer to petition.
Jan. 20, 1932:	Motion for directed verdict & amendment to said motion.
Jan. 20, 1932:	Verdict of jury - John R. Rush adjudged to be a person of
	unsound mind.
Jan. 19, 1932:	Application for order for guardian to pay for keep of John
	R. Rush.
Jan. 20, 1932:	Subpoena.
Jan. 22, 1932:	Shorthand notes.
Feb. 2, 1932:	Order of court fixing attorney fees in trial on application
	to terminate guardianship.
Feb. 10, 1932:	Second annual report.
Apr. 11, 1932:	Application for order to mortgage real estate.
Apr. 11, 1932:	Order on application of guardian to borrow money, fixing
	date of hearing on said application.
Apr. 18, 1932:	Original notice & return of service on John R. Rush.
Apr. 19, 1932:	Grant L. Hayes appointed Guardian-ad-litem.
Apr. 19, 1932:	Answer of guardian ad litem on application of guardian
	for authority to mortgage real estate.
Apr. 19, 1932:	<del>/xxxxxxx/</del> Order authorizing guardian to mortgage
	real estate.
Apr. 29, 1932:	Report of making of mortgage on E <sup>1</sup> / <sub>2</sub> NW <sup>1</sup> / <sub>4</sub> 3-67-30 to Mt. Ayr
	State Bank.
* Mar. 8, 1933:	Order of court authorizing releasing lien for purpose of
	crop & seed loan.
* Sept. 9, 1933:	Order authorizing guardian to release landlord's lien in
	favor of Regional Agricultural Credit Corporation.
* Oct. 16, 1933:	Application for permission for guardian to mortgage real
	estate of John R. Rush in the sum of \$2500.00.
* Oct. 18, 1933:	Order, setting date of hearing on application to mortgage
	real estate & prescribing service of notice on ward as by
	law provided.
* Oct. 24, 1933:	Original notice of hearing & return of service upon John R.
	Rush.
* Oct. 28, 1933:	Order of court, authorizing, guardian, Earl T. Hoover, to
	execute a mortgage of \$2500.00, on John R. Rush's real
	estate, to the Federal Land Bank of Omaha (commissioner's
	loan.)

\* See additional showing at Exhibit #2.



Sincerely,

Loren S. Elliott

Enclosures: Family sheets of James Turner Rush &  
pedigree chart.



Loren Elliot

Richard Lawrence and I have been corresponding on our Rush line.

my husband desc. from William Marion Rush - son of James Turner Rush and Mary Marris

Richard ask if I would send you what I had on Mary Marris.

Helen Crampton wrote a book on this Marris line - I saw her add in the Helper with James Turner Rush in it and I wrote to her. She sent me this much and promises more when she gets back home in June. her mail is forwarded to her. She doesn't have her files with her.

I sent our family charts to Richard. I hope he can read them. my son took my typewriter and hasn't returned  
written



it.

do you have James turner  
Rush family. Helen C. sent  
me the following incomplete  
data:

832 1- Eva Bonn b. 1872 d. 1873  
833 2- Oscar b. 1874 d 1874  
ours  
William  
marion 8313- Will b. 1876 d. 1927  
136 4- Charle b. 1878 d. 1948

m-ora Ella Morris daug. of  
Hezekiah David Morris.

8345- Lorraine b. 1880 - d 1957  
137 6- Sina b. 1883 -  
835 7- Simon 1887 - 1889  
834 8- Elwood 1888 - 1959  
837 9- S. L. 1890 - 1891  
836 10- Marnie 1892 - 1892

I only new of William, Charley  
Lorraine, Sina, Elwood.  
Are the others correct?  
Can you add any information?

Betty Howell  
25705 Belfountain Rd.  
Monroe Oregon 97456



501-497-1060

Dear Ben;

5 Jan, 85

Just a short note to get this sheet on Emilie Jo Thompson into your grist mill for processing.

Same old 6 & 7/8 down here - Did escape the current ice and snow by about 100 miles to the East of us. The sun is shining and its nearly 50 ~~W~~out of the wind.

I asked Mary Lawrence questions about her grandparents but I doubt if I'll get many answers. So dont wait on her to fill in the blanks. *Ask Emilie for info to fill in pg 0102 - I know Mary has sisters.*  
Have fun ----and keep walking.

Sincerely

Richard

P.S. By the way, just noticed that you have my telephone number (lacking one digit, of being the 'information number', not my home phone #. <sup>501-55-1212</sup>  
(Throughout Rush history) My # is

501-497-1060

RL



24 Dec 84

Dear Loren:

I dont know what these Iowa Federal retirees are coming to, lollygaggin around San Diego-HA. Would love to be able to say the same. I rented a car and checked out a retirement complex in Spring Valley, about 15 miles N.E. of San Diego in June of '83 when I flew out there for a ships reunion. Even rode the Red Trolley to and from Tiajuana on a shopping expedition.

Loren, send a \$7.50 check to :Mrs. Loey Hammer, 2621 Via Veneto, Punta Gorda, Fl. 33950. Tell her of our relationship as I am sure she will be curious about how you found out about her "Hammer story". Do be aware that she printed just what she had at the time of printing. That although she lists John Fletcher Hammer, she does not show his marriage or family. I have amassed a lot of Hammer material all the way back to 1716 and 'Ault' Melchoir Hammer, the town baker of Oberjesingen, Germany, about 15 Kilometers S.E. of Stuttgart. By the way, there <sup>are</sup> Hammer cemeteries in Monroe Co, KY, (in the book,) in Washington Co., TN, Lawrence Co., Indiana plus the one at Pennington Point in McDonough Co., Ill.

Loren, how much of this material do you actually want? I dont want to load you up with a whole bunch of stuff you dont want.

How much of that Social Security are you going to keep? Or will it be offset against your annuity. Better ask before you start spending it! I discovered when I signed up for Medicare in November that I was eligible for part A based on Laura's work record and eligibilty.

I clipped a KAYPRO advertisement out of USA TODAY in Nov. \$1895 for the whole enchilada--computer, printer, combination display tube and dual disk drive in the same cabinet plus a " Business Pak" that is supposed to be the next best thing to sex! I was seriously leaning in that direction when Laura put her foot down and we ended up with this Adler 310 that I am obviously still trying to learn to use Has Justify right margin, has a 2915 character memory, etc,etc, when I learn to take advantage of all the features. In automatic I can make the needed corrections in the display window before it prints. Oh well, you cant win them all. Have a good holiday season and keep walking. Its to cold here most mornings so I use the stationery bike and 6.6 lb dumbbells as a substitute.

Sincerely

Richard

Richard

P.S. I sent a Xmas card & ltr to Donald Chaplain asking several questions and got a signed card back with NO answers? Do you communicate with him? Also, I wrote a long ltr to Marion Clayberg, in Hartford, have never rec'd a reply? R



501-497-1060

Dear Fred;

5 Jan, 85

Just a short note to get this sheet on Emilie Jo Thompson into your grist mill for processing.

Same old 6 & 7/8 down here - Did escape the current ice and snow by about 100 miles to the East of us. The sun is shining and its nearly 50 ~~W~~out of the wind.

I asked Mary Lawrence questions about her grandparents but I doubt if I'll get many answers. So dont wait on her to fill in the blanks. *Get Emilie for info to fill in pg 0102 - I know Mary has sisters.*  
Have fun ----and keep walking.

Sincerely

Richard

P.S. By the way, just noticed that you have my telephone number (lacking one digit, of being the 'information number', not my home phone #. <sup>501-55-1212</sup>  
(Throughput Rush history) My # is  
501-497-1060  
RL



# PEDIGREE CHART

Name and Address of Submitter:

06-13-1984

Chart No. \_\_\_\_\_

Loren S. Elliott - Richard L. Lawrence  
9718 Sunset Ter. - Rt #1, Box 250A, #  
Des Moines - Altus Phone: 515-225-0182  
IA 50322 - AR 72821 Stake:

Number 1 on this chart  
is the same person  
as No. \_\_\_\_\_ on  
Chart No. \_\_\_\_\_

2 KEITH OLIN LAWRENCE-0337-----  
! Born: 7 APR 1925  
! Place: MT. AYR, RINGGOLD CO, IA  
! Marr: 8 JUN 1947  
! Place: DES MOINES, POLK CO, IA  
! Died:  
! Place:

1 EMILIE JO LAWRENCE-0349-----  
! Born: 5 MAY 1954  
! Place: WITCHITA, SEDGWICK CO, KS  
! Marr: 17 JUN 1979  
! Place: CEDAR RAPIDS, LINN CO, IA  
! Died:  
! Place:

DEAN MARTIN THOMPSON-0355-----  
! Spouse

b: 28 OCT 1984 b: 3 May 1984  
PLI Des Moines PL. Decorah, IA  
IA FAE CARL THOMPSON  
MO: MILDRED IONE KOMIFRUND

3 MARY WILMA STOCK-0347-----  
! Born: 26 NOV 1923  
! Place: COLFAX, JASPER CO, IA  
! Died:  
! Place:

4 CONRAD 'SLIM' LAWRENCE-0335-----  
! Born: 26 MAY 1892  
! Place: HAY SPRINGS, DAWES, NB  
! Marr: 19 FEB 1919  
! Place: GRANT CITY, WORTH CO, MO  
! Died: 19 APR 1967  
! Place: COON RAPIDS, CARROLL CO, IA

5 FAIRY BELLE RUSH-0176-----  
! Born: 24 OCT 1892  
! Place: MT. AYR, RINGGOLD CO, IA  
! Died: 2 FEB 1935  
! Place: COON RAPIDS, CARROLL CO, IA

6 FRANK LEROY STOCK-0352-----  
! Born: 13 Sept. 1893  
! Place: Mingo, Ia. Jasper Co.  
! Marr: ~~Wanda/Kathryn~~ <sup>Wanda</sup> ~~Funkhouser~~ <sup>Funkhouser</sup> 9-May-'23  
! Place: Colfax, Ia. Jasper Co.  
! Died: 23 May, 1939  
! Place: Colfax, Ia. Jasper Co.

7 DRA LYNN PORKER-0353-----  
! Born: 6 March 1900  
! Place: Mitchellville, <sup>Polk</sup> ~~Jasper~~ Co. Ia.  
! Died: 26 May, 1945  
! Place: Des Moines, Polk Co. Ia.

8 MARION FRANCIS LAWRENCE-0338-----  
! Born: 18 July 1860  
! Place: Belle Center Crawf  
! Marr: 5 May 1886  
! Place: Haysprings, Sheridan Neb  
! Died: 2 March 1930  
! Place: Lanesboro Carroll Ia.

9 SARAH EMMA KENDALL-0339-----  
! Born: 3 Oct 1862  
! Place: Virginia, Cass Ill.  
! Died: Rushville Sheridan Neb  
! Place: 5 Feb 1937  
! Buried: Lanesboro Ia.

10 PETER ROBERT RUSH-0107-----  
! Born: 9 AUG 1870  
! Place: RINGGOLD CO, IA  
! Marr: 27 SEP 1891  
! Place: MT. AYR, RINGGOLD CO, IA  
! Died: 4 JAN 1955  
! Place: MT. AYR, RINGGOLD CO, IA

11 ESTHER ESTELLE PRATT-0175-----  
! Born: 3 APR 1873  
! Place:  
! Died: 5 AUG 1895  
! Place: MIDDLE FORK TWP, RINGGOLD CO, IA

12 -----  
! Born:  
! Place:  
! Marr:  
! Place:  
! Died:  
! Place:

13 -----  
! Born:  
! Place:  
! Died:  
! Place:

14 -----  
! Born:  
! Place:  
! Marr:

! Place:  
! Died:  
! Place:

15 -----  
! Born:  
! Place:  
! Died:  
! Place:

9718 Sunset Terrace  
Des Moines, IA 50322  
April 8, 1985

Dear Richard,

Just wrote to Betty Howell and to save time will let a copy of letter to her be part of this. You are sure interfering with my gardening time. Weather for Iowa has been great but haven't found time to be out. I did plant lettuce, radishes, sugar peas, few onions, that are now up. I also have some hungry rabbits - didn't get my trap set this spring. Other springs I have trapped a half dozen or more in my 'have a heart' trap and hauled them to the country.

Big news here is a new grandson, Sean Robert Elliott, 9 lbs 4 oz, born March 27. I entered him in the Rush and Spencer files and the computer beeped both times - out of about 2000 names there wasn't another **Sean** listed! (Each time you enter a name in the file that hasn't been entered before the computer beeps and name has to be retyped before it is accepted.)

If you can make it through letter to Betty H., you will note we have file space problems. I do not know of a way of transferring a branch to a new file on another disk. If I had known what I do now, I would have split Aaron's family up and used 3 or 4 disks. Incidentally, I am keeping two backup disks at all times with one of those in a bank box for fire protection.

Another family group that we are missing a lot of information is the huge Dorsey family in Colorado. We were neighbors to their family for several years but don't have any addresses. Rinedollar had some information on them and perhaps he has some of their addresses.

I must close. If you come across any more family groups as large as James Turner, please keep them until fall! You aren't giving me time to go walking. Hope your family is well and had a good Easter.

*Good Gardening and Good Hunting,*

*Loren*

Sending packet of material in separate package.

Mrs. Betty Howell  
25705 Belfountain Rd.  
Monroe, Oregon 97456

Dear Betty,

Whew! Glad to receive your letter with corrections and many



additions. Before I received it, Richard had sent me the additional material you had sent him and had just completed entering that and **printing** the family sheets when your last letter and material arrived so 12 hours printing time went in the waste basket. Entering a family a bit at a time is a bit like pulling a tooth with several small jerks. However, we are glad to get the corrections and additions - we want information gathered as accurate and complete as possible.

All that is in my computer in the way of information is that I have typed into it. At present the Salt Lake Library doesn't have facilities to add or withdraw information by phone modem but suspect that day will come. The software I purchased from them is like a tool inserted in my computer that allows a series of forms to be entered on the screen: first the husband, second the wife, third the marriage information, fourth the individual information on the children. After each individual is added, it asks "Do you want to enter History information?". I do not see the **family or pedigree sheets** as they are printed out by the printer. If you see a child's spouses name on the right side of the family sheet, it means that child's family is also entered into the computer. You should note each child only will show one spouse on the parents family sheet - this will be the first spouse that I have entered into the computer. I may have entered three spouses but only the first one entered will show. Perhaps the Mormon Church only recognizes the first spouse. Having finally caught on to this weakness of the program, in some instances I have entered the last spouse first or the spouse where children were involved. When a pedigree chart is requested for an individual and he or she had more than one spouse, the computer does ask which spouse you want. It is a bit fascinating how it sorts the people out and prints out the four generation pedigree charts. It can be handy when your memory for names is not good and you come come to someone that you have on the computer but don't know where he belongs. One can then instruct the computer to print out his pedigree chart and there he or she is with parents, grandparents, and great grandparents in about three minutes time.

I now have information on over 1100 individuals and their 388 families stored on the **Rush** disk. If you aren't familiar with these disks, they are similar to a miniature record - 5 1/4 inches in diameter. Each disk will hold about 290,000 bytes of information - each letter of a word represents a byte. Information on the Rush File totals 283,000 bytes leaving only 7000 bytes of space left which means I won't be able to enter more than 30 more individuals as it is set up. The program does allow me to remove the history notes to another file which will free up room for another 150 to 200 individuals. I am afraid I am going to want room for another 1000.

I guess I will have to blame *Grandma Emma Una* for going to the extra work and using up space by adding ancestors of spouses who married Rush descendants. If you scrutinize the pedigree charts you will note that many that you gave me I have entered in the file but it was done solely for them to appear on the pedigree charts. I may have

unintentionally printed out a family sheet for one or two of them which should be incomplete if I did. I can't afford the space for the brothers and sisters of the spouses' family or ancestors. I may be clear as mud as to what I am trying to point out. An example would be - I would add where you are born, similar information on your parents, but can't afford to us up space for your brothers, sisters, or your parents brothers and sisters. Probably when I started this I should have put each child of Aaron's with descendants in a separate file.

You asked about another Rush line that I can't help you with at the present time. I also have one on Mother's side that I know zip about. I doubt if I completed all the changes you have given and may have made a few errors entering some. I took the liberty to change the spelling on a few names and may have been wrong in doing so. Normal spelling on a ladies name is *Frances* while a males spelling is *Francis*. That doesn't mean a lady can't spell her name with an 'E'. Someone gave me that a nephew erroneously had the initial 'J.' entered on Mary F. Morris's gravestone. Many of these small rural towns are disappearing off maps and landscapes and good to record counties if known - I wasn't able to locate some. I couldn't find Roseburg, Oregon, but there is a Roseburg, Washington. Golden, OK, and Golden, Calif., also gave me a problem - couldn't find either. I did find a Golden in Okanoga County, Washington. Since these two were living in the Oregon area, made me wonder if the Golden in Washington was where they came from. In family 287 there is a Charles Crump and in 295 is a C.W. Crunk - these aren't the same man are they? Spelling of Kinnith is different - normal spelling is Kenneth. These spellings may have came from census records that are wrong more times than right. 1900 Ringgold Co census shows Grandma Emma's husband Alamando's name as Albert and his father Sherburn's name as Samuel. Grandpa went by Al or A.W. and always signed his name 'A.W.' and Rev Sherb always signed his name 'S.A.'. Census taker probably got back to his office and was told he had to show first names so he guessed at them.

I rambled too long - much success on your family history. I am mailing you the new family sheets under separate cover in an effort to save on postage. You will note I started printing on 20 lb paper and switched back to 15 lb when noted the bulk I was getting into.

Your cuzin,  
Loren S. Elliott



9718 Sunset Terrace  
Des Moines, IA 50322  
March 14, 1985

Mrs. Betty Howell  
25705 Belfountain Rd.  
Monroe, Oregon 97456

Dear Betty,

I received your letter and have entered some of your material in my computer file. I am not sure I have read everything correctly and have printed copies for you to scan and hope you will send me corrections and additions.

Richard probably informed you that I have Salt Lake Cities computer program and with his assist on information have been compiling the 'Rush' family. Someday I hope that a history of the family will be written. My Grandmother was Emma One Rush who your mother-in-law may have been named after. Grandma Emma was a great one - lived to be 96. I wasn't able to pinpoint the **Elizabeth Rush** you inquired about. Aaron's brother, Daniel, had an Elizabeth born 1846/7 who would have been three or four years older than James F. Norris. I have very little information on Aaron's daughter, Elizabeth, but believe she died as a child before 1876 anyway and my information has her born after 1870.

One of my best friends and high school classmate at Mt Ayr was **John 'Johnnie' Morris**. We graduated in '41 and he entered the Navy and was killed aboard a destroyer in the South Pacific in late '42. Born about 1924, he was the youngest of a family of at least three boys - all fine athletes. The second boy was 'J.J.' who also went into Navy. I played football with 'Johnnie' and he was under extreme pressure to live up to the reputation established by his older brothers. It seems like his father was deceased at that time. I feel sure that he was part of your Morris family line.

I had only two children of James Turner Rush, Charles and Bina. Noting that the ones Helen L. listed that you didn't, all died as infants could well be that she has the correct information.

I retired 2 years ago and have had my 'PC' computer for about 15 months. I have been devoting the heavy end of my efforts to my **Elliott History** and have our third Reunion in 4 years this coming July (1981, 3, 5). They are held in Des Moines and have been fun - about 120 attending each. I have a start on my mother's family history - **Spencer**. I am trying to promote a Spencer Gathering in 1986. My third priority is the **Rush History** and welcome all assist or be glad to assist someone else in writing it. Several people have been compiling information for years but haven't seen anything written up.

I must close. Good luck on your research.

844 Washington St.  
Bushnell, Illinois  
Jan. 17, 1970

Mr. Loren Elliot  
3119 Wilbur Parkway  
Des Moines, Iowa

Dear Mr. Elliot,

Olive Ballew has given me your name, telling me that you are interested in Hammer genealogy. She has suggested that I write you and perhaps we can share information.

I am interested in Hammer history since I descend from the Hammers. Recently I wrote the librarian at Mount Airy to see if I could obtain a biography of Aaron Rush and his wife, Nancy, early settlers in Ringgold County. I wished to find information about Nancy whose maiden name was Hammer. She was a sister of my grandmother, Margaret Hammer. The librarian sent my letter to Olive and Olive wrote me.

I also wrote the historical library in Des Moines and they sent me an abstract of a biography of Aaron Rush which is found on page 387 of Biographical and Historical Record of Ringgold County, Iowa 1887. This was only an abstract but I hope I can secure an exact copy in order to get detailed information. Do you happen to have an exact copy? There is also a biography of Job Rush on page 224 of this volume but I do not know if he is connected with your family.

My grandmother, Margaret, and her sister, Nancy, had two sisters, Susan and Sarah.

(over)



9718 Sunset Terrace  
Des Moines, IA 50322  
February 12, 1995

Dear Richard,

Thanks for the letters and the information. I am trying to get caught up on my correspondence and conscience bothering me because I need to be working medical insurance claims and income tax records, all of which I have been letting go. The bridge is also taking too much time also. Attendance to same has picked up but spending most of could be profits for promotion.

I should recognize some benefits from Social Security as the law is - don't think it will be offset against my annuity. I cannot reap any benefits from Alma's social security as that will be offset. I am likely to have to pay income tax on it - marginal. People retiring today have had retirement cut immensely from those that retired 12 to 15 years ago. A group of us (8-12) get together for breakfast every Wednesday and some with same grade or less are drawing 30 percent larger retirement check plus a social security check based on their wife's employment. The most overpaid retirement group if any that should be addressed is the Congressmen, President, and their staffs who are in Washington with highly inflated salaries and have their retirement based on 2.5 percent per year of employment rather than the 1.5 % for 1st 5 yrs, 1.75 for next 5, and 2 for the remaining years that other federal retirees have their retirement check based on. We have a retired senator in Iowa receiving 65,000 per year - but Stockman doesn't address this exorbitant retirement plan.

I have entered the changes or additions that you sent - sorry about messing up your phone number which will be correct on future printings. The software program is really designed for one submitter but I crowded both our names on one line as well as addresses but it wouldn't except two telephone numbers on the pedigree charts and my telephone number is placed to look like yours.

I picked up corrections or additions from cemetery records or obituaries that have been made available by some residents of Ringgold Co. They cleared up the name of one of John Robert Rugh's wives - Sarah (Warren) Guthrie. Note the family sheets of Sarah and her first husband, Sam Guthrie.

I have heard several good things about KAPRO and it is being used by many genealogists. I considered one when I bought mine but decided I wanted a PC compatible unit. KAPRO now is making a model that is compatible with IBM PC and its other clones.

I have devoting much of my time writing draft 3 of the Elliott History - have an Elliott Reunion box in Des Moines in July so would like to have that draft completed by then. I was disappointed to find that doubling the capacity of my computer to 256K from 126K did not increase the amount of material that I could get in a file. My

Perfect Writer software is designed for 128k and allows only about 40K in a file. I have about 120 pages written on the Elliott's and it is stored in 11 files - two discs. The annoyance comes when you add to one file - say file 3 and space doesn't permit it so one has to some move material to file 4 and may wind up making several moves. Most of the time the easiest way out is start a new file and figure out a different identification and let it become file 4.

I must close. I need to walk up to park - forced to walk. The transmission went out of our 1983 Olds Firenza Friday night on way to my bridge game. Very perturbing to have a car that new with 27,000 miles on it fail. I don't know whether I am going to have to stand the complete bill or not - warranty was for 2 years and 24,000 miles which ever came first. We have had it 18 months. I hope this finds you well. I have ordered the Hamner Book. I have never communicated with Donald Chaplain - can't recall having ever met him. It does get discouraging at times. I wrote last spring to three first cousins (brothers) on mother's side of family that live on West Coast and nothing back. Material I sent them cost about \$6 in postage. I hope this finds you and Laura well.

Your cousin,

Loren S. Elliott



Susan married a Stevens and I wonder if she settled in Ringgold County, also. Sarah married a man by the name of Propes and lived in Vincennes Ind, or near there. I believe there was a son, William H. Propes. Margaret and Nancy had three brothers, Richard, Elkanah, and Cyrus. I do not know anything about them.

In my records, Margaret + Nancy's father was John Fletcher Hammer and their mother was Sarah (Miller) Hammer. ~~They~~ <sup>She</sup> ~~were~~ <sup>was</sup> of German descent.

John Fletcher Hammer's father was Richard M<sup>r</sup> Kendra Hammer who married Anna Fisher. (The M<sup>r</sup> Kendra middle name may have been M<sup>r</sup> Kenzie.)

Richard Hammer and his wife, Anna, lived in early times in Washington County, Tennessee. I understand that a large part of Tennessee in Revolutionary times was called Washington County so it is hard to locate the exact part of Tennessee in which they lived. At present there is a Washington County + they may have been there. There were Fletchers and Fishers buried in a cemetery near Viola Tenn. The Fletcher and Fisher families seem to have been closely connected.

In 1819, Richard Hammer and wife, Anna, moved with their children to Monroe Co. Kentucky. John Fletcher Hammer his son, was born about 1798, so he was about 21 yrs. of age at the time. His wife, Sarah, was born about 1797. I do not know if they were married in Tenn. or Kentucky.

In the 1850 census of Monroe Co., Ky, John F. Hammer is listed as age 52, a former resident of Tenn. and his wife, Sarah, is listed as age 53, also from Tenn. Margaret, their daughter was 16. (My grandmother)

Copy

4718 Sunset Terrace  
Des Moines, IA 50322  
February 11, 1985

Mrs. Loey Hammer  
2601 Via Vento  
Santa Clara, FL 33950

Dear Mrs. Hammer,

A distant cousin, Richard Lawrence of Arkansas, informed me that you had prepared a history of the Hammers that you have titled the "Hammer Story" for the price of \$7.50. I am much interested in the family and working compiling other family lines. I am including a check for \$7.50 and would appreciate your providing a copy of this.

Richard and I have been passing information back and forth on the Rushs and Hammers for nearly 15 years. We met for the first time about 11 months ago when we stopped at their place in Arkansas on way back from Texas and enjoyed lunch with them. He was our house guest overnight one day last fall. We have the same great grandparents, Aaron and Nancy Melvina (*Hammer*) Rush. I am including a pedigree chart of Nancy so you can possibly locate us on the Hammer limb. My father was given the maiden names of his grandmothers and it came out - Mark Hammer Elliott. However, the combination of Mark and Hammer had no appeal to him and he dropped Hammer from his name and recognized no middle name.

A year ago I purchased the Latter Day Saints genealogy software and have a multitude of members of the Rush family recorded on it and the little information that I have on the Hammers. The program is great for printing out pedigree charts.

I must close. I hope this finds you well and you are having much success with further research on your family histories.

Sincerely,

Loren S. Elliott

Pedigree chart for Nancy Melvina Hammer and \$7.50 check.



2

You will be interested to know that Aaron Rush, age 23, is listed as a farmer and his wife, Nancy, age 21. At that time there was one son, James.

Also, Rachel Rush (mother of Aaron) was 66 in 1850 and was evidently a widow with four children yet at home, Benjamin, Rachel, Isaac, and John. She is listed as coming from South Carolina.

Other Rushs listed in this 1850 census probably children of Rachel and Benjamin, were Joshua, age 29, and wife M. E. Rush, 28, (children Nancy + Haden). There were William Rush, 38, and wife, Parthenia 33 with children, Martha, Lovenda, Willis, Benjamin, + Rachel.

There is also James Rush 57, from Virginia and Lemima, 50. James probably is a brother of Rachel's husband Benjamin since they are both from Va.

All these Rushs and Hammons lived in 1850 in Monroe, Co. Ky. south of Tompkinsville.

Richard Hammer and wife Anna had the following children: (I do not know their order in ages).

1. John Fletcher Hammer who married Sarah Miller

2. James Elkana Delaney Hammer who married Nancy Pennington in Kentucky and settled in Meigsborough Co. at Pennington's Point.

3. M<sup>rs</sup> Kendra Hammer (or M<sup>rs</sup> Kenzie?)

4. Washington Hammer

5. Polly Hammer who married a Marks

6. Sarah Hammer who married a Johnson

7. Margaret Hammer who married a Greenup  
(moved to Meigsborough Co, Ill.)

over

I think Polly + Sarah also moved to Meigsborough Co, Ill.

John Fletcher Hammer and wife Sarah Miller Hammer  
had the following children;

Richard

Elkara

Cyrus

Sarah who married a Propp & moved to  
Vincennes Ind.

Susan, who married a Stevens

Nancy, who married Aaron Rush and  
moved to Ringgold Co. Iowa

Margaret Melinda who married  
Zachariah Jackson Wootten  
in Monroe Co. Ky. Jan. 22 1852  
and moved to a farm near  
Pennington's Point, Mc Donough  
Co. in 1860. Margaret is  
my grandmother.

Margaret and Jackson Wootten had  
the following children;

J. E. Goodson (died as an infant)

Nancy Thomas who married Curt  
Griffith, children Winifred and  
Roy. Lived in Mc Donough Co.  
Ile.

James Durican married Tommy  
Maguire, (one child, Ellen)  
attorney in Mc Donough Co.,  
Macomb, Ile.

Holly Jones (died in infancy)

Altherartha (died in infancy)  
(Alderardo)

Cornelia Almada (died young)

Carrie Melvin married George  
Stubbs, moved to Nebraska

Nora married Ullie Stubbs and  
moved to Nebraska. Children  
Orpha and Lester

Maudella married David  
Newell, lived in Macomb  
Ile. Children Ruby, Ruth,  
Ernest and Mildred.



I am Ruth, daughter of David Newell and Maude (Wooten) Newell. I married Clara Henderson, a farmer, and now have grown sons, David + Charles, and grandchildren, Tom + Jane, children of Charles and Elise Henderson. I am a widow, and retired teacher having taught 37 years.

My son Charles, runs my farm and is also TV Broadcaster at Western Ill. University. David has a Master's Degree from New York University and works for Bell Laboratories in New Jersey. He is an electrical engineer.

I think I have given you most of what I have about the Hammer family. I am interested to learn if my information agrees with yours and if any corrections should be made. If you have additional data, I surely would like to have it as I am hoping to write a history of my people to hand down to my children. I am planning to do some work in historical libraries in Kentucky and Tennessee in order to add to the record.

I hope to write the final genealogy in story form giving biographies of the people with interesting accounts of family experiences which have been handed down from parents and grandparents. The life of Nancy (Hammer) Rush would be a good one to include. She must have had interesting experiences as a pioneer wife. I do have a picture of Aaron and Nancy Rush left to me by my mother. Also one of Olive + her father, Rastus. Olive visited in my home when I was about nine years old and she was probably about 16. She charmed all of us with her piano playing and singing. I remember her as a very attractive girl.

That has been 60 years ago for me. So you see she did make a vivid impression.

over

I wonder if she favored the Hammers. I think of them as being very active and outgoing, with positive opinions, also industrious, thrifty, happy in nature, persistent, emotional and sentimental. Very loyal to family and capable of sacrifice in regard to children. Sensitive though and easily hurt.

Well! Are your Hammers like this?

I surely would enjoy hearing from you. I will be glad to share with you any information I can gather.

Olive tells me that you have been working on genealogy for some time and you may have much which would be helpful for me to learn before I do my library research.

Hoping to hear from you, I am,

Sincerely,

(Mrs.) Ruth Henderson

824 Washington St.

Bushnell, Ill. 61422

P.S. I have notes that Richard McKendra Hammer died in Monroe Co., Ky., in 1844 and his wife, Anna, died in Monroe Co., Ky. in 1854. Do you have a record on this? It may be these are reversed, Richard in 1854 and Anna in 1844.

What are the dates of John Fletcher Hammer and Sarah Hammer's deaths?  
Who are Sarah Miller's parents?