

In the Court of Common Pleas, Laurens County, Ironton, Ohio

### SUMMONS

(COPY TO SERVE)

Rule 4(5) 1970 Ohio Rules of Civil Procedure

Case No. 4790

Doc. 75 Page 73

<i>Name</i>	<i>Address</i>
<b>LOLITA M. ELKINS</b>	<b>Scottown, Ohio</b>

Plaintiff

vs.

<i>Name</i>	<i>Address</i>
<b>GEORGE L. LEWIS, JR.</b>	<b>Scottown, Ohio</b>
<b>HARRY B. LEWIS</b>	<b>c/o Y.M.C.A., Ashland, Ky.</b>
<b>VIRGINIA WELLS</b>	<b>106 Monroe St., Apt. 7, Santa Clara, Calif.</b>
<b>LOLITA M. ELKINS, ADMIN. OF THE ESTATE OF EFFIE LEWIS, DEC'D.</b>	<b>Scottown, Ohio</b>
<b>BERNARD McKNIGHT, TREAS.</b>	<b>Court House, Ironton, Ohio</b>

Defendant

SUMMONS  
ON  
COMPLAINT

To the above named defendant.....:

You are hereby summoned that a complaint (a copy of which is hereto attached and made a part hereof) has been filed against you in this court by the plaintiff..... named herein. You are required to answer said complaint within 28 days after service of this summons upon you, exclusive of the day of service.

S  
DF#19

You are required to serve upon the plaintiff... attorney, or upon the plaintiff... if ...he... ha..... no attorney of record, a copy of your answer to the complaint.

The name and address of the plaintiff... attorney is as follows:

**J. Stewart Kaiser, P.O. Box 247, Chesapeake, Ohio**

~~Said answer, if not filed within 28 days after service of this summons upon you, will be taken as a default and judgment by default will be taken against you for the relief demanded in the complaint.~~

DALE BURCHAN

By Linda Kelly Clerk  
Deputy

IN THE COURT OF COMMON PLEAS  
OF  
LAWRENCE COUNTY, OHIO

LOLITA M. ELKINS  
Scottown, Ohio

PLAINTIFF

v

GEORGE L. LEWIS, JR.  
Scottown, Ohio

and

HARRY B. LEWIS  
c/o Y.M.C.A.  
Ashland, Kentucky

and

VIRGINIA WEIS  
106 Monroe St., Apt. 7  
Santa Clara, California

and

LOLITA M. ELKINS  
Administrator of the  
Estate of Effie Lewis, Deceased  
Scottown, Ohio

and

BERNARD McKNIGHT  
Treasurer of Lawrence County, O.

County Court House  
Ironton, Ohio

DEFENDANTS

\* \* \*  
C O M P L A I N T  
\* \* \*

- 1) Plaintiff and Defendants, GEORGE L. LEWIS, JR. and HARRY B. LEWIS are the tenants in common in the following described Realty, the Plaintiff owning and undivided three-eighths, Defendant HARRY B. LEWIS owning an undivided three-eighths and the Defendant GEORGE L. LEWIS JR., owning an undivided one-fourth, to-wit:

No. 44720  
APP. DOC. 75 P.P. 73

AUG 10 1970

Dale Burcham, Clerk  
LAWRENCE COUNTY, OHIO

SITUATED in the County of Lawrence, State of Ohio and in the Township of Windsor and bounded and described as follows:

A parcel of land lying and being in the S part of the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  in Sec. 17, T-2, R-16, Also the Northern part of the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 17, T-2, R-16, and further described as follows.

BEGINNING at the County Road on the line between said lands and the lands of A.W. Clark;  
THENCE due North 65 Rods to the line dividing said land and the lands of Olevia Dillon;  
THENCE Southeast to the East Bank of the Creek  
THENCE West of South with said E. Bank of the Creek to the County Road;  
THENCE with said Road to the place of BEGINNING and containing 10 acres, more or less.  
For Source of Title see Vol. 309, page 123, Lawrence County Record of Deeds.

SITUATED in the Township of Windsor, County of Lawrence and State of Ohio. Situate in Sec. 17, T-2, R-16,

BEGINNING at a point on State Route 217 where Oscar Dunfee's land corners with the land of Effie Lewis and Arnold Thompson;  
THENCE W. following Center state Road to a Walnut tree about 12 in. in diameter on the creek bank almost opposite of the Road that leads to the Jesse Dillon Farm (and near old log house).  
THENCE following Venisonham Creek down said creek to a Buckeye and walnut tree;  
THENCE directly south in a straight line to a stake at the top of the point, said stake being in the quarter section line between the north and south half of the SE $\frac{1}{4}$  of Section 17;  
THENCE West following said section line to the corner where Dennis Danford's land corners with the land of Effie Lewis and Arnold Thompson;  
THENCE N. following the line between Dennis Danford and Effie Lewis and Arnold Thompson to the corner of Harrison Faulkner's land;  
THENCE S. E. AND E. following the line between Faulkner, Effie Lewis and Arnold Thompson to the Section line between 16 and 17;  
THENCE south following said section line to the place of BEGINNING, containing 33 acres, more or less. Said land being a part of the Northern half of the SE $\frac{1}{4}$  of said section; The above tract being all of the 7 acres tract in the S.W. corner, S. W. - N. E. mid. pt. N $\frac{1}{2}$  SE and the ~~W 8 acres of the 14 acre W. and N. 1/2 SW and mid pt.~~ SW NE and 18 acres of the Northern part of the E and N $\frac{1}{2}$  SE. 42 acres.

Except from above described premises. The Seven acre tract as conveyed by Deed book, 309, page 112. Also except from 18 acre tract a 11.56 acre tract as conveyed by Deed Recorded in Deed book 288, page 71 and a 2.73 acre tract as conveyed by Deed recorded in Deed Book 307 page 46.

For source of title see Vol. 188, page 186 of the Lawrence County, Record of Deeds.

Carried on 1968 Auditors Duplicate as follows:  
Windsor Township, page 29, line 17. Eight(8) acres.  
Windsor Township, page 29, Line 18, Ten (10) acres.  
Windsor Township, page 30, Line 10, 3.71 acres.

- 2) The title came to the said parties by the death of their mother EFFIE LEWIS and by assignment of the interest of VIRGINIA WEIS, last source of title being Vol. 309, page 123 and Vol. 188, page 186, of the Lawrence County, Ohio, Deed Records.
- 3) VIRGINIA WEIS was a daughter of EFFIE LEWIS and assigned all her interest in the estate to the Plaintiff and Defendant HARRY B. LEWIS equally and is made a Defendant herein to quiet the title as to her interest in the said property.
- 4) BERNARD MCKNIGHT treasurer of Lawrence County, Ohio has a lien on said real estate in the form of taxes in an undetermined amount.
- 5) EFFIE LEWIS died on or about the 30th day of May, 1969 a resident of Lawrence County, Ohio and that Defendant LOLITA M. ELKINS was duly appointed administrator of the estate of EFFIE LEWIS by the Lawrence County Court of Common Pleas, Probate Division on the 1st day of December 1969 and that the estate is pending.
- 6) The assets of the said estate are sufficient to pay the debts of the said estate.

The Plaintiff demands that the court determine the interest of the parties and protect their interest, and that the title be quieted as to the interest of VIRGINIA WEIS and that the property be partitioned and ordered sold if it can not be partitioned and for such other relief as she may be entitled to.