

Record Book

Volume 6

May 1906 – March 1909

**November 16, 1906-
May 14, 1907
(Pages 101-200)**

November Term Friday Nov 16th 1906.

with the terms and conditions of the will of said deceased. said settlement is therefore examined and approved. and ordered to be recorded. And it is further ordered that said Executor be discharged herein.

In the matter of the estate of
Harry M. Mann. Etal. minors

Ordered that the third annual settlement this day filed by E. D. Mann, guardian and curator of the person and estate of said minors. be approved and recorded.

In the matter of the estate of
Humphry M. Pollard. dec'd

Ordered that the first annual settlement this day filed by George U Norton. Public Administrator having in charge said estate. be approved and recorded.

In the matter of the estate of
Anna M. Scott. Insane

Ordered that the fourth annual settlement this day filed by Charles L Scott guardian of the person and estate of said insane person be approved and recorded.

In the matter of the estate of
Earnest Slater - a minor

Ordered that the second annual settlement this day filed by Douglas Slater, Curator of the estate of said Earnest Slater be approved and recorded.

In the matter of the estate of ^{Continued}
Mary E. Steel - Insane

Ordered that the settlement this day due from Isaac C. Brizner, guardian of the person and estate of said insane person be continued to December 3rd 1906.

November Term Friday Nov. 16th 1906.

In the matter of the estate of ~~Continuance~~
Hugh Smith - deceased

Ordered that the settlement this day due from Eliza J. Smith, administratrix of said deceased be continued to December 3rd 1906.

In the matter of the estate of ~~Final Settlement~~
William Taylor - a minor

Comes now J. H. Taylor, curator of the estate of said William Taylor, a minor, and presents his accounts and vouchers for final settlement. His said ward having attained his majority. And it appearing to the Court that said curator has made a just and true exhibit of the account between himself and his ward, and filed the same in this Court, and caused a copy of such exhibit together with a written notice stating the day on which and the Court in which he would make such settlement to be delivered to his ward at least four weeks next before the first day of the present term of this Court. Said settlement is therefore taken up and considered by the Court and approved. And it is further ordered by the Court that said curator pay the amount found to be due his said ward as shown by said settlement to wit the sum of \$207.⁰⁴ to said ward, and deliver to said ward all effects, property, rights or credits found to be due him, and upon said curator filing a proper receipt therefor that he be discharged.

In the matter of the estate of ~~Final settlement & Discharge~~
Samuel H. Easter - dec'd

Comes now Newton J. Easter admin of said deceased and presents his accounts and vouchers for final settlement. Notice of said settlement having been published as required by law and all the debts due and owing by said estate having been fully paid, and said estate fully administered, said settlement is therefore approved and said administrator discharged.

Ordered that Court adj. until tomorrow morning at 9 o'clock

Charles R. Shaw - Judge

November Term. Saturday - Nov 17th 1906.

Court met pursuant to adjournment. present Thomas R. Shaw, Judge and W. J. Hutchinson Sheriff when the following proceedings were had to wit:

Estate of J. M. Gunt - deceased. 3

Came now the First National Bank of Janningsport Missouri, and presents to the Court for allowance against said estate a demand for \$83.50 founded on a note executed by said deceased, dated Nov 28th 1905, due in nine months, with 8% interest from date, amount of note when executed \$75.25. Notice being waived in writing, and affidavit and proof of execution made, it is ordered that said demand be allowed against said estate and that it be assigned to the fifth class.

In the matter of the estate of William E. Brimmon, deceased. 3 Remuneration of will by widow

Came now Eliza C. Brimmon, widow of William E. Brimmon, deceased, and files her remuneration of the will of said deceased, which remuneration is in words and figures following to wit:

Remuneration of Will.

Know all men by these presents, that whereas William E. Brimmon, my late husband, late of Daviess County, and State of Missouri, by his last will, proved by the Probate Court of said County, devised to me certain real estate to wit: Lots one (1) and two (2) in Block three (3) of Woodruff, Stone and Coopers addition to the City of Gallatin, County and State of Missouri, for and during my natural life time also certain personal property, and the interest from a fund of \$2500⁰⁰ to be raised as provided in said will, and loaned out at the highest obtainable legal rate of interest, in lieu of my homestead and dower, in the real estate of which he died seized, or in which he had an interest at the time of his death; which devise and provision so made for me by said will. I do renounce and refuse to accept, and I shall and do insist upon my right to claim the one half of the estate of my said husband

November Term - Saturday Nov 17th 1906.

as provided by section 2939. of the Revised Statutes of the State of Missouri, and following sections of said Chapter, 2941, 2942, and 2943.

In Witness Whereof, I have hereunto set my hand and seal this 16th day of November 1906.

Eliza C. Brimmon.

(Seal)

State of Missouri ss.
County of Daviess

On this 16th day of November 1906, before me J. A. Selby, a notary Public, within and for said County, came the above named Eliza C. Brimmon to me known to be the identical person, who signed the foregoing instrument of writing, and the person whom she represented herself to be, and acknowledged the execution of the same to be her free act and deed for the purposes therein expressed.

In Testimony whereof I have hereunto set my hand and affixed my official seal at my office in the City of Gallatin, Missouri, this 16th day of November 1906. - My term expires July 18th 1909

(Seal)

J. A. Selby, Notary Public

In the matter of the estate of William E. Brimmon, dec'd Declaration of Election

Knows now Eliza C. Brimmon, widow of William E. Brimmon, deceased, and files herein her election under the provisions of section No 2939, of Chapter 21, of the Revised Statutes of Missouri 1899, which election is in words and figures following to-wit:

Declaration of Election by Widow.

Know all men by these presents, that I, Eliza C. Brimmon, widow of William E. Brimmon, late of Daviess County Missouri, deceased, do elect to take all the real and personal estate which came to said William E. Brimmon deceased, in right of our marriage, and all personal property of the husband which came to his possession with my written consent, remaining undisposed of, absolutely, not subject to the payment of my said husband's debts; and one half of the real and personal estate

November Term Saturday Nov 17th 1906.

belonging to my said husband at the time of his death absolutely, subject to the payment of his debts, in lieu of dower of the one third part of all lands wherewith my said husband, or any other person to his use, was seized of an estate of inheritance at any time during our coverture, to hold and enjoy during my natural life. In witness whereof, I have hereunto set my hand and seal this 16th day of November 1906.

Eliza C. Brimmer (seal)

State of Missouri ss.
County of Daviess

On this 16th day of November 1906, before me J. A. Selby, a Notary Public, within and for said County came the above named Eliza C. Brimmer to me known to be the identical person who signed the foregoing instrument of writing, and the person whom she represents herself to be, and acknowledged the execution of the same to be her free and voluntary act and deed for the purposes therein expressed.

In Testimony whereof I have hereunto set my hand and affixed my official seal at my office in the City of Gallatin, Missouri, this 16th day of November 1906. My term Expires July 18th 1909.

(seal)

J. A. Selby - Notary Public

In the matter of the estate of ~~William M. Whitechurch~~ appropriation to widow William M. Whitechurch, dec'd

Now this day comes Sarah C. Whitechurch widow of William M. Whitechurch deceased, and represents to the court: That at the time of the death of said deceased there was no grain, meat, vegetables, groceries or other provisions on hand and provided for the subsistence of her family and herself, that she has two children who are altogether supported by her, wherefore she prays that the court may make an allowance to her in lieu of provisions not on hand as aforesaid, as provided by law out of the assets of the estate of said deceased. And the court having heard the petition and evidence in relation thereto finds

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that the sum of Two hundred Dollars. will be necessary to supply such deficiency. it is therefore ordered by the court that the sum of \$200⁰⁰ be appropriated out of the assets of said estate for the support and maintenance of said widow and her family for one year next after the death of said deceased.

In the matter of the Complaint
of Louis Key E. Wright to have
Rebecca Whitt formerly Rebecca
Sabie - Adjudged Insane.

Comes now Rebecca Whitt formerly Rebecca Sabie. and moves the court to dismiss said proceeding for the following reasons to-wit: that said matter was tried in this court, and submitted to a jury, and the jury having heard the evidence, and argument of counsel. failed to agree, said cause having been heard at a special term of this court on Monday February 26th 1906. And the complainant Louis Key E. Wright having failed to further prosecute said complaint said Rebecca Whitt formerly Rebecca Sabie moves the court that said proceedings be dismissed. And the court having heard and considered said motion. It is ordered by the court that said information, and further proceedings thereunder be dismissed.

In the matter of the estate of George O Caldwell - a minor } Additional Bond filed
and approved ✓

Comes now Thomas E. Hamilton, curator of the estate of said minor, and in obedience to the order of this court made on the first day of the present term thereof, to-wit November 12th 1906, and files here in his additional bond as such guardian and curator in the sum of (\$2500.⁰⁰) Twenty five hundred Dollars with W. B. Macy, and H. D. Hamilton as securities thereon which said bond is by the court approved.

November Term - Saturday Nov 17th 1906.

In the matter of the estate of } Renewal of Order of Sale
George Nelson - Insane }

Now at this day it appearing to the court that the guardian of the said George Nelson, has been unable to make a sale of the real estate of his said ward as per order of this court made at its November term 1905 and from term to term renewed. It is therefore ordered that said order of sale be and the same is again renewed, and said guardian ordered to report his proceedings at the February term 1907, hence.

In the matter of the estate of } Renewal of Order of Sale
John D. James. Insane }

Comes now E. M. Foley Jr. guardian of the person and estate of said John D. James, and reports that he has been unable to make sale of the real estate of his said ward as required by the order of this court made at its May term 1905, and from term to term renewed and prays the court to renew the said order of sale. It is therefore ordered by the court that said order of sale made at said May term 1905, be in all things renewed and continued in force and that said guardian report his proceedings under said order to this court at its February term 1907.

In the matter of the estate of } Renewal of Order of Sale
Martha E. Brodbeck Etal minors } of Real Estate.

It is ordered by the court that the order of sale of real estate of said minors made by this court at its February term 1906, be and the same is in all things renewed as to the sale of all of said lands embraced in said order except such as were reported sold by the curator and reports filed and sale confirmed at the May term 1906 hence.

In the matter of the estate of }
Thomas J. Muller - a minor }

Ordered that the seventh annual settlement this day filed by Philip M. Muller, curator of the estate of said minor be approved and recorded.

November Term - Saturday Nov 17th 1906.

In the matter of the estate of } Continuance
 Georgia L. Nithe. et al minors }

Ordered that the settlement this day due from Louisa J. Nithe Curator of the estate of said minors be continued to Monday Decr 3rd 1906.

In the matter of the estate of }
 James F. Ward Jr. - a minor }

Ordered that the fourth annual settlement this day filed by William Oram, curator of the estate of said minor be approved and recorded.

In the matter of the estate of } Continuance
 Andrew Warner - deceased }

Ordered that the settlement this day due from Hannah M. Warner, administratrix of said deceased be continued to December 3rd 1906.

In the matter of the estate of }
 William M. Mitchurch, died }

Ordered that the first annual settlement this day filed by Sarah E. Mitchurch, administratrix of said deceased be approved and recorded.

In the matter of the estate of } Continuance
 William R. Willis - a minor }

Ordered that the settlement this day due from Israel Heath, Curator of the estate of said minor be continued to December 3rd 1906.

In the matter of the estate of }
 John Doty - deceased. }

Ordered that the first annual settlement this day filed by Uriel W. Doty, administrator of said deceased be approved and recorded.

Ordered that Court adjourn until Monday Decr 3rd 1906.

Thomas R. Shaw

Judge

In Vacation - November 27th 1906.

In the matter of the estate of ^{Letters of Administration.}
Annand M Lord. Deceased

Comes now Samuel A. Lord, brother of said deceased and makes application for letters of administration on the estate of said Annand M Lord, deceased who departed this life intestate on the 15th day of March 1905, having at the time of her death property in this state of the probable value of \$600.⁰⁰ And the said Samuel A. Lord, being a suitable and competent person for such trust it is ordered that he be and is hereby appointed administrator of the estate of said deceased, and before entering upon the duties of his office he is required to enter into bond to the State of Missouri as such administrator in the sum of Twelve hundred Dollars, conditioned for the faithful discharge of his duties according to law, and now comes said Samuel A. Lord and files herein his bond in said sum of \$1200.⁰⁰ conditioned as the law directs with Jasper Robb and George S. Palmer as securities thereon which said bond is approved and it is further ordered that J. J. Jeffries and Joshua Maurice be and they are hereby appointed witnesses to accompany and aid said administrator in making an inventory of said estate. It is further ordered that notice of the grant of letters of administration on said estate be published in the Gallatin Democrat.

Thomas R. Shaw
Judge of Probate.

November Adj. Term. Monday - Dec 3rd 1906.

Court met pursuant to adjournment. present Thomas A. Shaw, Judge. and W. S. Hutchison, Sheriff. when the following proceedings were had to-wit:

In the matter of the estate of } Approval of Report of
Thomas D. Jackson, dec'd. } Private Sale of Personalty.

Came now Martha S. Jackson, administratrix of the estate of Thomas D. Jackson, deceased. and files here in her report of the private sale of the personal property of said estate, consisting of a stock of Drugs, and the furniture and fixtures pertaining thereto. under an order of this Court in vacation October 20th 1906. By which report it appears that said administratrix sold said property to one John S. Wilson, for the price and sum of Five Hundred and sixty Dollars, cash in hand, said purchase price being more than three fourths of the appraised value thereof. And it appearing that said sale was legally and fairly conducted pursuant to the order of the Court. it is therefore ordered that said sale be approved.

In the matter of the estate of
Martha Green and Florence
Green, minor heirs of Harry D.
Green, and Mary E. Green deceased
Late of Logan County, Ohio

Appointment of Guardian
and Curator

Now on this day comes Martha S. Jackson widow of Thomas D. Jackson, deceased. and represents and shows to the Court that Martha Green and Florence Green, aged twelve, and ten years respectively are minor children, and heirs at law, of said Harry D. Green and Mary E. Green, deceased. that said minors reside in the county of Daviess, and have no parents living, that they own property not exceeding in value the sum of One thousand Dollars, and prays the Court to appoint her guardian of the person, and Curator of the estate of said minors. And it appearing to the Court that the statements so made are true, and that the said Martha S. Jackson is a suitable and competent person for

November Adj. Term Monday, Decr 3rd 1906.

such trust, it is ordered that she be, and is hereby appointed guardian of the person and curator of the estate of said Martha Green and Florence Green and before entering upon the duties of her office, she is required to enter into bond to the state of Mississippi for the use of said Martha Green and Florence Green, with two or more securities to be approved by the Court in the sum of Two Thousand Dollars conditioned for the faithful discharge of her duties according to law.

And now comes said Martha S. Jackson and files herein her bond as such guardian and curator in said sum of Two Thousand Dollars, conditioned as the law directs, with J. F. Hudson, Walter Gregg, and J. G. Stroesser as securities thereof which said bond is by the Court approved.

In the matter of the estate of ~~James H. Ellis~~ Administrator Discharged

Comes now Isaac J. Oxford administrator of the estate of said deceased, and files the receipts of all the distributees of said deceased, for the amount due them on final settlement of said estate made at the August Term 1906 of this Court, which said receipts are as follows to wit:

Elzeta Case	for	\$43.38
J. Ellis		43.38
Elzeta Hickman		43.38
Ira Ellis		43.38
Emanuel Ellis		43.38
Nathaniel Ellis		43.38
Caru McMuller		43.38

And said estate being fully administered, it is ordered that said Administrator be discharged.

In the matter of the estate of ~~Amanda M. Lord~~ Order of Publication

Now at this day comes Samuel A. Lord, administrator of the estate of Amanda M. Lord, deceased and presents to the Court his petition praying for the sale

November Adj. Term - Monday Decr 3rd 1906.

of so much of the real estate of said deceased as will pay and satisfy the remaining debts due by said estate and yet unpaid for want of sufficient assets, accompanied by the accounts, lists and inventories required by law in such cases. on examination whereof it is ordered, that all persons interested in the estate of said deceased be notified that application as aforesaid has been made and that unless the contrary be shown on or before the first day of the next term of this court to be held on the second Monday of February 1907, an order will be made for the sale of the whole, or so much of the real estate of said deceased as will be so sufficient for the payment of said debts. And it is further ordered that this notice be published in the Gallatin Democrat, a newspaper published in this County and State for four weeks before the next term of this court, and that personal service of this notice be made on the heirs and devisees of deceased resident in said County at least ten days before the next term of this court.

Faith L. Conrad

Plaintiff

Against $\frac{2}{3}$ Allowance for allowance
W.C. Gellihan - administrator ad litem, of
the estate of George E. Conrad - decd.

Came now W.C. Gellihan administrator ad litem of said estate, and makes application for a continuance of said cause, which application is considered by the court, and said continuance granted until the next term of this court to be holden on the second Monday of February 1907. And plaintiff is granted leave to file an amended statement of account.

In the matter of the estate of $\frac{2}{3}$ Allowance to widow Andrew Warner - deceased.

Now this day comes Hannah M. Warner widow of said William Warner, deceased and represents to the court, that at the time of the death of said deceased, there was not sufficient grain meat, vegetables, groceries and other provisions

November Adj' Term. Monday Decr 3rd 1906.

on hand and provided for the subsistence of her family and herself and that she has three children members of her family who are altogether supported by her. wherefore she prays that the Court may make an allowance to her in lieu of provisions now on hand as aforesaid, as provided by law, out of the assets of the estate of said deceased.

And the Court having heard the petition of said widow and the evidence in relation thereto finds that the sum of two hundred dollars will be necessary to supply such deficiency. It is therefore ordered that said sum of Two hundred Dollars be appropriated out of said Estate for the purpose aforesaid.

In the matter of the estate of Continuance
Perry Brauner, dec'd

Ordered that the settlement this day due from Mary J. Brauner, Executrix of said deceased be continued to the February term 1907 hence.

In the matter of the estate of Continuance & Citation
W. D. & L. M. Knight minors

Ordered that the settlement this day due from Harrison Souleison, Curator of the estate of said minors be continued to the February term 1907, and that citation issue for said curator for failing to make settlement as required by law.

In the matter of the estate of Continuance
Mary E. Steel - Insane.

Ordered that the second annual settlement this day filed by Isaac C. Bruzen guardian of said Mary E. Steel - Insane, be approved and recorded.

In the matter of the estate of Continuance
Hugh Smith - deceased

Ordered that the settlement this day due from Eliza J. Smith, administratrix of said deceased be continued to the February term 1907 hence.

November Adj. Term - Monday Decr 3rd 1906.

In the matter of the estate of } Crutcher
Georgia L. Witten Etal - minors }

Ordered that the settlement this day due from
Louisa J. Witten, Curator of the estate of said minors
be continued to the February term 1907. Hereby.

In the matter of the estate of }
William R. Willis - a minor }

Ordered that the first annual settlement this day
filed by Israel Heath, Curator of the estate of said
minor be approved and recorded.

Ordered that Court adjourn until tomorrow morning at
9 o'clock

Thomas R. Shaw
Judge

November Adj. Term - Tuesday Decr 4th 1906.

Court met pursuant to adjournment. present
Thomas R. Shaw, Judge. and W. S. Hutchison, Sheriff
where the following proceedings were had. to-wit:

In the matter of the estate of } Discharge of Curator
Anderson H. Lierley - a minor }

Came now Wilson Lierley, Curator of the estate of said
Anderson H. Lierley, and files herein the duly acknowl-
edged and executed receipt of the said Anderson H.
Lierley, for the sum of \$1771.28 being in full of the
balance of all money due said minor from his said
curator, as shown by the final settlement made by
said curator at the November Term 1904 of the Probate
Court of Daviess County, Missouri. And said estate
being fully administered, it is ordered that said
curator, Wilson Lierley, be discharged herein.

November Adj' Term. Tuesday Decr 4th 1906.

In the matter of the estate of ^{Letters of Administration} Henry A. Wheeler, deceased ^{Granted.}

Come now Orvil Roy Whitt and makes application for letters of administration on the estate of Henry A. Wheeler deceased who departed this life intestate on the 29th day of November 1906. Having at the time of his death (in addition to real estate) personal property of the probable value of Seven Hundred Dollars. And it appearing that Ruby Jane Wheeler, widow of said deceased has filed herein her relinquishment and waiver of her right to administer upon said estate, and the Court having full faith and confidence in the ability and integrity of said Orvil Roy Whitt, it is therefore ordered that he do and is hereby appointed administrator of said estate and he upon entering upon the duties of his office he is required to enter into bond to the State of Missouri as such administrator in the sum of \$1500⁰⁰ with two or more securities to be approved by the Court. And now come said Orvil Roy Whitt, and files his said bond with Henry F. Whitt, and James M. Netherton as securities thereon, which bond is by the Court approved.

In the matter of the estate of ^{Receipt Filed and Curator Discharged.} William Taylor - a minor

Come now J. H. Taylor Curator of the estate of said William Taylor, and files herein the duly executed and acknowledged receipt of said William Taylor for the full amount due him from his said Curator in final settlement of his estate made at the November Term 1906 of this Court, to wit the sum of \$207.⁰⁴ And said estate being fully administered, said Curator is discharged.

In the matter of the estate of Andrew Warner, dec'd.

Ordered that the first annual settlement this day filed by Hannah M. Warner, administratrix of said dec'd be approved and recorded.

Ordered that Court adjourn until Court in course

Thomas C. Shaw - Judge

In Vacation - December 8th - 1906.

In the matter of the estate of }
 And Last Will and Testament } Will Probated
 of Ann M. Luce - dec'd }

Now on this day the instrument of writing heretofore filed herein purporting to be the last will and testament of Ann M. Luce, deceased is offered for probate, and the Judge of Probate having seen and examined said instrument of writing, and having also heard the testimony of F. B. Eastman, and Jasper Shormaker, the subscribing witnesses thereto in relation to the execution of the same, does declare and adjudge said instrument of writing to be the last will and testament of Ann M. Luce, deceased, late of Davison County, and orders the same admitted to probate, and to be recorded as such.

Thomas A. Shaw
 Judge of Probate.

In Vacation December 14th 1906.

State of Missouri
County of Daviess

In the Probate Court of Daviess County
In the matter of the collateral
Inheritance tax upon the estate
of William E Bennett, dec'd

Upon examination of the papers on file in the above
entitled matter, and on due consideration of other evi-
dence therein submitted, the Probate Judge has on
his own motion. Ordered and adjudged. That the cash
value of the property or interest, the transfer of which
is subject to the tax imposed by section 312,
Chapter 1, Article 16, of the Revised Statutes of Missouri
1899, the party or parties liable therefor, and the amount
of said tax, is as follows:

Beneficiary	Address:	Cash value of Interest	Am't of Tax
William Bennett (Father)	Breckinridge Mo	714	
Florence B Weldon	Breckinridge Mo	714	35 70
Alice Wooley	Omaha Neb.	714	35 70
Aldon McGary	Breckinridge Mo	357	17 85
Ira Trooper	Lock Springs Mo	357	17 85
Elizabeth Miller	Breckinridge Mo	143	7 15
Edith Patuck	Breckinridge Mo	143	7 15
Dallie Bennett	Colorado	143	7 15
Frankie Lewis	Nodaway Co. Mo	143	7 15
Wardle Bennett	Nodaway Co Mo	143	7 15
Dan Baker	Unknown	357	17 85
Davey Baker	Unknown	357	17 85
William Goins	Breckinridge Mo	357	17 85
Ed Goins.	Breckinridge Mo	357	17 85
			214 25

Dated December 14th 1906.

Thomas R. Shaw
Probate Judge

In Vacation - December 17th 1906.

In the matter of the estate of ~~James M. Royce~~ Letters of administration ~~James M. Royce~~ deceased. ~~James M. Royce~~ Granted.

Now at this day comes Alfred E. Utz, and makes application for letters of administration on the estate of James M. Royce deceased, who departed this life intestate on the 19th day of November 1906 in Davis County Missouri, having at the time of his death personal property of the probable value of Twenty five hundred Dollars. And Ellen M. Royce the widow of said deceased having relinquished her right to administer upon said estate, and the Judge of Probate having full faith and confidence in the ability and integrity of said Alfred E. Utz, it is therefore ordered that he be, and is hereby appointed administrator of the estate of said James M. Royce, and before entering upon the duties of his office he is required to enter into bond to the State of Missouri as such administrator in the sum of Five Thousand Dollars with two or more securities to be approved by the Court, conditioned for the faithful discharge of his duties according to law. And now comes said Alfred E. Utz, and files herein his bond as such administrator in said sum of \$5000.00, conditioned as the law directs, with Robert E. Maupin and W. E. Wampler, as securities thereon, which said bond is by the Judge of Probate accepted. It is further ordered that Philip Shaw and David Woodring, be and they are appointed witnesses to aid said administrator in making an inventory of said estate. It is also further ordered that notice of the grant of letters of administration be published in the Pattersonburg Call, a newspaper published at Pattersonburg in Davis County Missouri.

Thomas R. Shaw
Judge of Probate

In Vacation. December 20th 1906

In the matter of the estate of }
Goldie Elizabeth Etter and } appointment of curator
Robert McDonald Etter, minor }
heirs of Elizabeth Etter, dec'd }

Now on this day comes Robert L. Etter, and represents and shows to the Judge of probate, that he is a resident of the county of Janiss, and is the Father of Goldie Elizabeth Etter, and Robert McDonald Etter, aged thirteen and eleven years respectively, and praying the Judge of probate to appoint him curator of the estate of said minors. And it appearing to the Judge of probate that said minors own property not derived from said Robert L. Etter and not exceeding in value the sum of Two hundred and fifty Dollars, and that the said Robert L. Etter is a suitable and competent person for such trust, it is ordered that said Robert L. Etter, be and he is hereby appointed curator of the estate of said Goldie Elizabeth Etter and Robert McDonald Etter, and before entering upon the duties of his office he is required to enter into bond to the state of Missouri for the use of said Goldie Elizabeth Etter and Robert McDonald Etter, with two or more securities to be approved by the Court in the sum of Five hundred Dollars, conditioned for the faithful discharge of his duties according to law. And now comes said Robert L. Etter, and files herein his bond as such curator in said sum of Five hundred Dollars conditioned as the law directs, with John Gallamore, and A. Thompson, as securities thereon which said bond is by the Judge approved.

Thomas R. Shaw
Judge of Probate

In Vacation - December 27th 1906.

In the matter of the estate of } Will Probated
George W. Keener. Deceased. }

Now on this day an instrument of writing purporting to be the last will and testament of George W. Keener, deceased is offered for probate, and the Judge of probate having seen and examined said instrument of writing and having also heard the testimony of M. C. Higgins, and Fred Fair, the subscribing witnesses thereto in relation to the execution of the same, does declare and adjudge said instrument of writing to be the last will and testament of George W. Keener, deceased late of Davis County, and orders the same admitted to probate, and to be recorded as such.

Thomas R. Shaw
Judge of Probate.

In Vacation - December 29th 1906.

In the matter of the estate of } Administration Granted
Vincent H. Shaw. Deceased. }

Came now George A. McWilliams, and makes application for letters of administration on the estate of Vincent H. Shaw, deceased who departed this life intestate on the 28th day of November 1906, having at the time of his death personal property of the probable value of fifteen hundred dollars, and Grace Palk Shaw, widow of said deceased having relinquished her right to administer upon said estate, and the Court having full faith and confidence in the ability and integrity of said George A. McWilliams it is therefore ordered that he be and is hereby appointed administrator of the estate of said Vincent H. Shaw, and before entering upon the duties of his office he is required to enter into bond to the state of Missouri as such administrator in the sum of \$3200⁰⁰ and now came said Geo. A. McWilliams and filed herein his bond in said sum of \$3200⁰⁰ with M. H. Taylor and E. F. West, as securities therein

which said bond is approved, and said administrator is ordered to enter upon the discharge of his duties and it is further ordered that M. H. Taylor and Cash Brown be and they are appointed witnesses to accompany and aid said administrator in making an inventory of said estate.

Thomas R. Shaw
Judge of Probate.

In Vacation - January 4th 1907.

In the matter of the Estate of } Administration granted
William H. Hartman, Deceased }

Comes now A. B. Evans, and makes application for letters of Administration on the estate of William H. Hartman, deceased, who departed this life intestate on the 1st day of November 1906, in Daviess County Missouri, having at the time of his death personal property of the probable value of two hundred dollars; and A. A. Hartman, and W. L. Hartman, sons of said deceased, having relinquished their right to administer upon said estate; and the Judge of Probate having full faith and confidence in the ability and integrity of said A. B. Evans: - it is therefore ordered that he be, and is hereby appointed Administrator of said William H. Hartman. And before entering upon the duties of his office he is required to enter into bond to the State of Missouri as such Administrator in the sum of Five hundred dollars, with two or more good securities, to be approved by the court; conditioned for the faithful discharge of his duties according to law.

And now comes said A. B. Evans, and files herein, his bond, as such Administrator, in said sum of \$500⁰⁰, conditioned as the law directs, with A. A. Hartman and W. L. Hartman as securities thereon, which said bond is accepted by the Judge of Probate. It is further ordered that L. B. Gillham and W. O. Tague be and they are appointed witnesses to aid said Administrator in making an inventory of said estate. And it is further ordered that notice of the grant of letters of administration be published in the "Gallatin Democrat" a News Paper published at Gallatin, in Daviess County, Missouri.

P. P. Doak
Judge of Probate

In Vacation - January 9th, 1907.

In the Matter of the Estate of } Letters of Administration granted.
Mary E. Clark, Deceased

Comes now James I. Courter and makes application for letters of Administration on the estate of Mary E. Clark, deceased, who departed this life intestate on the 26th day of December, 1906, in Daviess County, Missouri; having at the time of her death personal property of the probable value of one thousand dollars, and John Plymell, brother of deceased having relinquished his right to administer on said estate; and the Judge of Probate having full faith and confidence in the ability and integrity of said James I. Courter; - it is therefore ordered that he be, and ^{he} is, hereby appointed Administrator of the estate of said Mary E. Clark, deceased. And before entering upon the duties of his office, he is required to enter into bond to the State of Missouri as such Administrator in the sum of Two Thousand dollars, with two or more securities to be approved by the Court, Conditioned for the faithful discharge of his duties according to law.

And now comes said James I. Courter and files herein his bond as such Administrator in said sum of Two Thousand dollars conditioned as the law directs, with John Plymell and W. P. Yarbrough as securities, thereon, which said bond is by the Judge of Probate accepted.

It is further ordered that James Everly and Samuel Everly be, and they are appointed witnesses to aid said administrator in making an inventory of said estate. It is also further ordered that notice of the grant of letters of Administration be published in the Coffeyburg Enterprise a News Paper published at Coffeyburg in Daviess County, Missouri.

P. P. Doak
Judge of Probate

In Vacation— January 10, 1907.

In the matter of the Estate of } Will Probated.
Mrs. Elvira E. Cook, deceased, }

Now on this day an instrument of writing purporting to be the last will and testament of Elvira E. Cook, deceased, who died on the 7th day of January, 1907, is offered for probate, and the Judge of Probate having seen and examined said instrument of writing, and having heard the testimony of R. J. Davis and Kate Young the subscribing witnessess thereto in relation to the execution of the same: does declare and adjudge said instrument of writing to be the last will and Testament of Elvira E. Cook, deceased, late of Daviess County. And orders the same to be admitted to Probate, and to be recorded as such.

P. P. Doak, Judge of Probate.

In Vacation— January 10th, 1907.

In the matter of the estate of } Letters Testamentary Issued.
Mrs Elvira E Cook deceased }

Comes now J. A. Selby as Executor in the will of Mrs. Elvira E. Cook, deceased which will was admitted to probate on this 10th day of January, 1907, and makes affidavit as required by law; and makes application for letters testamentary upon said estate, and being a suitable person for such trust: it is ordered that he be and is hereby appointed Executor of said estate, and that letters testamentary ^{be issued} to him thereon. And before entering upon the duties of his office he is required to enter into bond to the State of Missouri as such Executor in the sum of Three Thousand dollars, with such security as the Court shall approve, conditioned for the faithful discharge of his duties according to law.

And now comes, said J. A. Selby and files his bond with S. N. Selby, E. D. Mann and Boyd Dudley as securities thereon, which said bond is approved.

And it is further ordered that R. J. Davis, and R. R. Wynne be, and they are appointed witnesses to accompany and aid said Executor in opening, and examining the papers, money and other property of said deceased, and in making an inventory of the same.

P. P. Doak

Judge of Probate

In Vacation - January 12th, 1907.

In the matter of the Estate of } Will Probated.
Samuel Bouton, deceased, }

Now on this day an instrument of writing purporting to be the last will and testament of Samuel Bouton, deceased, late of Daviess County, is offered for probate, and the Judge of Probate having seen and examined said instrument of writing, and having heard the testimony of Wm. G. Lancaster and J. M. Caldwell, the subscribing witnesses thereto in relation to the execution of the same, does declare and adjudge the said instrument of writing to be the last will and testament of Samuel Bouton, deceased, late of Daviess County, and Orders the same to be admitted to probate, and to be recorded as such.

P. P. Doak, Judge of Probate.

In Vacation - January 12, 1907.

In the matter of the estate of } Order of Private Sale.
Vincent H. Shaw, deceased, }

Now comes George A. McWilliams, Administrator of said estate and files his written application for permission to sell the stock of merchandise and store furniture belonging to said estate at private sale. And the Court being satisfied that it will be for the interest of the estate, and not be prejudicial to persons interested therein, to sell the same at such sale, it is ordered that said Administrator sell such property at private sale for not less than three fourths of its appraised value, for cash in hand and report the same to this Court.

P. P. Doak,
Judge of Probate.

Resolutions of the Daviess County Bar-

At a meeting of the Bar of Daviess County, held by previous appointment on January 12th, 1907, at Gallatin, in said county, there were present the Hon. William C. Gillihan, chairman presiding, and the following other members, to wit:— Rollin J. Britton, Lewis B. Gillihan, Boyd Dudley, J. A. Selby, John C. Leopard and William O. Tague, when the action of the bar in relation to the retirement of the Hon. Thomas R. Shaw, from the bench of the Probate Court of Daviess County, Missouri, being taken up by the meeting, the chairman called for the report of the committee on resolutions, appointed at the meeting held on December 20th, 1906, and thereupon the committee submitted the following report, which was unanimously adopted, to wit:—

We doubt if the people of Daviess County have ever fully appreciated the importance to them of the Probate Court, and for the reason, the importance of having a man possessing all the necessary qualifications to preside over such court.

The importance to the people of having an honest, conscientious and able judge of the Probate Court, into whose hands are committed the estates of deceased persons as well as a safe guarding of the rights of the widows and orphans of the county, can not be over estimated.

Daviess County has been peculiarly fortunate in having had just such an officer for the past eight years, in the person of Hon. Thomas R. Shaw

Judge Shaw, because of his researches and study in that direction during many years and because of his former experience in that direction has during the past eight years, brought ability of a high order to the discharge of the duties of that important office.

Therefore be it Resolved that the Bar of Daviess County, in common, as we believe, with its people, this publicly express its regret at the retirement of Judge Shaw from the bench he has so conspicuously honored during all these years.

Be It Further Resolved that we wish him abundant success in whatever field of endeavor he may choose for the future, and further that a copy of these resolutions be spread of record in the records of the Probate Court of Daviess County Missouri.

Respectfully Submitted.

J. A. Selby
Rollin J. Britton.
Boyd Dudley.

Committee.

In Vacation—January 22nd, 1907.

In the Matter of the Estate of } Administration granted.
J. R. Vipon, deceased }

Comes this day Cort Francisco and makes application for letters of administration on the estate of J. R. Vipon, deceased, who departed this life intestate on the 12th day of January, 1907, in Daviess County, Missouri; having at the time of his death personal property of the probable value of fifteen hundred dollars, and Mrs. Hannah E. Vipon, widow of deceased, having relinquished her right to administer upon said estate; And the judge of Probate having full faith and confidence in the ability and integrity of said Cort Francisco: it is therefore ordered that he be, and he is hereby appointed Administrator of the estate of the said J. R. Vipon, deceased.

And before entering upon the duties of said office he is required to enter into bond to the State of Missouri, as such Administrator in the sum of Three Thousand dollars, with two or more securities, to be approved by the Court, conditioned for the faithful discharge of his duties according to law.

And now comes said Cort Francisco and files herein his bond, as such Administrator, in the sum of Three Thousand dollars, conditioned as the law directs, with H. J. Lynch and J. E. Scott as securities thereon, which said bond is by the Judge of Probate accepted.

It is further ordered that O. J. Brown and Harley M. Brown be and they are hereby appointed witnesses to aid said Administrator in making an inventory of said estate. It is, also, further ordered that notice of the grant of said letters of Administration be published in the North Missourian, a News-Paper published at Gallatin in Daviess County, Missouri.

P. P. Doak
Judge of Probate

In Vacation—January 24th, 1907.

In the Matter of the Estate of } Petition for Order Completing Contract.
Mary E. Clark, Deceased. }

Comes now James D. Courter, as Administrator of said estate, and files his petition in writing, asking the Probate Court to make an order of the said court authorizing him, the said James D. Courter, Administrator, of the estate of the said Mary E. Clark, to execute a contract which the said Mary E. Clark, had made prior to her death, which occurred on the 1st day of January 1907 in Daviess

In Vacation — January 29th 1907.

County, Missouri. with one Daniel C. Bennum, for the purchase of the, North west quarter of the South west quarter of Section 35, in Township 62 of Range 28, in Daviess County, Missouri.

The terms of the said contract were that she, the said Mary E. Clark, paid to the said Daniel C. Bennum Five hundred dollars, cash; agreed to pay him \$500.00 on the 1st day of January, 1907, when said land was to be deeded to her subject to a mortgage for One Thousand dollars, and that she was to have possession of said land on the 1st day of March 1907.

Petitioner further states that that said Mary E. Clark did pay the Five hundred dollars in cash, but that nothing further had been done by her towards the execution and carrying out said contract at the time of her death; that said Mary E. Clark died intestate; that she had not devised said land, nor had she made provision for the payment due on said land by will.

Petitioner further states that it would be beneficial to the estate of said deceased to make the payment on said land as provided in said contract, and to complete the execution of said purchase and that such action would not be prejudicial or injurious to the creditors of said estate, and that he has in ^{his} hands sufficient assets of said estate to complete the payment, and carry out the provisions of said Contract, and to meet all other demands against said estate, he, therefore prays the court to make the order, directing him to make said Five hundred dollar payment on said contract made by his decedent with said Daniel C. Bennum, and the said judge having examined said petition, and having reasons to believe that it would be for the interest of said estate and not injurious to the creditors thereof, to carry out the provisions of said contract, orders that said Court hold a Special Term on Tuesday the 29th day of January, 1907. for the purpose of further inquiry regarding said matter and to consider other matters that may be brought before said Court in said Special Term

P. P. Doak,
Judge of Probate

January Special Term - Tuesday, January 29th 1907,

State of Missouri } ss
County of Daviess }

Be it remembered that at a Special Term of the Probate Court of Daviess County, Missouri, begun and held at the office of the Probate Court in the City of Gallatin, in the County and State aforesaid on Tuesday, January 29th, 1907, there was present O. P. Doak, Judge, and H. J. Hitchison, Sheriff.

When the following proceedings were had, to-wit:

In the matter of the estate of }
Mary E. Clark, deceased }

Court met pursuant to the call of the Judge in vacation for the purpose of considering the petitions of James D. Courter, Administrator of the estate of Mary E. Clark, deceased, which were filed herein on the 24th day of January, 1907.

Comes now James D. Courter, Administrator, of the estate of Mary E. Clark, deceased, and by his written petition which had been previously filed herein, to-wit; on the 24th day of January, 1907, and represents and shows to the Court, that the said Mary E. Clark, who departed this life on the 1st day of January, 1907, in Daviess County Missouri, had prior to her death, to-wit on about the 10th day of December 1906, or prior thereto, entered into a contract in writing for the purchase of the,

North west quarter of the South West quarter of Section 35, in Township 62, of Range 28 in Daviess County, Missouri, and the terms and provisions of said contract being; that said Mary E. Clark paid to Daniel C. Bennum, Five hundred dollars in cash, agreed to pay five hundred dollars on the 1st day of January, 1907, when said land was to be deeded to her subject to a mortgage of One Thousand dollars, and possession of said land was to be delivered to said Mary E. Clark on the 1st day of March 1897.

Petitioner further shows that while the said Mary E. Clark had paid the Five hundred dollars in cash as per agreement, that yet there had been nothing further done towards the execution of, or the carrying out of said contract at the time of her death.

Petitioner further states, that said Mary E. Clark died intestate, that she had not devised said real estate nor had she made any provision for carrying out said contract by will.

Petitioner further states that it would be beneficial to said estate to make to make the said payment on said land as provided in said contract, and in all other respects, to complete the execution of said contract of purchase and that such action would not be injurious to the creditors of said estate,

Said petitioner further states that he has in his hands sufficient of the assets of said estate to complete the payment on said contract

and carry out the provisions thereof and meet all the other demands against said estate. Wherefore petitioners pray this court that it may by its order direct him to make said Five hundred dollars payment on said contract and in all respects complete said contract made by his decedent and the said Daniel C Benham

And the court having examined on oath the said James D Courter and the other witnesses produced; and said testimony substantiating the facts set forth in said petition; and the court believing that it will be beneficial to said estate, and not prejudicial to creditors thereof to complete and carry out said contract as prayed for in said petition.

It is therefore ordered that the said James D, Courter, Administrator of said estate be and he is ^{hereby} authorized to make said payment of Five hundred dollars as prayed for in said petition, and he is directed to do so, and to have the said Daniel C Benham to execute a deed to said land to the said Fred Clark and Frank Clark.

In the matter of the Estate of } Petition for Appropriation for support
Mary E Clark, deceased } of minors.

Comes now James D, Courter and represents and shows to the said court that he is administrator of the estate of Mary E, Clark, deceased; that said Mary E, Clark, deceased, left as her sole and only heirs and legal representatives two sons Fred Clark and Frank Clark, both of whom are minors under the age of 21 years; said Fred being nineteen years of age, and said Frank being seventeen years of age.

Said Administrator further represents that among other property left by the said Mary E, Clark was certain household and kitchen furniture and like articles that had been used by her in her lifetime, consisting of a box of bed clothing, books, & pillows, 2 beds and bed clothing, dishes, cook stoves and vessels, stands, carpets, chairs, safe and table and their contents, flour chest and heating stove, and that said property had been appraised by the appraisers of the said estate at the sum of Forty nine and 10/100 dollars.

Said petitioner further states that said minors are in need of said property for their support, and that if this court should make an order to turn the said property over to said minors for that purpose it will not prejudice the rights of the creditors of said estate. Wherefore said petitioner prays this court to make an order directing the said Administrator to turn over the said property to the minor children, Fred Clark and Frank

January Special Term - January 29th, 1907.

Clark for the purposes aforesaid.

And the Court having inquired into said matter and duly considered the same, and believing that such order is necessary for the support of said minor children and that it will not prejudice the rights of the creditors of said estate to make such use of said property; it is therefore ordered that said James D. Courter, administrator of said estate be directed to deliver to said Fred and Frank Clark said property as prayed for in said petition.

In the matter of the estate of } Curator appointed
Carl E. Hesler et al

Comes now D. N. Hesler and represents and shows to the Court that he is a resident of Davies County Missouri, and says that he is the Father of

Carl E. Hesler aged sixteen years, Iva Cloe Hesler, age fifteen years, Lela Fay Hesler, age thirteen years, and Joseph H. Hesler, age eleven years; that said minors own property not derived from him and not exceeding in value One hundred dollars.

Wherefore he prays the Court that he may be appointed curator of the property of said minors.

And it appearing to the Court that said Carl E. Hesler, Iva Cloe Hesler, Lela Fay Hesler and Joseph H. Hesler do own property not derived from the said D. N. Hesler, father of said minors, not exceeding in value One hundred dollars, and the Court having confidence in said D. N. Hesler as being a suitable and competent person for such trust; it is therefore ordered that said D. N. Hesler be and he is hereby appointed curator of the estate of said Carl E. Hesler, Iva Cloe Hesler, Lela Fay Hesler and Joseph H. Hesler. And before entering upon the duties of said office he is required to enter into bond to the State of Missouri for the use of said Carl E. Hesler, Iva Cloe Hesler, Lela Fay Hesler and Joseph H. Hesler with two or more securities to be approved by the Court, in the sum of Two hundred dollars, conditioned for the faithful discharge of his duties according to law.

And now comes said D. N. Hesler and files herein his bond in the sum of Five hundred dollars conditioned as the law directs, with J. V. Goodbar and J. K. Hays as

January-Special Term-January 29th, 1907.

securities thereon, which said bond is by the Court approved.

Ordered that Court adjourn, until

P. P. Doak

Judge of Probate.

In Vacation - Wednesday January 30th, 1907

In the matter of the Estate of } Widow petitions for an order for allowance
Henry A. Wheeler, deceased }

Comes now Ruby Jane, Widow of Henry A. Wheeler deceased and represents to the Judge of the Probate Court that she is in need of means to meet her obligations, and asks that he make an order directing the administrator ^{of the said estate} to pay her the sum of One hundred and thirty dollars on her allowance of Four hundred dollars under the law, and being entitled to the same as part of her personal dower, it is therefore ordered that said Administrator be directed to advance her the said sum of One hundred and thirty dollars and to take her receipt for the same

P. P. Doak

Judge of Probate

February Term- Monday-February 11th 1907.

State of Missouri
County of Daviess

Be it remembered that at a regular term of the Probate Court of Daviess County, Mo. begun and held at the Court House in Gallatin on Monday February 11th, 1907, there were present P. P. Doak, Judge, and W. J. Hutchison, Sheriff, when the following proceedings were had, to-wit:—

Ordered that the bond of Samuel A. Lord, as administrator of the estate of Amanda M. Lord, deceased, taken in vacation November 27th 1906 be and the same is approved, and his appointment ratified and confirmed.

Ordered that the bond of Alfred E. Utz, administrator of the estate of James M. Royce deceased taken in vacation December 17th 1906 be and the same is approved, and his appointment ratified and confirmed.

Ordered that the bond of Robert L. Etter Curator of the estate of Goldie Elizabeth Etter and Robert McDonald Etter, ^{minors,} taken in vacation December 20th 1906, be and the same is approved and his appointment ratified and confirmed.

Ordered that the bond of George A. McWilliams as Administrator of the estate of Vincent H. Shaw, deceased, ^{taken in vacation December 29th, 1906,} be and the same is approved and his appointment ratified and confirmed.

Ordered that the bond of A. B. Evans as Administrator of the estate of Mrs. H. Hartman, deceased, taken in vacation January 4th 1907 be and the same is approved and his appointment ratified and confirmed.

Ordered that the bond of James I. Courter, as administrator of the estate Mary E. Clark, deceased, taken in vacation January 9th 1907, be and the same is approved, and his appointment ratified and confirmed.

Ordered that the bond of J. A. Selby, as Executor of the estate of Elvira E. Cook, taken in vacation January 10th 1907, be and the same is approved, and his appointment ratified and confirmed.

Ordered that the bond of Cort Francisco as administrator of the estate of J. R. Rippon, deceased, taken in vacation, January 22nd 1907 be and the same is approved, and his appointment ratified and confirmed.

February Term - Monday - February 11th 1907.

In the matter of the estate of }
and last Will and Testament of } Judgment Establishing Will.
of Ann M. Luce, deceased }

It being shown to the Court now here, that in vacation of this Court, to-wit: on the 8th day of December 1907 an instrument of writing purporting to be the last will and testament of Ann M. Luce, deceased, and attested by J.C. Eastman and Jasper Shoemaker as witnesses, was produced before the clerk of this Court to be proved and admitted to record as the last will of said Ann M. Luce, deceased, and said clerk proceeded to take the testimony of J.C. Eastman and Jasper Shoemaker the said attesting witnesses, which was by said clerk reduced to writing, and signed by them respectively, and is here now produced in Court; and said clerk, having declared said will proved granted a certificate of probate on said 8th day of December, 1907. And the Court having inspected ^{said will} and heard the testimony of J.C. Eastman and Jasper Shoemaker the attesting witnesses so taken in vacation as to the execution of said will and being sufficiently advised: it is therefore ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last Will and Testament of said Ann M. Luce, deceased. And the said proceedings and of said clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the matter of the estate of }
And last Will and Testament of } Judgment Establishing Will.
George W. Keener, deceased }

It being shown to the Court here, now, that in vacation of this Court, to-wit: on the 27th day of December, 1906, an instrument of writing purporting to be the last will and Testament of George W. Keener, deceased, and attested by M.E. Higgins, and Fred Fair, as witnesses, was produced before the clerk of this Court to be proved and admitted to record as the last will of said George W. Keener, deceased, and said clerk proceeded to take the testimony of M.E. Higgins, and Fred Fair, the said attesting witnesses, which was by said clerk reduced to writing, and signed by them respectively, and is here now produced in Court, and said clerk, having declared said will proved, granted a certificate of probate on said 27th day of December, 1906. And the Court having inspected ^{said will} and heard the testimony of M.E. Higgins and Fred Fair, the attesting witnesses so taken in vacation as to the execution of said will and being sufficiently advised; it is ordered and adjudged by the Court that said

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instrument be considered proved, and the same is adjudged to be the last will of said George W. Keener, deceased. And the said proceedings and action of said clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the Matter of the Estate of, and }
Last Will and Testament of } Judgment Establishing Will,
Elvira E. Cook, deceased }

It being shown to the Court here now, that in vacation of this Court, to-wit: on the 10th day of January, 1907, an instrument of writing purporting to be the last will and testament of Elvira E. Cook, deceased, and attested by R. J. Davis and Kate Young as witnesses, was produced before the clerk of this Court to be proved and admitted to record as the last will of said Elvira E. Cook, deceased, and said clerk proceeded to take the testimony of R. J. Davis and Kate Young the said attesting witnesses, which was by the said clerk reduced to writing, and signed by them respectively, and is here now produced in Court; and said clerk, having declared said will proved, granted a certificate of probate on said 10th day of January, 1907. And the Court having inspected ^{said will} and seen ^{and heard} the testimony of R. J. Davis and Kate Young the attesting witnesses so taken in vacation as to the execution of said will and being sufficiently advised; it is ordered, ^{and adjudged} by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Elvira E. Cook, deceased. And the said proceedings and action of of said clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the Matter of the Estate of, and }
Last Will and Testament of } Judgment Establishing Will.
Samuel Bouton, deceased }

It being shown to the Court, now here, that in vacation of this Court, to-wit: on the 12th day of January, 1907, an instrument of writing purporting to be the last will and testament of Samuel Bouton, deceased, and attested by Wm. G. Lancaster and J. M. Caldwell as witnesses, was produced before the clerk of this Court to be proved and admitted to record as the last will of said Samuel Bouton, deceased, and said clerk proceeded to take the testimony of Wm. G. Lancaster and J. M. Caldwell, the said attesting witnesses, which was by said clerk reduced to writing and signed by them respectively and

February Term - Monday - February 11th, 1907.

is here now produced in Court; and said clerk, having declared said will proved, granted a certificate of probate on said 12th day of January, 1907.

And the Court having inspected, ^{said will and heard} and seen the testimony of Wm. G. Lancaster and J. M. Caldwell the attesting witnesses so taken in vacation as to the execution of said will; and being sufficiently advised: it is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Samuel Bouton, deceased, And the said proceedings and action of said clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the matter of the estate of } Appointment of Guardian and Curator
Toney Baker, as minor }

Now on this day comes E. M. Foley, jr. who is a resident of Daviess County, Mo. and represents and shows to the Court; That Toney Baker, a minor, who lives in the State of Nebraska, and ^{who} is about fifteen years of age, is the owner ^{in fee} of certain real estate in the county of Daviess and State of Missouri, to wit: - The undivided one fourteenth ($\frac{1}{14}$) part of the Southwest quarter (South of Grand River) of Section Twenty Three (23), containing Twenty Six acres, and the North half of the Northwest quarter of Section Twenty Six (26) lying South and west of Grand River; containing Fifty $\frac{46}{100}$ acres; also Eight acres off of the North side of the Southwest quarter of the Northwest quarter of Section Thirty five (35) (It being understood that there has been twelve acres sold off of the East side of the Southwest quarter of the Northwest quarter above described and that this eight acres above described is off the north side of the land remaining after the twelve acres are taken off; All the above tracts being ⁱⁿ Township Fifty Eight (58) of Range Twenty Six (26).) And he further shows that said lands are improved; that the buildings are rapidly deteriorating and that it would be for the benefit of said minor if said lands could be sold and the proceeds invested in other lands or loaned at a reasonable rate of interest, And he further shows that said minor has no legal representative resident in this State who can manage the sale of said lands, and prays the Court that he be appointed Guardian and Curator of said minor, and the Court having confidence in the ability and integrity of the said E. M. Foley, jr. to act as said Guardian and Curator of said minor; it is therefore ordered that he be and he is ^{hereby} appointed

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Guardian and Curator of the said Joney Baker; And before entering upon the duties of his said office he is required to enter into bond to the State of Missouri, for the use of said Joney Baker, with two or more securities to be approved by the Court, in the sum of One Thousand dollars, conditioned for the faithful discharge of his duties according to law.

And now comes said E. M. Foley, jr., and files herein his bond in the sum of One Thousand dollars, conditioned as the law directs, with J. W. Meade and E. D. Mann as securities thereon, which said bond is approved by the Court.

In the Matter of the Estate of Joney Baker, a minor. } Order of Sale of Real Estate.

Comes now E. M. Foley, jr. of the County of Daviess and State of Missouri and represents and shows to the court that that he is the duly appointed, and legally qualified Guardian of the person and estate of Joney Baker a minor about the age of 15 years; that said minor is the owner in fee of the following real estate in the County of Daviess and State of Missouri, to-wit: The undivided one fourteenth ($\frac{1}{14}$) part of the following described lands, to-wit: The Southwest quarter (South of Grand River) of section Twenty three (23), containing Twenty Six acres, and the North half of the Northwest quarter of section Twenty six (26), lying South and West of Grand River; containing fifty and $\frac{46}{100}$ acres; Also Eight acres off of the North side of the Southwest quarter of the North West quarter of section Thirty five (35). (It being understood that there has been twelve acres sold off of the East side of the South West West quarter of the Northwest quarter above described and that this Eight acres above described is off the North side of the land remaining after the twelve acres have been taken out.) All the above tracts being in Township Fifty Eight (58) of Range Twenty Six (26).

He further represents that said land is improved and that the buildings thereon are rapidly deteriorating in value, and that it would be for the benefit of said ward that said lands be sold and the money invested in other lands or put out at a reasonable rate of interest. He represents that said land is now worth Seventy dollars per acre. Wherefore in consideration of the premises said petitioner prays for an order of the Court to sell the said real estate, according to the Statute in such case made and provided.

and the Court having heard the petition of said Guardian and Curator, and the evidence in relation thereto

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is satisfied that said order should be granted.

It is therefore ordered by the court that said Guardian and Curator, be and is hereby authorized and empowered to sell the said real estate at either public or private sale (first having had the same appraised according to law) for not less than three fourths of the appraised value thereof; on the following terms to wit: - For cash in hand; and that he report said sale and his proceedings therein to this Court at the next Term thereof.

In the matter of the Estate of } Order of Sale of Real Estate.
Wardle A. Bennett a minor }

Comes now E. M. Foley, jr, a resident of Daviess County, Mo., and represents to the Court that he is the duly appointed and legally qualified and acting guardian of the person and estate of Wardle A. Bennett a minor about the age of twenty years, that said minor is the owner in fee of the following real estate in the County of Daviess and State of Missouri, to wit: The undivided one thirty fifth ($\frac{1}{35}$) part of the following described lands, to wit: - The Southwest quarter (South of Grand River) of Section Twenty Three (23) containing Twenty Six acres, and the North half of the Northwest quarter of Section Twenty Six, lying North and West of Grand River; containing fifty and $\frac{46}{100}$ acres; also Eight acres off of the North Side of the Southwest quarter of the North West quarter of Section Thirty Five (35) (It being understood that there has been twelve acres sold off of the East side of the South West quarter of the Northwest quarter above described and that this eight acres above described is off the North side of the land remaining after the twelve acres has been taken out.) All the above tracts being in Township Fifty Eight (58) of Range Twenty Six (26). Petitioner further represents that said land is improved, and that the buildings thereon are rapidly deteriorating in value, and that it would be for the benefit of said ward that said lands be sold and the proceeds invested in other lands or put out at a reasonable rate of interest. That said land is now worth seventy dollars an acre. Wherefore, in consideration of the premises, petitioner prays for an order to sell the said real estate, according to the Statute in such case made and provided.

And the Court having heard the petition of said guardian and curator, and the evidence in relation thereto is satisfied that said order should be granted.

It is therefore ordered by the Court that said Guardian

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and Curator be and is hereby authorized and empowered to sell the said real estate at either Public or Private sale, (first having had the same appraised according to law) for not less than three fourths of the appraised value thereof; on the following terms to-wit: For cash in hand and that he report said sale and his proceedings therein to this Court at the next term thereof.

And in consideration of the above proceedings it is further ordered that said E. M. Foley, be required to give additional bond with two or more securities, to be approved by the Court, in the sum of Four hundred dollars (\$400.00). For the use of said Wardle A. Bennett, to be conditioned according to law, whereupon the said E. M. Foley, Jr. files herein his said bond in said sum of Four hundred dollars with J. W. Meade and Homer Feurt as securities thereon, conditioned as the law directs, which said bond was by the Court approved.

In the matter of the Estate of } Letters of Administration granted.
Theodore Robinson, deceased }

Comes now Sarah Alice Robinson (Widow) and makes application for letters of Administration on the estate of Theodore Robinson, deceased, who departed this life intestate on the 29th day of January, 1907 in Daviess County, Missouri, having at the time of his death personal property of the probable value of Fifteen hundred dollars, and having the first right under the law to administer said estate and the Court having full faith and confidence in the ability and integrity of the said Sarah Alice Robinson: — It is therefore ordered that she be and she is hereby appointed Administratrix of the estate of the said Theodore Robinson, deceased.

And before entering upon the duties of said office, she is required to enter into bond to the State of Missouri as such Administratrix, in the sum of Three thousand dollars with two or more securities to be approved by the Court, conditioned for the faithful discharge of her duties according to law.

And now comes said Sarah Alice Robinson and files herein her bond as such administratrix in the sum of Three thousand dollars, conditioned as the law directs, with J. W. Meade and Leah Robinson as securities thereon, which said bond is by the Court ap-
proved

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And it is further ordered by the Court that B.H. Smith and S.P. Orton be and they are hereby appointed witnesses to aid said Administratrix in making an inventory of said estate; And it is further ordered that notice of the grant of said letters of Administration be published in the North Missourian a News-Paper published at Gallatin, in Daviess County Missouri.

In the matter of the estate of } Final Settlement and Discharge of
Frank E. Haynes, a minor } Curator.

Comes now Georgia H. Haynes, Curator of Frank E. Haynes, and files herein her final settlement of said estate, which said settlement is by the Court examined and approved and ordered to be recorded.

And said Frank E. Haynes having attained his majority, and waiving notice of service, and receipting his said Curator in open Court; it is ordered that said Curator be discharged.

In the Matter of the Estate of } Third Annual Settlement, of Guardian,
Wardle H. Bennett, a minor }

Comes now E.M. Foley, Jr., Guardian and Curator of said Minor, and files his third annual settlement of the estate of his said Ward, which is approved and ordered recorded.

In the matter of the Estate of } Final Settlement and discharge:
Wm. H. Hartman, Insane }

Comes now Adam A. Hartman, Guardian of said Wm. H. Hartman, insane, and makes a final ^{settlement} of said Ward's estate with A.B. Evans, administrator of the the estate of the said Wm. H. Hartman, now deceased, and said Administrator in open Court waives notice of service and receipts the said Guardian for the balance due his said Ward's estate, and said Guardian files herein said settlement which is by the Court approved, and ordered recorded, and it is ordered that said Guardian be discharged.

In the matter of the estate of } Third Annual Settlement, filed
Sarah A. Darneal, deceased } approved, and ordered recorded

Comes now Wm. D. McDonald, Administrator of said estate and files herein his third annual settlement, which is by the Court approved, and ordered recorded.

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In the matter of the estate of }
James and George Houston, minors } Guardian's Report of Sale of Real Estate.

Now comes E.M. Foley, Jr., Guardian of the estate of James Houston and George Houston, minors and submits to the court his report of Sale, by which it appears that he did on the 5th day of January, A.D. 1907, in obedience to the order of this Court made at its November Term, A.D. 1906, to-wit: on the 12th day of said month, directing him to to sell, at private sale, the Real Estate in the said order described, as follows, to-wit:

The undivided $\frac{1}{4}$ interest in and to the following described real estate in Daviess County, Missouri, to-wit: - All that part of the North west quarter of Section 12 Township 58 Range 26 described as follows: - Commencing at the South East corner of said NW $\frac{1}{4}$ and running thence West 26.⁰⁴ Chains; thence North 8.10 chains; thence West 2.⁰⁰ Chains; thence North 4.⁰⁹ chains; thence West 12.⁰⁰ chains; thence North to the North West corner of said NW $\frac{1}{4}$; thence East to the North East corner of said NW $\frac{1}{4}$; thence South to the place of beginning, excepting a cemetery therein, said tract containing 142.²³ acres more or less.

Also the same interest in the North East quarter of the South East quarter and the South East quarter of the North East quarter both in Section 11, Township 58 of Range 26, excepting that part heretofore laid off in town lots, also excepting the Right of Way of the Wabash Railroad.

Also the same interest in the West half of the North East quarter of the South West quarter of Section 11 Township 58 Range 26, (Chewing first had the same duly appraised by H.M. Thornlinson, D.E. Allsup and John Herbert) for cash in hand sell the said real estate to B.F. Smith of Daviess County Missouri, as directed in said order of the said Probate Court of Daviess County Missouri at and for the sum of two hundred dollars, ^{cash in hand,} as required by said order of sale;

And it appearing that said sale was legally and fairly conducted pursuant to the order of this Court, and in accordance with the Statute; It is therefore ordered that said ^{sale} be, and the same is hereby approved and confirmed, and said curator is ordered to execute, acknowledge and deliver to said B.F. Smith a deed in due form of law, conveying to him all the right, title and interest, which his said wards had in and to said real estate

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In the Matter of the Estate of } Guardians Report of Sale of Real Estate.
Martha E. Brodbeck, et al, minors }

Comes now Charles L. Kerner, Curator of the estate of Mabel Coy Brodbeck, Ruth Brodbeck, Russell Mark Brodbeck, Blanche Lenora Brodbeck and Martha Elizabeth Brodbeck, minors, and submits to the Court his report of sale by which it appears that he did on Tuesday the 8th day of January, 1907 in obedience to an order of this Court made at its February Term, 1906 thereof sell at private sale to Carlton S. Winslow of Harrison County, Missouri, at and for the sum of One Hundred Eighty Seven and $\frac{50}{100}$ dollars cash in hand all the right, title and interest of said minors to and in that part of the real estate (described in said order along with other real estate therein described) particularly described in said order of the Court and in said report as follows:—

The South half of the North East quarter of Section Three (3) in Township Sixty Three (63) of Range Twenty Eight (28), Except that part of said tract described as follows:—beginning at the South West corner of said 80 acre tract and running thence North 45 rods; thence in a South Easterly direction to a point on the south line of said $\frac{1}{2}$ of NE $\frac{1}{4}$, 30 rods East of the South West corner thereof, thence West to the place of beginning, containing in the part excepted 4 acres and 35 rods more or less, said land lying, and being situate in Harrison County, Missouri.

And it further appears that he did on Monday the 14th day of January, 1907 in obedience to the above named said order of this Court sell at Private sale to Jasper N. Long of Harrison County, Missouri, at and for the ^{price and} sum of Sixty five and $\frac{7}{100}$ dollars, cash in hand, all the right, title and interest of said minors in and to that part of the real estate; described in said order along with other real estate ^{described} therein described; which is particularly described in said order and report as follows, to wit:—

A tract of land described as follows: Commencing at a point Eighty three (83) feet and three (3) inches East of the South West corner of Lot Six (6) in Schnatterly's First Addition to Bethany, Missouri, thence North fourteen (14) rods and fifteen (15) feet to Central Street; Thence East along the south line of Central Street Eighty three (83) feet and three (3) inches; thence South Fourteen (14) rods and fifteen (15) feet to South Street; thence West along the North line of South Street Eighty three (83) feet and Three (3) inches to the place of beginning.

And it appears that said sales were legally and fairly conducted pursuant to the order of this Court, and in accordance with the Statute;

February Term - Monday - February 11th 1907

It is therefore ordered that said sales be, and the same are hereby approved and confirmed, and said Curator is ordered to execute, acknowledge and deliver to the said Carlton S. Winslow, a deed in due form of law, conveying to him all the right, title and interest of his said wards to the real estate first above described.

And it is further ordered that he, ^{the} said curator, execute, acknowledge, and deliver, to the said Jasper N. Long a deed in due form of law, conveying to him all the right title and interest, which his said wards had in and to the said real estate included in the second, or last tract above described

In the Matter of the Estate of } Renewal of Order of Sale of Real
Martha E. Brodbeck, Etal, Minors } Estate,

It is ordered by the Court that the Order of Sale of Real Estate, of said minors, made by this Court at its February Term 1906 be and the same is in all things renewed as to the sale of all of said lands embraced in said order, except such as were reported sold by the curator and report filed and sale confirmed at the May Term 1906 heretof; and except such as were sold by the curator and reports filed and sales confirmed at this February Term 1907.

In the Matter of the Estate of } Allowance in Lieu of Provisions,
J. R. Vipon deceased }

Comes now Mrs. Hannah E. Vipon, widow of said deceased, and represents to the Court that at the time of the death of deceased there was no grain, meat, vegetables, groceries or other provisions on hand and provided for the subsistence of herself and family; that she has seven children at home, who are members of her family, wherefore she prays the Court for an appropriation out of said estate to supply such deficiency, and grant her an allowance in lieu of provisions.

And the Court having heard said petition, and the evidence in support thereof, finds that the sum of \$300.00 will be required to supply such deficiency.

It is therefore Ordered by the Court that said sum of \$300.00 be and the same is hereby appropriated out of the personal assets of said estate for such purpose, and that the administrator of said estate have credit therefor in his settlement of the said estate.

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Gallatin, Mo., January 10th, 1907.

In the matter of the Estate of }
Elvira E. Cook, deceased, in } Agreement of heirs of said Estate.
the Probate Court of Daviess }
County Missouri }

We, the undersigned, who are the children of said sole and only heirs at law of our mother, Elvira E. Cook, deceased, late of Daviess County, Missouri, do hereby agree that the Executor of the last will and testament of said Elvira E. Cook deceased, need not inventory and have appraised the following property of said deceased, and that we will not hold the said Executor responsible for the said property or any part of the same, the agreement being that we will apportion and divide the same among ourselves, said property being, as follows:

The wearing apparel, jewelry and other articles of personal adornment or comfort of her the said Elvira E. Cook, also all the household and kitchen furniture of her the said Elvira E. Cook, meaning hereby to include all such articles in her late home in Gallatin, Daviess County, Missouri,

signed { Francis Cook, Thomas J. Cook, W. P. Cook, H. H. Cook,
attest H. E. Cook, mark { J. C. Cook, H. E. Cook, Mary J. Lile, Amanda J. Cornell
J. A. Delby { George W. Cook

In the Matter of the Estate of } Allowance in Lieu of Provisions
Vincent H. Shaw deceased }

Now on this comes Grace P. Shaw, widow of Vincent H. Shaw, deceased, and represents to the court: That at the time of the death of said deceased and at the of the taking of the inventory of the property of the deceased, there were no grain, meat, vegetables, groceries or other provision on hand, and provided for the subsistence of herself and family. That all the personal property of the deceased has been sold by the Administrator, of said estate, and that she has not received the \$400.00 she is entitled to under the provisions the law.

Wherefore she prays the court to make an allowance to her in lieu of provisions not on hand as afore said, out of the assets of the estate of said deceased, and that she believes that the sum of \$150.00 would be a reasonable allowance for that purpose: and that the court also allow her the sum of \$400. out of said assets as provided in sections 107 and 109, Revised Statutes of Missouri.

And the court having heard said petition and the evidence in support thereof, finds that the sum of \$150 is necessary to sup-

February Term - Monday - February 11th 1907.

the deficiency of provision. And it is therefore ordered by the Court that said sum of \$150⁰⁰ be and the same is appropriated out of the personal assets of said estate for that purpose; and that the further sum of \$400.⁰⁰ be and the same is allowed out of said personal assets in accordance with said sections 107 and 109, and the the Administrator of said estate have credit for said appropriations in his settlement thereof.

In the Matter of the Estate of } Allowance of Demands.
Jesse A. Greckmore, deceased }

Comes now Frank E. Coligan and presents to the Court for allowance a demand ^{for \$6²⁵} against said estate founded upon account, and notice of service waived in writing, and affidavit and proof made the Court allows said demand in the sum of \$6.²⁵ in class 6.

Francis Cook, also, presents to the Court for allowance against said estate a demand ^{for \$5⁰⁰} founded on account, which is waived in writing, and affidavit and proof made, the court allows said demand in the sum of \$5⁰⁰ which is assigned to class 6.

Ordered that Court Adjourn until to morrow morning at 9 O'clock.

P. P. Doak, Judge.

February Term - Tuesday - February 12th 1907.

Court Met pursuant to adjournment - present P. P. Doak, Judge and W. J. Hutchison, Sheriff. When the following proceedings were had, to-wit: -

In the Matter of the Estate of } Second Annual Settlement
Glenna and Bernice Henry, minors, }

It is Ordered that the Second Annual Settlement of Ida F. Henry, Guardian and Curator of said Minors, this day filed be approved and recorded.

In the matter of the Estate of }
Reuben Hershberger, a minor }

It is ordered that the ninth Annual Settlement of J. S. Taylor Curator of said minor, filed herein, be approved and recorded.

In the matter of the Estate of }
Helen Davis, Etal, Minors. }

It is ordered that that the first Annual Settlement of J. N. Meade Curator of said minors this day filed be approved and recorded. And it appearing to the Court that said Curator had used all the assets that had come into his hands for the purchase of clothes, books and other necessary articles for said minors, It is ordered that his curatorship be suspended till the Court shall order him to proceed with the same.

In the Matter of the Estate of }
Grace and Clara Hamel, Minors }

It is ordered that the settlement this day due from Sadie Hamel Guardian and Curator of said minors be continued to the May Term of this Court.

In the Matter of the Estate of }
J. R. Vipon, deceased }

Order making appropriation to pay Interest.

Comes now Cort Francisco, the Administrator of said estate, and represents to the court, that the estate of his intestate owes to the firm of Simpson and Groves of Kansas City, Mo. the sum of \$1300.⁰⁰ secured by a Deed of Trust on the lands of said deceased, bearing 5% interest, said instrument having been executed by the deceased; On which debt there will be due on the 23d day of February, 1907, the sum of \$65.⁰⁰ as interest. That he now has money sufficient to pay said sum, and prays the Court to make an order authorizing him to pay said interest to prevent the foreclosure of said Deed of Trust.

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And the Court having heard said petition and the evidence in relation thereto, and it appearing to the Court that said order would be beneficial to said estate, and not prejudicial to the creditors thereof; It is therefore ordered that said Administrator be and he is hereby authorized to make said payment of interest as prayed for in said petition, and that he take credit for the same.

And comes now Pettigohn Bros. Undertakers and present to the court for allowance vs the estate of the said J. R. Vipon, deceased, a demand for \$75⁰⁰ founded on account, Notice being waived in writing, and ~~proof~~ affidavit and ~~proof~~ made, it is ordered that said account be allowed in said sum of \$75⁰⁰, and that it be assigned to class one (1)

And now comes Dr. L. R. Doolin and presents to the Court for allowance against said estate a demand for \$40²⁵ founded on account, and notice being waived in writing and affidavit and proof made it is ordered that said account be allowed in said sum of \$40²⁵ and that it be assigned to class 2.

In the Matter of the Estate of } Administration Granted.
Theodore Robinson, deceased }

Comes now Sarah Alice Robinson, widow of Theodore Robinson, who departed this life intestate on the 29th day of January, 1907, and makes application for letters of Administration on the estate of said deceased, and represents to the court that said deceased owned personal property at the time of his death of the probable value of fifteen hundred dollars, and the Court having full faith and confidence in the ability and integrity of the said Sarah Alice Robinson: it is therefore ordered that she be and she is hereby appointed administratrix of said estate, And before entering upon the duties of her said office she is required to enter into bond to the State of Missouri, as such administratrix in in the sum of Three Thousand dollars with two or more securities to be approved by the Court. And now comes the said Sarah Alice Robinson and files herein her said bond in said sum with J. W. Meade and Leah Robinson as securities thereon which bond is by the Court approved.

And it is further ordered that B. H. Smith and S. P. Orton be and they are hereby appointed witnesses to assist said Administratrix to make an inventory of said estate, and that notice of said letters be published in the North Missourian, a newspaper, published in Gallatin, Missouri.

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In the Matter of the Estate of } Order discharging the Administrator.
George W. Cornelius, deceased }

Comes now George W. Cornelius, Administrator of said estate and files the receipt of Charlie Alleman, one of the distributees of said estate for \$7.¹⁶ and the receipt of the State Treasurer for \$21.⁴⁸ for credit of Escheats Fund - Shan, Carrie, Laura and Fred Alleman these being the distributive shares of the above named heirs in said estate,

And it appearing to the court that said estate has been fully administered and distribution made, and the receipts of distributees filed it is therefore ordered that said Administrator be discharged

In the matter of the estate of } Final discharge of Administratrix
Henry C. Smith, deceased. }

Comes now Ellen Smith, Administratrix of said estate and file the receipts of Maude M. Lucas and Edith M. Smith for \$358.⁶⁴ each; and of R. V. Thompson for \$2151.⁸⁷ as curator for Charles N. J. Frank; Anna F.; Laura C.; Henry Lee; and Clay Warren Smith minor heirs of said estate said amounts being the distributive shares of each of said heirs in the final settlement of said estate made Feb. 16, 1906, and said estate being fully administered - it is ordered that said Administratrix be discharged.

In the Matter of the estate of } Receipts filed, and partial discharge
Isaac C. Minnick, deceased }

Comes now William J. Minnick, Administrator of said estate and files the receipts W. J. Minnick, John R. Minnick Elizabeth A. McClure and Susan M. Seistle for \$269.⁷⁴/₁₀₀ each; and of Elizabeth Huston, G. W. Huston and Isaac F. Huston for \$53.⁹⁴/₁₀₀ each; and of E. M. Foley, Jr. Guardian and Curator of the estates of George and James Huston, minors the sum of \$13.⁴⁸/₁₀₀ for each of said minors; and of Thomas Huston and Alex Huston for \$13.⁴⁸/₁₀₀ each, said amounts being the distributive shares respectively of said heirs due them on the final settlement of said estate made February 14 1906, and said being fully administered it is ordered that said Administrator be discharged as to the above said heirs.

In the Matter of the Estate of } Partial discharge of Administrator.
Elizabeth M. Lerary deceased }

Comes now Ed. J. Reed, Administrator of the said estate and files receipts of Mary R. Grimes

February Term, Tuesday - February 12th 1907

formerly Mary R. Lake for \$24⁰⁰ the same being the distributive shares of herself, R.N. McCrary, J.H. McCrary, Wesley McCrary and Sarah Vancuren all of which had been assigned to her, (except the share of Boon Bennett one of the 3 heirs of Sarah Vancuren, now deceased, whose residence is unknown, which share is \$160.); and of Gilbert McCrary and Iva Belle Rhinehart for \$2⁴⁰ each, the same being the amounts due them respectively on final settlement of the estate of said deceased made May 11, 1899, and said estate being fully administered, it is ordered that said Administrator be discharged as to all of said heirs except said Boon Bennett.

In the matter of the estate of } Final Discharge.
William Farnsworth, deceased }

Come now E.M. Foley, Jr. and files the receipts of Henry B. Myers \$61²⁹; of H.E. Farnsworth, Elizabeth S. Boswell, Aseneath A. McClaskey, and Parthena J. Cummings for \$24^{51-3/5-100} each; of Daisy Twitchell, Elizabeth Boswell (guardian of Mack Fred White), and H.E. Farnsworth (guardian of Dale and Elizabeth White) for \$6¹³ for each of said heirs; the said amounts being the distributive ^{shared} of said heirs respectively, due them on final settlement of the estate of said deceased made May 15 1906, and said estate being fully administered, it is ordered that said administrator be discharged.

In the Matter of the Estate of }
Perry Brannen deceased: } It is ordered ^{that} the settlement of Mary J. Brannen Executrix of said deceased now due be continued till the May Term, ^{by final settlement.}

Ordered that Court Adjourn till to-morrow morning at 9 O'clock.
P. P. Doak, Judge.

February Term - Wednesday - February 13th 1907.

Court met pursuant to adjournment - present R.P. Doak, judge and W.J. Hutchison, sheriff when the following proceedings were had, to wit: -

In the matter of the estate of }
Margaret R. Kingdon, insane } Comes now William R. Kingdon, Guardian
of the Person and estate of Margaret R. Kingdon and files his first
annual settlement, which is approved and ordered recorded.

In the matter of the estate of }
Jas. Homer Knight, incompetent } It is ordered that the first Annual Set-
tlement of J. B. Knight, Guardian and Curator of said Jas. H. Knight, filed
herein be approved and recorded.

In the matter of the estate of }
Virgil Dixon, a minor } It is ordered that the Fourth Annual
Settlement of R. V. Thompson curator of said estate filed herein be
approved and recorded.

In the Matter of the estate of }
Matilda Ramsbottom, deceased } Ordered ^{that} The Final Settle-
ment of E. M. Foley, jr and Ruth Ramsbottom, Executors of the
Last Will and Testament of said deceased, filed herein be approved
and recorded.

And it appearing to the Court that said estate had been fully
administered; and said settlement shows that there are none of the
assets of said estate remaining in the hands of said Executors, to be
distributed; it is ordered that they be discharged.

In the Matter of the estate of }
Alfreda and Edna Roswell, Minors } It is ordered that the Eighth Annual
Settlement of R. V. Thompson Guardian and Curator of said minors, filed
herein be approved and recorded.

In the matter of the estate of }
John N. Macrauder a minor } Comes now John A. Macrauder Guardian
and Curator of said minor and files Final Settlement of said estate,
and said ^{John N. Macrauder} minor having attained his Majority and in open Court
waived notice of service, and receipted his said Curator for the
balance of said estate due him as shown by said Final Settle-
ment. It is therefore ordered that said settlement be approved
and recorded, and that said Curator be discharged.

Report of collections by G.A. McWilliams
Admr of the Estate of Vincent H. Shaw.

Report made Feby 13th 1907

Dr. J. T. Bickell

\$ 3.77

J. C. Winburn

3.64

Chas. Fouchem

.75

J. B. Plum

.70

Chas. Myers

1.30

Mrs Lindsey

1.20

Total

\$ 9.36

G.A. McWilliams, Admr.
Feby 13th, 1907.

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In the matter of the estate of }
George B. Vantrice a minor } Ordered that the Third Annual Settlement of
E.M. Foley, Jr. Guardian of said minor, herein filed be approved and recorded

In the matter of the estate of }
Walter Kinkade a minor } Comes now R.H. Alderson, ^{Guardian and curator of said minor} and files his
Final Settlement of said estate, (and Guardian's Final Settlement exhibit in
which said ward waives service in writing) which shows a balance due
said ward on Final Settlement of \$663.37.

And it is ordered that said Settlement be approved and recorded.

In the matter of the estate of }
W.D. and L.M. Knight minors } It is ordered that the Second Annual Set-
tlement of H.M. Thomlinson Curator of said minors this day filed be ap-
proved and recorded.

In the matter of the estate of }
Ima Mae Mitchell a minor } It is ordered that the Settlement of
Wilson J. Smith Guardian and Curator of said minor, this day filed
be approved and recorded.

In the matter of the estate of }
M.D. and E.C. Murry, minors } It is ordered that the settlement this day
due from E.M. Foley, Jr., Curator of said minors be continued till
the May Term ¹⁹⁰⁷ of this court

In the matter of the estate of } Report of Private Sale of Personal Property, filed and
Vincent H. Shaw, deceased. } Approved

Comes now George A. McWilliams, Admin-
istrator of the estate of Vincent H. Shaw, deceased, and files herein his
report of the private sale of the personal property of said deceased
consisting of a Stock of Merchandise and Store furniture pertaining
thereto under an order of this Court in vacation, January 12th, 1907,
By which report it appears that said administrator sold said prop-
erty to V.C. Foxworthy, J.B. Smith, Warren Johns and others for the price
and sum of Five Hundred Eighty & 37/100 dollars cash in hand; said
purchase price being more than three fourths of the appraised value there-
of, and it appearing that said sale had been legally and fairly con-
ducted pursuant to the order of the Court: It is therefore ordered that
said sale be approved; and that the action of the Court in va-
cation in relation thereto be confirmed.

February Term - Wednesday - February 13th 1907.

In the matter of the estate of } Order on State Auditor,
Mary B. Foster Deceased }

Comes now Ben W. Wynne and shows that he is the lawfully appointed and qualified Guardian and Curator of Eugene Wynne, Perry Wynne, Madge Wynne, and Mamie Wynne (minor heirs of May Wynne, deceased) who were distributees of the Mary B. Foster estate, final settlement of which and order of distribution thereon was made on May 14th 1903 by this Court; that it appears in and by said order of distribution that petitioner's wards are entitled to Four & $\frac{24}{100}$ dollars each, or the aggregate of Eighteen & $\frac{96}{100}$ dollars as their distributive share of said estate. Said petitioner shows to the Court that within one year after the final settlement of said estate, on November 13th 1903, by order of this Court the said money was paid into the Treasury of the State of Missouri, by Joseph R. Foster Administrator of said estate, where it now remains.

Petitioner further shows to the Court that at the time of the said final settlement and order of distribution, and ever since that time, his said wards have been and are now minors under the ages of 21 and 18 respectively, and because of that fact, they were not in a position to receive ~~to receive~~ the same and give the administrator a discharge therefor, and were not so able to do until the appointment of petitioner as the guardian and curator of the persons and estates of said minors, and that neither they, nor their agent or agents, or other person ~~for them~~, has during the year next ensuing after the date of said order of distribution, made claim to said money.

And it further appearing to the Court that a copy of said petition has been duly served upon Thomas H. Hicklin, Prosecuting Attorney of Daviess County, and said Prosecuting Attorney having filed his answer thereto; and the Court having heard said petition and answer, and the proof and allegations in support thereof is satisfied that said Ben W. Wynne; as guardian ^{and curator} of said Eugene Wynne, Perry Wynne, Madge Wynne, and Mamie Wynne; is entitled to said sum of \$4. $\frac{24}{100}$ for each of his said wards, so paid into the State Treasury, as set up in said petition and as shown by the records of this Court.

It is therefore ordered by the Court that the State Auditor be and he is hereby ordered, and directed to issue his warrant on the State Treasurer for said sum of \$18. $\frac{96}{100}$ payable to said Ben W. Wynne, Guardian and Curator of Eugene Wynne, Perry Wynne, Madge Wynne and Mamie Wynne.

February Term - Wednesday - February 13th 1907.

Estate of Vincent H Shaw, deceased, } Allowance of Demands.

Comes now Dr. J. C. Bickle and presents to the court for allowance against said estate a demand for \$83³⁰/₁₀₀ founded on account, notice being waived in writing and affidavit and proof made, it is ordered that said account be allowed in said sum of \$83³⁰/₁₀₀ and that it be assigned to the 2nd class

Comes now C. M. Brown and presents to the court for allowance against said estate a demand for \$43⁷²/₁₀₀ founded on account, notice being waived in writing and affidavit and proof made it is ordered that said account be allowed in said sum of \$43⁷²/₁₀₀ and that it be assigned to the 2nd class.

Come Now Perejoy Moore & Co., and present to the ^{court} for allowance against said estate ~~founded on account~~ a demand for \$50⁰⁰/₁₀₀ founded on account, notice being waived in writing and affidavit and proof made; it is ordered that said account be allowed in said sum of \$50⁰⁰/₁₀₀ and that it be assigned to the 5th class

Comes now the National Biscuit Co., and presents to the court for allowance vs said estate a demand for \$13¹⁵/₁₀₀ founded on account, notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$13¹⁵/₁₀₀, and that it be assigned to the 5th class.

Comes now A. J. Ray and presents to the court for allowance vs, said estate a demand for \$30⁰⁰/₁₀₀ founded on account, notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$30⁰⁰/₁₀₀ and that it be assigned to the 5th class.

Comes now the Western Oil Refining Co., and presents to the court for allowance vs. said estate a demand ~~founded on~~ for \$5⁰⁰/₁₀₀ founded on account, notice being waived in writing and affidavit and proof made; it is ordered that said account be allowed in said sum of \$5⁰⁰/₁₀₀ and that it be assigned to the 5th class.

Comes now J. H. Chase & Son and present to the court for allowance vs. said estate a demand for \$10⁵⁵/₁₀₀ founded on account, notice waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$10⁵⁵/₁₀₀ and that it be assigned to the 5th class

Comes now the Bickle Drug Co. and present to the court for allowance vs. said estate a demand vs. said estate for \$7⁰⁰/₁₀₀ founded on account, notice being waived in writing and affidavit and proof made; it is ordered that said account be allowed in said sum of \$7⁰⁰/₁₀₀ and that it be assigned to the 5th class.

Comes now L. C. Myers and presents to the court for

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for allowance vs. said estate a Demand for \$2³⁵ founded on account, notice waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$2³⁵, and that it be assigned to the 5th class

Comes now the Defiance Tick Millen Co. and presents to the Court for allowance against said estate a Demand for \$30⁹⁵ founded on account, notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$30⁹⁵ and that it be assigned to the 5th Class

Comes now the Syms Grocery Co. and presents to the Court for allowance vs said estate a Demand for \$548⁵⁸ founded on account, notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$548⁵⁸, and that it be assigned to the 5th Class,

Comes now M. H. Taylor and presents to the Court for allowance vs said estate a Demand for \$852⁷⁸ founded on a promissory note for \$800, dated April 16, 1906, due one year after date, with interest at 8% per annum, and if not paid annually to become principal and bear the same rate of interest, notice being waived in writing and affidavit and proof made, it is ordered that said account be allowed in said sum of \$852⁷⁸ and that it be assigned to Class 5.

In the matter of the Estate of } Allowance of Demands.
Henry A. Wheeler, deceased }

Comes now Pettigohn Bros. and present to the Court for allowance vs. said estate a Demand for \$101⁸⁵ founded on account, notice being waived in writing and affidavit and proof made, said it is ordered that said account be allowed in said sum of \$101⁸⁵ and that it be assigned to the first Class.

Comes now Dr. J. C. Frasier and presents to The Court for allowance a Demand for \$12⁰⁰ founded on account; notice being waived in writing, affidavit and proof made, it is ordered that said account be allowed in ^{said sum of \$12⁰⁰} the 2nd class, and that it be assigned to

Comes now Dr. M. A. Smith and presents to the Court for allowance vs. said estate for \$21⁰⁰ founded on account, notice ^{being} waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum, and that it be assigned to the 2nd class

Comes now Lawrence McAdoo and presents to the Court for allowance vs. said estate a Demand for \$61⁶¹ founded on account; notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$61⁶¹, and that it be assigned to the 5th class.

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In the Matter Henry A. Wheeler Estate }

Comes now the North Missouri Lumber Co., and presents to the court for allowance a Demand ^{for \$6⁶⁵} vs. said estate, Notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$6⁶⁵ and that it be assigned to the 5th class.

In the Matter of the estate of } Application of widow for sale of land.
John Caster, deceased }

To William G. Caster, Executor: -

Comes now Mary C. Caster, widow of John Caster deceased, and makes request of and application to Wm. G. Caster Executor of the last will and Testament of the aforesaid John Caster deceased, that he, the said Executor sell and convey the following described real estate, to wit: -

The West half ($\frac{1}{2}$) of the North East quarter ($\frac{1}{4}$) and the North East quarter ($\frac{1}{4}$) of the North East quarter ($\frac{1}{4}$), Except that part commencing at the North East Corner of the last described tract running thence West Ten (10) rods; thence South Twelve (12) rods; thence East Ten (10) rods; thence North twelve (12) rods to the place of beginning containing $\frac{3}{4}$ acre in said exception, all in Section Fourteen (14), Township Fifty Eight ⁽⁵⁸⁾ and Range Twenty nine (29) in Daviess County Missouri,

for the best price obtainable, and that he the said Executor, account to the undersigned for the proceeds thereof in accord with the Third item of the will of John Caster, deceased, which said will has been duly probated in the office of the Probate Court of Daviess County Missouri.

This request and application being made because the aforesaid real estate is incumbered and the buildings thereon are in great need of repairs, and no funds are available for the payment of said debt or the making of said improvements and your applicant believes that the said real estate can be sold to the best possible advantage at this time and the proceeds of said sale reinvested to produce a better income for the maintenance of the applicant.

Mary C. Caster, Her mark

Witness to Signature.

E. F. West

Samuel Stecker

Widow of John Caster,
deceased.

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In the matter of the Estate of } Order of Continuance.
Harry R. Melone, a minor

Ordered that the annual settlement of Laura R Melone, Curator of said minor, this day due be continued till the May Term 1907, hereof.

In the matter of the Estate of } No property found.
Obedience Minnick, deceased

Comes George U. Norton who had been ordered to take charge of said estate and reports that no property as yet had come into his hands, and it is ordered that said matter be continued generally

In the matter of the Estate of } Allowance of Demand,
Mrs. America Hoover, Deceased

Comes now the Pattonsburg Mercantile Co., and presents to the court for allowance a Demand for \$9⁰⁰ vs said estate founded on account, notice being waived in writing, and affidavit and proof made, ^{it is ordered that} said account ~~be~~ allowed in said sum of \$9⁰⁰ and that it be assigned to the 1st class,

In the matter of the Estate of } Allowance of Demands.
Vincent H Shaw Deceased

It is ordered that the State and County and also the Winston Town Taxes for the year 1906 Levied against said Estate be allowed in the sums of \$4.⁹¹ and \$12.⁵⁰ respectively and that said Tax bills be assigned to the 3rd class of Demands,

Ordered that Court Adjourn till tomorrow Morning at 9 O'Clock

O. P. Doak, Judge.

February Term - Thursday - February 14th 1907.

Court met pursuant to adjournment; present P.P. Doak, Judge and W.J. Hutchison, Sheriff; when the following proceedings were had; to wit:

In the matter of the estate of } Second Annual Settlement filed.
 Elbert C. McDonald, a minor }

Comes now Charles McDonald curator of the estate of said minor and files herein his 2nd Annual settlement of said estate, and it is ordered that it be approved and recorded.

In the matter of the estate of } First Annual Settlement,
 Christopher Reno, deceased }

It is ordered that the first Annual Settlement of E.L. Frost, Administrator of said estate, this day filed be ~~approved~~ and recorded.

In the matter of the estate of } First Annual Settlement
 Charles E and Jennie E McBride minors }

It is Ordered that the First Annual Settlement of Mrs. Anna Belle McBride, Guardian and Curator of said minors, this day filed be approved and recorded.

In the matter of the estate of } Demands allowed.
 John D. McBride, deceased }

Comes now Martha McBride and presents to the Court for allowance vs. said estate a demand for \$633¹⁸ founded on two promissory notes and interest, Notice waived in open court, and proof made, ^{it is ordered that said} said demand be allowed in said sum of \$633¹⁸ and that it be assigned to the 5th class.

Comes now the First National Bank, Hamilton, Mo. and presents to the Court for allowance a demand ^{for \$103²⁷} vs. said estate founded on account, Notice waived in open court, and proof made it is ordered that said account be allowed in said sum of \$103²⁷, and that it be assigned to the 5th class.

In the matter of the estate of } Order of Continuance.
 Nancy Belle Goodwin deceased }

Ordered that the Settlement of Geo. W. Norton Administrator of said estate be continued till February 25th 1907.

February Term - Thursday, February 14th 1907.

In the matter of the estate of } First Annual Settlement.
John D. McBride, Deceased }

Comes now Mrs Anna Belle McBride, administrator of said estate and files the her 1st Annual settlement of said estate, which is ordered approved and recorded

In the matter of the estate of } First Annual Settlement.
Grace Alice McBrayer a minor }

Ordered that the first Annual Settlement of Grace Alice McBrayer this day filed be approved and recorded

In the Matter of the estate of } Final Settlement and order of Distribution,
Samuel Nichols deceased }

Comes now John Nichols Administrator of the estate of Samuel Nichols, deceased and presents his accounts and Vouchers for final Settlement, and it appearing to the Court that notice has been published as required by law: that all the debts due and owing by said estate have been fully paid and said estate fully Administered: it is ordered that said final Settlement be approved and recorded.

And it appearing that there remains in the hands of the Administrator, as shown by said Settlement, a balance of Twelve Hundred seventy nine and $\frac{4}{100}$ dollars. the same is by the Court Ordered distributed as follows:—

To Deliverance Nichols the sum of	\$159 $\frac{92\frac{3}{4}}{100}$
" Rhoobe " " "	159 $\frac{92\frac{3}{4}}{100}$
" John " " "	159 $\frac{92\frac{3}{4}}{100}$
" Joseph " " "	159 $\frac{92\frac{3}{4}}{100}$
" Samuel " " "	159 $\frac{92\frac{3}{4}}{100}$
" Mary Macy " " "	159 $\frac{92\frac{3}{4}}{100}$
" Martha Caldwell " " "	159 $\frac{92\frac{3}{4}}{100}$
" Hannah Drummond " " "	159 $\frac{92\frac{3}{4}}{100}$

And it is ordered that upon filing receipts therefor said Administrator be discharged.

In the matter of the estate of } Allowance of Demands.
D. D. Grove deceased }

Comes now J. A. Waterman and presents to the Court for allowance a Demand for \$26.68 founded on account vs said estate, Notice waived in writing, and affidavit

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it is ordered that
and proof made, said account be allowed in said sum of \$26.⁶⁸, and
that it be assigned to the 5th class.

Comes now R. C. Chaffin and presents to the Court for allowance a
Demand ^{against said estate} for \$25.⁵⁶, founded on account, Notice waived in writing, and affi-
davit and proof made it is ordered that said account be allowed
in said sum of \$25.⁵⁶, and that it be assigned to the 5th class.

Comes now Clark Bashatt and presents to the Court for allowance
a Demand vs. said estate for \$35.¹⁰ notice waived in writing, and affi-
davit and proof made, it is ordered that said account be allowed in
said sum of \$35.¹⁰, and that it be assigned to the 5th class.

Comes now Dr. M. J. Lindley and presents to the Court for al-
lowance vs said estate a Demand \$15.⁰⁰ founded on account, Notice
waived in writing, and affidavit and proof made, it is ordered that
said account be allowed in said sum of \$15.⁰⁰, and that it be as-
signed to the 5th class.

In the Matter of the estate of } allowance of Demand.
W. M. Whitchurch deceased }

Comes now the Morrison Manufacturing
Co., by their Atty. G. F. Alexander, and present to the Court for al-
lowance vs. said estate a demand for \$104.⁰² founded on a prom-
isory note - Principal \$94.⁰⁰ and interest at 8% from Oct. 1st 1905
to this date, Feb 14th 1907, 1 year and 4 months \$10.⁰²; Notice being
waived in writing, and affidavit and proof made, it is ordered
that said Demand be allowed in said sum of \$104.⁰² and that
it be assigned to the 6th class.

In the Matter of the estate of }
Amanda M. Lord, deceased } Order of Continuance to the May
Samuel A. Lord, Admr. petitioner } Term.

In the matter of the petition
of Samuel A. Lord, Administrator of the estate of Amanda M. Lord,
deceased praying for an order from the Court to sell so
much of the real estate of said deceased as will pay the re-
maining debts of said estate which was filed in the Probate
Court of Daviess County Missouri, at the November term thereof.
It appearing to the Court that personal notice had not been
served on the resident heirs of said Amanda M. Lord, to-
wit:- Mary E. Robb, S. A. Lord, Nancy J. Lord and S. A. Lord,
Guardian of said Nancy J. Lord, it is ordered that

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matter be continued to the May Term of said Probate Court, and that personal notice be served upon the said Mary E. Robb, S.A. Lord, Nancy J. Lord and S.A. Lord, guardian of said Nancy J. Lord not less than ten days prior to the first day of said May Term.

In the matter of the estate of } Receipts filed, Partial Discharge.
Porterfield Foster deceased }

Come now William N. Drummond and George C. Goodbar, Administrators of the estate of Porterfield Foster, deceased, and file the receipts of the following Distributees of said estate for the amounts due each of them as shown by the order of this court made May 15th 1906, to wit:

of William D. Foster for \$ 45.93 ,	of Angeline Nickel for \$ 8.35
" James B " " 45.93	" Ellen Hays " 8.35
" Joseph R " " 45.93	" Josephine Reed " 8.35
" Virginia C. Hill " 45.93	" Laura Smith " 8.35
" Harvey B. Miller " 30.62	" James C. Goodbar " 8.35
" John Y " " 30.62	" Robert H. " " 8.35
" Robt. C. " " 30.62	" George C. " " 8.35
" Effie Elliston " 30.62	" John V " " 8.35
" Maude Graham " 30.62	" Joseph W " " 8.35
" Eugene G. Mynn 7.65 +	" Joseph G. Miller " 8.35
" Mary " 7.65	
" Margaret " 7.65 x	" James B. Drummond for 22.96
" Carrie " 7.65 x	" Elizabeth C. Murry " 22.96
" Margaret A. Mann 8.35	" Susan L. Douthitt " 22.96
" Esther Baldwin 8.35	
" Wm. N. Drummond 8.35	
" Andrew J. " 8.35	" James L. George " 11.48
" Amanda Musselman 8.35	" Elbert George " 11.48
" Mary M. Barnett 8.35	
" Caroline Jenkins 8.35	" W. Huston Leach " 18.37
" John R. Drummond 8.35	" J. Brownle Leach " 18.37
" James M. " 8.35	" Chapman Leach " 18.37
" Charles R. " 8.35	" Robt H. Leach " 18.37
" Bival Spival 1.20	" Ann J. Boyd " 18.37
" Mirtle Story 1.20	
" Homer Drummond 1.20	
" Alexander " 1.20	
" Robt. " 1.20	
" Terril " 1.20	

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Wherefore, it is ordered that said Administrators be discharged as to all the above named distributees of said estate.

In the matter of the estate of } Petition for an order to pay interest on Loan
John D. McBride deceased }

Comes now Mrs. Anna Belle McBride, Adminis-
tratrix of said estate and represents to the Court that the estate of
said deceased is owing the Connecticut Mutual Life Insurance a
sum of \$3000.⁰⁰ secured by a Deed of Trust on the lands of said estate
and that, in order to prevent the foreclosure of the same by
reason of the interest becoming due; she prays the court to
make an order authorizing her to pay the said interest which
is one hundred and fifty dollars, and allow her to take credit
for that amount in her settlement of said estate,

And the Court having heard said petition and the evidence
in relation thereto, and it appearing to the Court that said order
ought to be made as prayed for by said petitioner; it is therefore
ordered that she be authorized to pay said interest, and that
she be allowed to take credit for the same as prayed for in
said petition.

In the matter of the estate of } Order of Continuance generally
Henry Newvahuer deceased }

It is ordered that the
settlement of John D. Dunham Administrator of said
estate be continued generally.

In the Matter of the Estate of } Order of Continuance,
Joseph Offield deceased }

It is ordered that the
settlement of Jas. M. Offield Executor of the Last Will
and Testament of said deceased, heretofore filed be
continued ^{with approval} till the May Term 1907 hereof.

Ordered that Court adjourn till 9 O'Clock Tomorrow
morning

P. P. Doak,
Judge.

February Term - Friday - February 15th, 1907.

Court met pursuant to adjournment, present P. P. Doak judge, and H. J. Hutchison, Sheriff. When the following proceedings were had, to-wit:

In the Matter of the Estate of } First Annual Settlement, And Sale Bill
Martha A Youtsey deceased } of Personal Property filed - Order of approval &c
Comes now James W. Wilson, Executor
of the will of said Martha A Youtsey deceased and files his first annual Settlement of said estate, and it is ordered that said Settlement be approved and recorded.

And said Executor files Sale bill of Personal property of said estate which is approved and ordered placed on record

In the Matter of the Estate of } Fifteenth Annual Settlement.
Thomas and Pearl McCrary, minors }

Comes now Elizabeth McCrary Guardian and Curator of the estates of said minors and files her 15th Annual Settlement of said estate, and it is ordered that the same be approved and recorded.

In the Matter of the Estate of } Second Annual Settlement
Harry R and Leander Wells, minors }

Comes now J. C. Stovall, Curator of the estate of said minors and files his second Annual Settlement of said estate, and it is ordered that said Settlement be approved and recorded.

In the Matter of the Estate of } Annual Settlement
Mary B Turner a minor }

Comes now Gabriel Jones Curator of said estate and files his Annual Settlement, and it is ordered that the same be approved and recorded

In the Matter of the Estate of } Continuance to the May Term for Final
Ella Belle Robinson, a Minor } Settlement

It is ordered that the Settlement of J. B. Yates, Curator of the estate of said Ella B. Robinson be continued till the May Term for Final Settlement.

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In the matter of the estate of } Continuance to February 25, 1907
 Fannie Scott, et al, minors }

It is ordered the Settlement of J. B. Scott, Curator of the estate of said minors this day due be continued to February 25, 1907.

In the matter of the estate of } Revoking Letters of Administration and
 Hugh Smith, deceased, } Order, appointing Administrator de bonis non.

Comes now Eliza J. Smith (now Eliza J. Teegarden) Administratrix of the estate of Hugh Smith, deceased and files her ^{1st} Annual Settlement of said estate, and it appearing to the Court that the said Eliza J. Smith (now Eliza J. Teegarden) had intermarried since the issuance of Letters to her on said estate, and that by reason of said intermarriage her said letters are by statute revoked, it is therefore ^{said letters be and are hereby revoked and that} ordered that an administrator de bonis non be appointed to complete said Administration.

And comes now William H. Smith, ^{son of said deceased} and makes application for letters of administration upon said estate; and the Court having full faith and confidence in the ability and integrity of said William H. Smith, it is therefore ordered that he be and he is hereby appointed Administrator de bonis non of the estate of the said Hugh Smith, deceased.

And before entering upon the duties of his said office he is required to enter into bond to the State of Missouri as such Administrator in the sum of One hundred and fifty dollars, with two or more securities to be approved by the Court, conditioned for the faithful discharge of his duties according to law.

And now comes said William H. Smith and files herein his said bond as such Administrator de bonis non in the sum of One hundred and fifty dollars, conditioned as the law directs, with Eliza J. Teegarden and A. B. Evans as securities thereon, which said bond is by the Court approved.

And the said first Annual Settlement filed herein showing a balance ^{of \$636.00} due the said estate of Hugh Smith deceased by the said Administratrix which by an order of the Court is paid over to the said Hugh Smith and his said receipt for same is by the said Eliza J. Smith, (Teegarden) filed, and it is ordered that the said Settlement be approved and recorded, and that the said

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Eliza J. Smith (now Eliza J. Teagarden) be discharged.

In the matter of the Estate of } Order to renew order to sell real estate,
Gabriel Ballinger, Insane }

Comes now J. C. Leopard, Guardian of the person and estate of said Insane person and reports that he has been unable to make sale of his ward's real estate as per order of this Court made at its November Term 1906, and asks that said order be renewed in all things: It is therefore ordered that said order of sale made on the 16th day of November 1906 be and the same is hereby renewed, and that said Guardian be required to report his said proceedings at the May Term 1907, hereof.

In the matter of the estate of } Allowance of Demand
Sarah A. Darneal, Deceased }

Comes now C. H. Feurt and presents to the Court for allowance a demand for \$212.⁰⁰ vs. said estate, founded on account, Notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$212.⁰⁰, and assigned to the 6th class.

Ordered that Court Adjourn till Tomorrow Morning
at 9 O'clock

P. P. Doak, Judge.

February Term - Saturday - February 16th, 1907

Court met pursuant to adjournment; present P. P. Doak, Judge, and W. J. Hutchison, Sheriff: When the following proceedings were had, to wit:—

In the matter of the estate of } Continuance generally
Benjamin F. Young, Insane }

It is ordered by the Court that the second annual settlement this ^{day} filed by J. A. Selby, Guardian of said Benj. F. Young be approved and recorded; and it appearing by said settlement that the entire estate of said Insane person in the hands of said guardian has been exhausted; and that said Benjamin F. Young is now a County patient of Davies County, it is therefore ordered that said Guardianship be continued generally and that all further settlements be dispensed with until such time as as the Court shall order the same proceeded with,

In the matter of the estate of } Fourteenth Annual Settlement of Guardian
Henry R. Witten Etal, minors }

Comes now Louisa J. Witten Guardian and Curator of said minors and files her 14th annual settlement of the estate of her wards which is ordered approved and recorded.

In the matter of the estate of } Sixth Annual Settlement of Guardian & Cur.
N. P. & J. C. McClure minors }

Ordered That the sixth annual settlement of N. P. Bruzen, Curator of said minors this day filed be approved and recorded.

In the Matter of the estate of } Petition for appropriation to finish payment
Gordia R. Leap a minor } on piano.

Comes now Peter Leap, father of said minor, and states that and the mother of said minor has purchased for said minor a piano for One hundred and fifty dollars, and that this heretofore appropriated out of the assets of said minor ~~now~~ in the hands of her Curator, Frank B. Ray the sum of one hundred and twenty five Dollars leaving a balance due thereon of \$25⁰⁰; That said amount is now due and petitioner is not able to pay said balance out of his own funds and that said Curator ~~now~~ has in hands the sum of \$46⁰⁰ which will not be required for her support as petitioner is supporting her; That it is the intention of himself and

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wife to educate said minor for a music teacher, he therefore prays the court to make an additional allowance of twenty five dollars to finish paying for said piano.

The court having heard said petition and the evidence in relation thereto, and being sufficiently advised on the matter, and it appearing that said appropriation is necessary and ^{will} be beneficial toward the education of said minor: It is therefore ordered that said sum of \$25⁰⁰ be paid out of the assets of said minor and that said curator be allowed credit for said amount in his settlement of said estate.

In the Matter of the Estate of } Allowance of Demand.
D.D. Grove deceased

Comes now Dr. O.N. Thompson and presents to the court for allowance vs said estate a demand for seventeen ⁷²/₁₀₀ dollars, founded on a promissory note and interest, Notice being waived in writing and affidavit and proof made, ^{It is ordered that} said demand be allowed in said sum of \$17²⁰ and that it be assigned to the 5th class.

In the matter of the estate of } Order renewing order of sale of real estate,
George Nelson, Insane

It is ordered that the order of sale of real estate of said insane person made at the November Term, 1905 of this Court and renewed from term to term be and the same is again renewed, and E.H. Norton Guardian of said George Nelson is ordered to report his proceedings at the May Term 1907 hereof.

In the Matter of the estate of } Order Renewing order of sale
John D. James, insane

It is ordered that the order of sale of real estate of said Insane person made at the May Term of this Court 1905 and renewed from term to term be and the same is again renewed, and E.M. Foley, jr., Guardian of said Insane person is ordered to report his proceedings in said matter at the May Term ¹⁹⁰⁷ hereof.

In the Matter of the Estate of } Order of Continuance
Mamie Hammer et al, minors

Ordered that the Annual Settlement of Thomas H. Hickman

February Term - Saturday - February 16th 1907.

Curator of said minors now due be continued till the May Term 1907 hereof.

In the matter of the estate of } Order of continuance to May Term
Mary A Hawkins deceased }

Ordered that the first annual Settlement of Thomas H. Hicklin Administrator of said estate now due be continued till the May Term 1907 hereof.

In the matter of the estate of } Order of Continuance.
Albert H. Wilson a minor }

Ordered that the Annual Settlement of Thomas Wilson Curator of said minor this day due be continued to the May Term 1907 hereof.

In the matter of the estate of } Order of Continuance
James M Ward, deceased }

Ordered that the 2nd Annual Settlement of Jas. M. Ward, Admr. of said estate this day due be continued till the May Term 1907 hereof.

Ordered that Court Adjourn till 9 O'Clock, Monday Morning, the 18th of February

P. P. Doak, Judge

February Term—Monday—February 18th 1907.

Court met pursuant to adjournment; Present P. P. Doak, Judge, and H. J. Hutchison, Sheriff; When the following proceedings were had to-wit: —

In the matter of the estate of } Allowance of Demands.
Hannah A. Burnham, deceased }

Comes now Dr. C. E. Waller and presents to the court for allowance a Demand vs. said estate for \$20⁰⁰, founded on account for medical attendance during last illness of said deceased, notice being waived in writing and affidavit and proof made; it is ordered that said account be allowed in said sum of \$20⁰⁰ and that it be assigned to the 2nd class.

Comes now Walter McFee and presents to the court for allowance a Demand vs. said estate for \$168⁰⁰ founded on account for board and nursing of said deceased for 56 weeks at \$3⁰⁰ per week. Notice being waived in writing, and affidavit and proof made; it is ordered that said account be allowed in said sum of \$168⁰⁰ and that it be assigned to the 2nd class.

In the matter of the estate of } First Annual Settlement.
Earl V. Short, deceased }

Ordered that the first Annual Settlement of George U. Norton Administrator of said estate this day filed be approved and recorded.

In the matter of the estate of } First Annual Settlement.
Sarah M. Wynn deceased }

Ordered that the first Annual Settlement of J. W. Meade Administrator of said estate this day filed be approved and recorded.

In the Matter of the Estate of } Allowance of Demands.
Theodore Robinson, deceased }

Comes now George W. Lockridge and presents to the Court for allowance vs. said estate, a Demand for \$24⁴⁰ founded on account; Notice being waived in writing and affidavit and proof made; it is ordered that said account be allowed in said sum of \$24⁴⁰, and assigned to the 5th class

February Term—Monday—February 18th, 1907.

Comes now Dr. L. R. Doolin, and presents to the Court for allowance vs. said estate a Demand for \$40²⁵ founded on account, Notice being waived in writing, and affidavit and proof made; it is ordered that said account be allowed in said sum of \$40²⁵, and assigned to the 2nd class.

Comes now Pettigohn Bros. and present to the Court for allowance vs. said estate of Theodore Robinson, a Demand for \$76¹⁵, founded on account; Notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed in said sum of \$76¹⁵ and that it be assigned to the 1st class.

Ordered that Court adjourn till Monday morning February 25th 1907,

P. P. Doak Judge

In Vacation—February 19th, 1907.

In the matter of the estate of Will Probated,
John F. McDougal, deceased

Now on this day an instrument of writing, heretofore filed herein, purporting to be the Last Will and Testament of John F. McDougal deceased, is offered for probate, and the Judge of Probate having seen and examined said instrument of writing, and having heard the testimony of N. E. Gibson and R. D. McCray the subscribing witnesses thereto in relation to the execution of the same, does declare and adjudge said instrument to be the last will and Testament of John F. McDougal, deceased, late of Daviess County Missouri, and orders the same admitted to probate and to be recorded as such.

P. P. Doak,
Judge

February Adjourned Term - Monday February 25th 1907.

Court met pursuant to adjournment - Present P. P. Doak, judge, and W. J. Hutchison Sheriff: When the following proceedings were had, to wit: -

In the matter of the estate of } Seventh Annual Settlement.
Solomon Brown, a minor }

Ordered that the Seventh Annual Settlement of Jacob M. Brown, Curator of the estate of said minor, this day filed, be approved and recorded. And it is also ordered that said Curator give new bond - one of sureties having died and the other removed from the County.

In the matter of the estate of } allowance of Demand.
Samuel Lindsey, Deceased }

Comes now D. H. Davis & sons and present to the Court for allowance is said estate a Demand for \$12⁰⁰ founded on account, Notice being waived in writing, and affidavit and proof made; it is ordered that said account be allowed in said sum of \$12⁰⁰ and that it be assigned to the 6th class.

In the matter of the estate of } order of Continuance to May Term.
Fannie Scott, Etal. minors }

It is ordered that the 9th Annual Settlement of J. B. Scott Curator of said estate this day due be continued till the May Term 1907 hereof.

In the matter of the estate of } Order of Citation to next of kin.
Solomon Brown, Deceased }

Comes now N. L. Toalson M.D. and represents to the Court that Solomon Brown of Daviess County Missouri departed this life on about the last of Oct or first of November 1906. that he died intestate leaving a widow, Margaret A Brown, and several children, all of whom, he thinks, are of age; that he left property both personal and real - that he, the said N. L. Toalson is a creditor of the estate of the said Solomon Brown deceased, and therefore prays the Court to appoint an Administrator of the said estate, and upon his said motion the Court orders a citation to administer to issue to the said Margaret A. Brown.

Ordered that Court adjourn till Court in course.

P. P. Doak, Judge.

In Vacation - February 27th, 1907.

In the matter of the estate of } Administration Granted.
William S. Beard, deceased.

Come now James W. Beard and makes application for letters of administration on the estate of William S. Beard, deceased, who departed this life intestate on the 20th day of February, 1907, in Daviess County, Missouri, having, at the time of his death, personal property of the probable value of One Thousand dollars, and the said James W. Beard being a distributee of said Estate and a suitable and competent person for such trust, it is therefore ordered that he be, and is hereby appointed Administrator of said estate. And before entering upon the duties of his said office he is ordered to enter into bond to the State of Missouri as such Administrator in the sum of Two Thousand dollars with two or more securities to be approved by the Court, ~~conditioned for the faithful discharge of his duties according to law.~~ And now comes said James W. Beard, and files herein his said bond with J. W. Meade and Homer Furst as securities thereon, ~~conditioned as the law directs.~~ which said bond is by the Judge of Probate accepted and approved.

And it is ordered that Jacob B. Gray and Everett Burton be and they are appointed witnesses to assist said Administrator to make an inventory of said estate, and also that notice of the grant of said Letters be published in the Gallatin Democrat, a News-paper published in Gallatin, Mo., as the law directs.

P. P. Doak,

Judge of Probate.

In Vacation - March 6th 1907.

In the Matter of the Estate of } Administration Granted.
John Pliley, Deceased

Come now Mrs. Sallie Pliley the widow of said deceased and Samuel Pliley his son and make application for letters of Administration on the estate John Pliley deceased, who departed this life intestate on the 25th day of February 1907, in Daviess County, having at the time of his death personal property of the probable value of Fifteen hundred dollars, and the said Sallie Pliley and John Pliley being distributees of said estate and suitable and competent persons for such trust, it is therefore ordered that they be

and they are hereby appointed Administrators of said estate, And before entering upon the duties of their said office they are required to enter into Bond to the State of Missouri as such Administrators in the sum of Three Thousand Dollars with two or more securities to be approved by the court, conditioned for the faithful discharge of their duties, according to law.

And now come the said Sallie Pliley and Samuel Pliley and file herein their said Bond with M. H. White, L. D. Shaffer and W. D. Haynes as securities thereon, conditioned as the law directs, which said Bond is by the judge of Probate accepted.

And it is further ordered that L. D. Shaffer and Gus Whitley be and they are hereby appointed witnesses to assist said Administrators to make an inventory of said estate, and that notice of said Letters be published in the North Missourian a News paper published at Gallatin Mo, as the law directs.

P. P. Doak,
Judge of Probate.

In Vacation — March 7th 1907.

In the Matter of the Estate of } Administration Granted.
Erastus J. Brown, Deceased. }

Comes now Mrs. Rachel V. Brown, his widow and makes application for letters of Administration on the estate of Erastus J. Brown, deceased, who departed this life intestate on the 1st day of March, 1907, having at the time of his death, personal property of the probable value of Twelve hundred and fifty dollars, and the said Rachel V. Brown being a distributee of said estate and a suitable and competent person for such trust, it is ordered that she be, and she is hereby appointed Administratrix of said estate, And before entering upon the duties of her said office she is required to enter into Bond to the State of Missouri as such Administratrix, in the sum of Twenty five hundred dollars with two or more securities to be approved by the court, conditioned for the faithful discharge of her duties according to law.

And now comes said Rachel V. Brown and files herein her said Bond with Robt V. Thompson and J. R. Handy as securities thereon, conditioned as the law directs, which said bond is by the judge of Probate accepted, and approved.

And it is further ordered that L. D. Shaffer and Gus Whitley be, and they are hereby appointed witnesses to assist said Administratrix to make an Inventory of said estate, and that notice of granting said Letters be published in the North Missourian, a Newspaper published at Gallatin, Mo., as the law directs.

P. P. Doak,

Judge of Probate.

In Vacation — March 7th, 1907.

In the matter of the Estate of { Appointment of Curator.
Robert Hugh Brown, Etal, minors }

Now on this day comes Mrs. Rachel V. Brown, and represents and shows to the Judge of Probate that she is a resident of Daviess County, Missouri, and that she is the Mother of Opal A. Brown whose age 14 years and 1 month; Eva M. Brown, age 11 years and 11 months; Lee Byron Brown, age 7 years and 8 months, and Robert Hugh Brown, age 7 months all of whom reside with her, and that said minors own ^{personal} property in their own name, derived from the estate of Erastus J. Brown, deceased ~~not~~ to exceed the value of \$800. and prays the Court to appoint her Curator of the estates of said Minors, and it appearing to the Judge of Probate that the statements of said petitioner are true, and Opal A. Brown one of the said minors being over fourteen years of age having signified in writing her choice of her mother the said Rachel V. Brown as her guardian, and the Judge of Probate having confidence in the said Rachel V. Brown as a suitable and competent person for such trust: It is therefore ordered that she be, and she is hereby appointed Guardian and Curator of the persons and estates of said Opal A. Brown, Eva M. Brown, Lee Byron Brown and Robert Hugh Brown.

And before entering upon her office she is required to enter into bond to the State of Missouri for the use of said Opal A. Brown, Eva M. Brown, Lee Byron Brown and Robert Hugh Brown, with two or more securities to be approved by the Court in the sum of Sixteen Hundred dollars (\$1600.00) conditioned for the faithful discharge of her duties

according to law.

And now comes the said Rachel V. Brown and files herein her said bond in the sum of \$1600.⁰⁰ with Robt. V. Thompson and Jno. R. Handy securities thereon, ^{conditioned as the law directs,} which said bond is by the judge of Probate accepted and approved.

P. P. Doak

Judge of Probate

In Vacation March 20th 1907

In the Matter of the Estate of } Curator Chosen
Arch Searcy, a minor }

Comes now Arch Searcy, and represents to the Judge of Probate that he is ^{the estate of} a resident of Daviess County, Missouri; that he is a minor 17 years of age and as an heir at law of the estate of William S. Searcy, deceased, he is owner of personal property in his own name not to exceed Eight hundred dollars; And that he has no curator of his said estate.

And being directed by the Judge of Probate to choose a curator of his estate, he selects John W. Meade, and his choice being approved by the Judge of Probate the said John W. Meade is appointed Curator of the estate of said Arch Searcy.

And before entering upon the duties of his office he is required to enter into bond to the State of Missouri for the use of said Arch Searcy with two or more securities thereon to be approved by the Court in the sum of Fifteen Hundred dollars, conditioned for the faithful discharge of his duties according to law.

And now comes the said John W. Meade and files herein his said bond in the sum of \$1500.⁰⁰, with E. D. Mann and Homer Feurt as securities thereon, conditioned as the law directs, which said bond is by the Judge of Probate accepted and approved.

P. P. Doak,

Judge of Probate.

In Vacation - March 14th day, A. D. 1907.

In the Matter of the Estate of } Election of Widow to take Child's
John Pliley, Deceased } part of Realty,

Know all men by these presents that I Sallie Pliley widow of John Pliley late of the County of Daviess and State of Missouri, deceased, having by my said husband children living, do in lieu of Dower of the one third part of all lands whereof my said husband died seized of an estate of inheritance, or in which he had an interest, to hold and enjoy during my natural life, elect to be endowed absolutely in a share in such lands equal to the share of a child of my said deceased husband.

Witness my hand and seal this Eleventh day of March A. D. 1907.

x Sallie^{her} Pliley_{mark}

State of Missouri } ss.
County of Daviess }

On this 12 day of March 1907, before me, Joshua B. Scott a Notary Public, within and for the County and State aforesaid come the above named Sallie Pliley, to me known to be the identical person who signed the foregoing instrument of writing, and the person whom she represents herself to be, and acknowledged the execution of the same to be her voluntary free act and deed for the purposes therein expressed.

Given under my hand and Notarial Seal at my office in Daviess County Missouri, the day and year above written.

My Commission as Notary Public will Expire April the 10 1907

(Seal)

Joshua B. Scott,
Notary Public.

Filed for Record March 14, 1907.

P. P. Doak,

Judge of Probate.

In Vacation - March 20 - 1907

In the Matter of the Estate of } Order Refusing Letters.
Martin Finley Deceased }

Now comes Rebecca L. Finley and shows to the Judge of Probate by competent proof that she is the widow of said Martin Finley, deceased; that said Martin Finley died on the 14th day of March, 1907, in Daviess County, Missouri, intestate, and the Judge of Probate having heard proofs as to the nature and value of the Estate of said Martin Finley, deceased, finds that ^{no} estate will be left after allowing to said widow her absolute property under the law; It is therefore ordered that no letters of administration be granted on said estate, and the said Rebecca L. Finley, widow, is authorized to collect, sue for and retain all the property belonging to said estate, in the same manner and with like effect as if she were the executrix of said estate.

O. P. Doak,
Judge of Probate.

In the Probate Court, In Vacation - March 20 - 1907.

In the Matter of the Estate of } Will Probated.
And Last Will and Testament }
of Thos. A. Gaines, Deceased }

Now on this day an instrument of writing purporting to be the last will and Testament of Thos. A. Gaines, deceased, is offered for Probate and the Judge of Probate having seen and examined said instrument of writing, and having also heard the testimony of Jas. W. McDaniell and C. R. Brown, the subscribing witnesses thereto, in relation to the execution of the same, does declare and adjudge said instrument of writing to be the last will and Testament of Thos. A. Gaines, deceased, late of Daviess County, and orders the same admitted to Probate and to be recorded.

O. P. Doak,
Judge of Probate.

In Vacation - March 20th, 1907.

In the Matter of the Person of { Guardian Chosen,
Clifford Culver a minor }

Comes now Clifford Culver and represents to the Judge of Probate that he is a resident of Daviess County, Missouri; that he is a minor of the age of 19 years; that his parents are both dead, and that he has no guardian; that he desires to get married and cannot procure a Marriage License without the consent of a guardian of his person who may give such consent, and prays the Judge of Probate to appoint a guardian of his person, and signifies his choice of such guardian in the person of Charles O. Place which choice was by the Judge of Probate approved, and it is therefore ordered that the said Charles O. Place be and he is hereby appointed to be guardian of the person of the said Clifford Culver.

P. P. Doak, Judge of Probate.

In Vacation March 23rd 1907

In the matter of the Estate of { Administration Refused
W. L. Merritt, Deceased }

Now comes Mrs. Nancy E. Merritt and shows to the Judge of Probate by competent proof that she is the widow of said W. L. Merritt, deceased; that said W. L. Merritt on the 22nd day of April 1905 in this County, intestate and the Judge of Probate having heard proofs as to the nature and value of the estate of said W. L. Merritt, deceased, finds that no estate will be left after allowing to said widow her absolute property under the law; it is therefore ordered that no letters of Administration be granted on said estate and the said Nancy E. Merritt, widow is authorized to collect, sue for and retain all the property belonging to said estate, in the same manner and with like effect as if she were executrix of said estate.

P. P. Doak,
Judge of Probate.

In Vacation - March 25th 1907

In the Matter of the Estate of } Bond filed - Letters Testamentary ordered -
Thos. A. Gaines deceased }

Now at this ^{day} comes Joshua W. Alexander, the person named as Executor in the Last Will of Thos. A. Gaines, deceased, (which said will has this day been admitted to probate) and makes affidavit as required by law, and makes application for Letters Testamentary upon said estate, and being a suitable person for such trust: it is ordered that he be and he is hereby appointed Executor of said estate, and that Letters Testamentary issue to him thereon.

And before entering on the duties assigned to him he is required to enter into Bond to the State of Missouri as such Executor in the sum of Twenty Five Hundred Dollars, with two or more securities to be approved by the Court; conditioned for the faithful discharge of his duty according to law.

And now comes said Joshua W. Alexander and files said Bond in said sum of (\$2500⁰⁰) with Rot Ann Alexander and George F. Alexander as securities thereon, conditioned as the law directs, which is approved. It is further ordered that Robt. E. Maupin and Jas. W. McDaniel ^{and they are} be appointed witnesses to accompany and assist said Executor to make an inventory of said estate.

P. P. Doak
Judge of Probate

In Vacation - March 22nd 1907.

In the Matter of the Estate of } Bond Filed - Letters Testamentary
John F. McDougal deceased } Granted.

Comes now Henry C. McDougal, one of the persons named as Executor in the last will of John F. McDougal, (Festus H. McDougal the other person named as Executor by said will refusing to act in said capacity) and makes affidavit as required by law and makes application for Letters Testamentary upon ^{said} estate, and being a suitable person for such trust: it is ordered that he be and he is hereby appointed Executor of said estate and that Letters Testamentary issue to him thereon. And before entering upon the duties assigned to him he is required to enter into Bond to the State of Missouri

as such Executor in the sum of Eight Hundred dollars, with two or more securities to be approved by the court, conditioned for the faithful discharge of his duties according to law.

And now comes said Henry C. McDougal and files his ^{Bond, in the said} said sum of Eight Hundred dollars with Thomas J. Crain and J. B. Yates as securities thereon, conditioned as the law directs, which said bond is by the judge of Probate approved.

And it is further ordered that J. A. Selby and Jno. C. Leopard be and they are hereby appointed as witnesses to accompany and assist the Executor in making an inventory of said Estate.

P. P. Doak,
Judge of Probate.

In Vacation - March 23rd 1907.

State of Missouri } as. In Vacation of the Probate Court of said
County of Daviess } County.

Now on this 23rd day of March, 1907, comes Mira E. Bouton, a resident of Daviess County, Missouri, and gives the judge of ^{the} Probate Court of said County to know and be informed that Charles H. Bouton, who is resident of the County of Daviess and State of Missouri is a person of unsound mind and is incapable of managing his affairs, that he is the owner of an interest in eighty acres of land and the owner of forty acres of land in Daviess County, Missouri, and besides this that he has two head of horses, two cows, five head of hogs, a note for sixty eight dollars, due from W. L. Swank about the 1st of March 1907 and other personal property which is liable to waste deterioration and loss by exposure and want of ^{care and} proper management, or by imposition on the part of other persons, unless the care and management of said property be placed under the care of a suitable ^{person} as guardian of said Charles H. Bouton, and Informant prays that an inquiry thereinto be had by a jury whether the said Charles H. Bouton be of unsound mind or not, and that witnesses be called to the end that inquiry be made touching said matter. And said Judge being satisfied that there is good cause for the exercise of the jurisdiction of said

Probate Court in said matter now calls a Special Term of said Probate Court to be held on Thursday, the 28th day of March 1907, for the purpose of holding an Inquiry whether The said Charles H. Bouton be of sound mind or not, and orders that said Charles H. Bouton be notified of such proceedings at least five days before said special term of said Court, and ^{it is} further ^{ordered} that he, the said Charles H. Bouton be ^{notified to appear} brought before the Court at that time, that the facts alleged may be inquired into by a jury.

P. P. Doak,
Judge of Probate

In Vacation - March 25th 1907.

In the Matter of the Estate of }
And Last Will and Testament of } Will Probated & Letters Granted,
Lelia Robison Deceased }

Now on this 25th day of March 1907, an Instrument of Writing purporting to be the Last Will and Testament of Lelia Robison, deceased, is offered for probate, and the Judge of Probate having seen and Examined said instrument of writing, and having heard the testimony of A. J. Pratt and James Birge the subscribing witnesses thereto in relation to the execution of the same; does declare and adjudge said instrument of writing to be the Last Will and Testament of Lelia Robison, deceased, late of Daviess County, and orders the same to be admitted to probate and to be recorded.

And comes now John Elisha Robison, the person named in said instrument ^{of writing} as Executor of the said Last will, and makes affidavit as required by law, and makes application for Letters Testamentary upon said estate; and being a suitable person for such trust:

It is therefore ordered that he be and he is hereby appointed Executor of said estate and that Letters Testamentary issue to him thereon without bond, as directed by said will. And it is also ordered that A. J. Pratt and James Birge be and they are ^{hereby} appointed witnesses to ^{said} Executor in making an inventory of said estate.

P. P. Doak,
Judge of Probate.

The Probate Court in Special Term - March 28", 1907.

Court met pursuant to the order of the Judge made in vacation, to wit: on the 23rd day of March 1907, for the purpose of holding an inquiry whether Charles H. Bouton be of unsound mind or not, and notice to Charles H. Bouton being returned by N. J. Hutchison, Sheriff of Daviess County served by reading to said Charles H. Bouton and also by delivering to him a copy of the same, the said Charles H. Bouton now appears in open Court, and comes a jury duly summoned to wit: Hogan Whitt, Andrew George, Fred H. Koch, G. A. Lynn, Joseph Robinson, H. A. Kerr, W. O. Berg, W. H. Taylor, R. M. Barnett, John Wigger, Walter Devore and Isham Roberts; Twelve good and lawful men, who are duly sworn to well and truly make inquiry and determine whether the said Charles H. Bouton is a person of unsound mind or not, and the jury have seen and examined the said Charles H. Bouton, and heard the evidence offered touching his condition retired to consider their verdict, and after due deliberation returned into the Court the following verdict:

"We, the jury, find Charles H. Bouton to be of unsound mind and incapable of managing his own affairs."

H. A. Kerr. Foreman

W. H. Taylor

A. R. George

Fred H. Koch

Hogan Whitt

Isham Roberts

W. S. Devore

John Wigger

Wm. O. Berg

G. A. Lynn

J. C. Robinson

R. M. Barnett

It is therefore adjudged by the Court that said Charles H. Bouton is a person of unsound mind and incapable of managing his own affairs, and the Court hereby appoints Samuel A. Lord, Guardian of said Charles H. Bouton, and it is ordered that said guardian before entering on the duties assigned him shall enter into a bond to the State of Missouri in the sum of Five Hundred Dollars, conditioned as required by law with such security as the

Court shall approve.

And comes now, the said Samuel A. Lord, and files herein his said Bond, in the sum of \$500.⁰⁰, with J. M. Caldwell and W. L. Swank as securities thereon conditioned as the law directs, which is by the Court approved, and said guardian is ordered to give notice of his appointment and to enter upon the discharge of his duties.

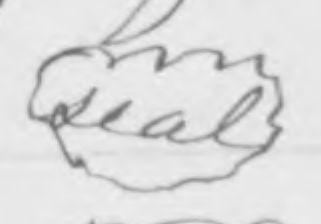
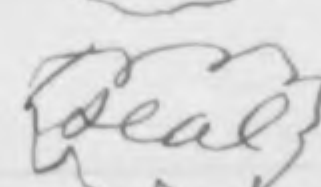
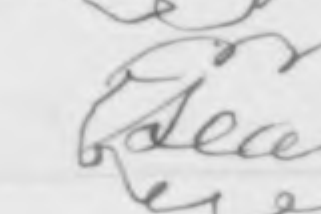
Said Bond being in words and figures as follows, to wit:

Bond.

We, Samuel A. Lord as Principal, and J. M. Caldwell and W. L. Swank as securities, are held and firmly bound unto the State of Missouri, in the sum of Five Hundred Dollars, for the payment of which we bind ourselves and our heirs:

Upon the Condition, That whereas, the said Samuel A. Lord has been appointed by the Probate Court of Daviess County, Missouri, Guardian of the person and estate of Charles H. Bouton, a person of unsound mind of said County, Now, If the said Samuel A. Lord shall take due and proper care of such Charles H. Bouton and manage and administer his estate and effects to the best advantage, according to law, and shall faithfully do and perform all such other acts, matters and things touching his Guardianship as may be prescribed by law or enjoined on him by the order, sentence or judgment of any Court of competent jurisdiction, then this Bond to be void; otherwise to remain in full force and effect.

In Testimony Whereof, We have hereto set our hands and affixed our seals, at Gallatin in said County, this 28th day of March, A.D. 1907

S. A. Lord 
J. M. Caldwell 
W. L. Swank 

Approved by the Court.

Filed March 28th 1907

P. P. Doak,

Judge of Probate

P. P. Doak,

Judge of the Probate Court
of Daviess County Missouri

Ordered that Court adjourn

P. P. Doak,

Judge

In Vacation — April 1st 1907.

In the Matter of the Estate of } Choise and Appointment of
May Grove, Willie Grove, Stella } Guardian and Curator - Public.
Grove, Frances Grove and Gertie }
Grove, minors. }

It having come to the Knowledge of the Judge of Probate that May Grove who is 16 years and 9 months old; Willie Grove 14 years and 10 months of age; Stella Grove who is 11 years and 2 months of age; Francis Grove, age 7 years and 9 months, and Gertie Grove, age 5 years and 10 months, minor heirs of D. S. Grove, deceased, who reside in the County of Daviess, have no Guardian and Curator of their estate, and May Grove and Willie Grove having been directed by the said Judge of Probate to choose a Guardian and they, ^{the said May and Willie} having selected George U. Norton as their Curator, It is therefore ordered that the said George U. Norton, Public Administrator and Ex-officio Public Guardian be and he is hereby appointed Guardian of the person and estate of the said May Grove and Willie Grove; and also of Stella Grove, Francis Grove and Gertie Grove; and that he at once take charge of the estate of said minors and administer the same.

P. P. Doak.

Judge of Probate.

In Vacation: March 21st 1907.

In the Matter of the Estate of } Renunciation of Executrix, and appoint-
And Last Will and Testament of } ment of Administrator with the Will annexed.
Ann M. Luce, Deceased }

Comes now Flora Frederick, who is named as executrix in the will of said deceased, and files herein her renunciation of all claims or right to Letters Testamentary on the will of said deceased, and declines to accept said appointment as Executrix of said Will, and requests the appointment of W. C. Gillihan as Administrator with the Will annexed of said estate and the Judge of Probate having full faith and confidence in the ability and integrity of said W. C. Gillihan; it is therefore ordered that he be and he is hereby appointed Administrator with the Will Annexed of the estate of the said Ann M. Luce, deceased, And before entering upon the

duties of said office he is required to enter into bond to the State of Missouri as such Administrator, in the sum of Two Thousand Dollars, with two or more securities to be approved by the court, conditioned for the faithful discharge of his duties as the law and will directs,

And now comes said W. C. Gillihan and files herein his said Bond in the sum of Two Thousand Dollars, with Lewis B. Gillihan and Rollin J. Britton as securities thereon conditioned as the law directs, which said Bond is by the Judge of Probate accepted and approved.

And it is ordered that said W. C. Gillihan take charge of and Administer said estate as the law and the will direct, and that C. C. Curtis and J. H. Bonham be and they are hereby appointed as witnesses to accompany and assist said Administrator to make an Inventory of said Estate.

P. P. Doak,

Judge of Probate.

In Vacation: April 5th 1907

In the matter of the Estate of { Administration Granted
Robert B. Adams deceased }

Comes now W. J. Mathews and makes application for letters of Administration on the estate of Robert B. Adams deceased who departed this life intestate on the 17th day of March, 1907, in Daviess County Missouri, having at the time of his death personal property of the probable value of Fifteen Hundred Dollars, and Mrs Emiline Adams, widow of said deceased having relinquished her right to Administer upon said estate; and the Judge of Probate having full faith in the ability and integrity of said W. J. Mathews it is therefore ordered that he be and he is hereby appointed Administrator of the estate of the said Robert B. Adams, deceased, And before entering upon the duties of said office he is required to enter into Bond to the State of Missouri, as such Administrator, in the sum of Three Thousand Dollars with two or more securities to be approved by the Court

Conditioned for the faithful discharge of his duties according to law.

And now comes said W. J. Mathews and files herein his said Bond in the sum of Three Thousand dollars, with John W. Meade and Homer Furt as securities thereon, conditioned as the law directs, which said bond is by the Judge of Probate accepted and approved. And it is ordered that B. J. Whitchurch and William Downing be and they are hereby appointed as witnesses to accompany said Administrator to make an inventory of said estate, and that notice of the grant of letters on said estate be published in the Gallatin North Missourian a news Paper published in said Daviess County.

O. P. Doak

Judge of Probate

In Vacation — April 23rd 1907.

Appointment of Guardian.

In the matter of the person of } Appointment of Guardian.
Fred A. Clark, a minor }

On this 23rd day of April, 1907, appeared before the Judge of Probate Fred A. Clark, and, and it appearing to the Judge of Probate that he is a minor under the age of 21 years, but above the age of 14 years, and resides in the County of Daviess, and has no legal or natural guardian; and being directed by the Judge to choose a guardian of his person, he selected Wm. D. Alder, who being approved by Judge of Probate is appointed guardian of the person of said Fred A. Clark, subject to the approval of the Court; And before entering upon the duties of his office he is required to enter into bond to the State of Missouri for the use of said Fred A. Clark, with two or more securities to be approved by the Court in the sum of (\$100.⁰⁰) One Hundred dollars, conditioned for the faithful discharge of his duties according to law.

And now comes The said Wm. D. Alder, and accepts such appointment, and files his bond in the sum of One Hundred dollars, with J. J. Vogelgesang

and C. J. Harrington as sureties, which is by the judge of Probate accepted and approved, and the said Wm. D. Alder qualifies according to law and enters upon the duties of his said Trust as said guardian.

P. P. Doak,
Judge of Probate.

In Vacation: April 25 - 1907.

Estate of Thomas B. Jackson, deceased } Administrator, ad litem
Comes now Martha S. Jackson, the administratrix of said estate, and files her claim against said estate for the sum of (\$6000.⁰⁰) Six Thousand Dollars, founded on the conversion, ~~directly and indirectly~~, by said deceased, of the proceeds from the sale of certain real estate, which she, the said claimant, owned at the time of her marriage with ^{him} the said Thomas B. Jackson, which proceeds, claimant alleges were invested ^{directly and indirectly} in the real estate owned by the said Thomas B. Jackson at the time of his death. And there being no co-administrator on said estate, ^{it is ordered by} the judge of Probate ^{that} ~~points~~ John W. Meade a suitable person, ^{for such trust, be and he is hereby appointed} to appear and manage the defense against said demand.

P. P. Doak,
Judge of Probate.

In vacation - April 27 - 1907.

In the matter of Estate of } Declaration of Election by widow,
Thomas B. Jackson, deceased)

Comes now Martha S. Jackson, widow of said Thomas B. Jackson, deceased, and files herein her declaration of Election under Section 2943, Revised Statutes, 1899,

P. P. Doak,
Judge of Probate.

In Vacation — May 6th, 1907.

In the Matter of the Estate of ~~William C. Speaker, deceased~~ Grant of Letters of Administration,

Now comes, John W. Meade and prays the Court for letters of Administration on the estate of William C. Speaker, deceased, and having filed his affidavit as required by law, showing that said William C. Speaker, departed this life in Daviess County, Missouri, on the 5th day of May, 1907, intestate, and it appearing that said deceased left no widow or direct descendant or other person resident of said Daviess County who has a right under the law to administer as next of kin; and the judge of Probate reposing confidence in the ability and integrity of the said John W. Meade for such trust it is ordered that he be and he is hereby appointed Administrator of said intestate, and it appearing that said deceased had, at the time of his death, personal property of the probable value of Ten Thousand Dollars it is ordered that the said John W. Meade, before entering upon the duties of his said office, enter into a Bond to the State of Missouri in the sum of Twenty Thousand Dollars with two or more sufficient securities, residents of this County, conditioned according to law.

And now comes the said John W. Meade, and files herein his said bond in the said sum of Twenty Thousand Dollars, with Boyd Dudley, E. D. Mann and Homer Feurt as securities thereon, conditioned as the law directs, which is by the judge of Probate accepted.

And it is further ordered that Howard Boag and Homer Feurt be and they are hereby appointed witnesses to accompany and assist said Administrator to open up and examine the goods, chattels, credits and effects of the deceased and to make an Inventory of the same, and it is also ordered that said Administrator publish notice of the grant of Letters of Administration on said estate in the Gallatin Democrat a news paper published in said County as the law directs.

P. P. Doak
Judge of Probate

In Vacation - April 5th. 1907. Proof of will.

In the matter of the estate of } Will Probated.
Robert B. Adams, deceased }

Now on this day an instrument of writing is produced before the Judge and Ex-officio Clerk of the Probate Court, purporting to be the last will and testament of Robert B. Adams, deceased, and attested by E. L. Morrison, Mrs Mamie Morrison and Philip Shaw as witnesses; to proven and admitted to Probate ^{record} as the last will and testament of ^{the said} Robert B. Adams. And it being shown to the Judge of Probate by satisfactory evidence that said Robert B. Adams, late of Daviess County, died on or about the day of 1907 And the Judge of Probate proceeded to hear the proof of the execution and publication of said instrument as his last will. And thereupon come the said E. L. Morrison, Mrs Mamie Morrison and Philip Shaw said attesting witnesses who being first duly sworn, say respectively, that they were well acquainted with said deceased in his lifetime. And the said instrument purporting to be the last will and testament of said Robert B. Adams, being here shown to them, they each further say that they were present at the execution of said will and saw the said Robert B. Adams sign it on the day of the date thereof, and heard said Robert B. Adams say then and there that said instrument was his last will and testament, that they subscribed their names as witnesses thereto at the request of said Robert B. Adams, and in his presence and in the presence of each other and that said Robert B. Adams was at the time of making said will of sound and disposing mind and memory, of full age and not under any restraint, and was competent to make a will.

And the Judge of Probate reduced ~~said~~ the testimony of said attesting witnesses to writing and it was signed by them respectively. And being sufficiently advised ^{advised} by the evidence of said witnesses the Judge of Probate therefore orders that said ^{of said instrument} instrument of writing be considered proven, ^{save and except that part} and the same is admitted to probate and ordered to be recorded (Except the part embraced in the 13th, 14th and 15th lines of ^{page 2 of} said instrument, and which reads as follows, to wit: "The north East quarter of the South East quarter of section Thirty Two (32)", which said part of said instrument is rejected as not being and probate thereof refused for the reason that said clause was added subsequent to the execution thereof by the said testator and subsequent to the attestation of said will by the subscribing witnesses thereto, and without said clause having been published and attested as part of said will)

P. P. Doak, Judge of Probate.

In vacation — April 3rd 1907.

In the Matter of the Estate of } Renunciation of Executrix, and appointment of
Robert B. Adams, deceased, } Administrator with Will annexed, *affidavit*

Comes now Emiline Adams, who is named in the will of said deceased, as Executrix files herein her renunciation of all claim to letters testamentary on the will of said deceased, and declines to accept said appointment of Executrix of said will, and requests that William J. Mathews be appointed Administrator with Will annexed, and the Judge of Probate having confidence in the ability and integrity of said William J. Mathews it is therefore ordered that he be and he is hereby appointed Administrator with Will annexed, of the estate of said deceased, and before entering upon the duties of his said office he is required to enter into bond to the State of Missouri as such Administrator in the sum of Three Thousand Dollars (\$3000.00) with two or more securities to be approved by the Court, and conditioned for the faithful discharge of his duties as the law directs.

And now comes said William J. Mathews, and files herein his bond as such Administrator with Will annexed, in said sum of \$3000.00 with John W. Meade and Homer Feurt as securities Thereon which said Bond is by the Judge of Probate approved.

And it is ordered that B. J. Whitchurch and William Downing be and they are appointed Witnesses to assist said Administrator make an inventory of said estate, and that notice of said Letters be published as the law directs in "The Gallatin North Missourian", a news paper published in said County.

P. P. Doak

Judge of Probate

May Term Monday May 13th 1907.

State of Missouri
County of Daviess

Be it remembered that at a regular term of the Probate Court of Daviess County Missouri, begun and held at the Court House in the City of Gallatin, County and State aforesaid on Monday May 13th 1907; there were present P. P. Doss, Judge of said Court, and W. J. Hutchison, Sheriff; when the following proceedings were had, viz:

Ordered that the Bond of James H. Beard, Administrator of the Estate of William S. Beard, deceased, taken in Vacation, February 27, 1907 be and the same is hereby approved, and his appointment ratified and confirmed.

Ordered that the Bond of Mrs. Sallie Pliley and Samuel Pliley, Administrators of the Estate of John Pliley, deceased, taken in Vacation March 6th, 1907, be and the same is hereby approved and their appointment ratified and confirmed.

Ordered that the Bond of Mrs. Rachel V. Brown, Administratrix of the Estate of C. J. Brown, deceased, taken in Vacation, March 7th 1907, be and the same is hereby approved, and her appointment ratified and confirmed.

Ordered that the Bond of Mrs. Rachel V. Brown, as Curator of the Estate of Robert Hugh Brown, et al, minors, taken in Vacation be and the same is hereby approved, and her appointment ratified and confirmed.

Ordered that the Bond of Jacob M. Brown, as Curator of the Estate of Solomon Brown, a minor, taken in Vacation, March 9th, 1907, with Nathan Lirley and L. L. Brown as securities thereon, be and the same is hereby approved.

Ordered that the Bond of John W. Meade as Curator of the Estate of Arch Searcy, a minor taken in Vacation March 20th, 1907, be and the same is hereby approved, and his appointment ratified and confirmed.

Ordered that the Bond of Joshua W. Alexander, Executor of the Last Will of Thomas A. Games, deceased, taken in Vacation March 20th, 1907, be and the same is hereby approved, and his appointment ratified and confirmed.

May Term — Monday — May 13th 1907

Ordered that the Bond of William C. Gillihan as Administrator, with the will annexed, of the estate of Ann M. Luce, deceased, taken in Vacation March 21st 1907, be and the same is hereby approved, and his appointment ratified and confirmed.

Ordered that Bond of Henry L. McDougal as Executor of the Last Will of John F. McDougal, deceased, taken in Vacation March 22nd 1907 be and the same is hereby approved and his appointment ratified and confirmed.

Ordered that the appointment of George U. Norton, Guardian Public, as Guardian of the persons and Curator of the Estate of May Grove, Millie Grove, Stella Grove, Francis Grove and Bertie Grove, minors, made in Vacation April 12th 1907, be and the same is hereby ratified and confirmed.

Ordered that the Bond of William J. Mathews as Administrator with the will annexed of the estate of Robert B. Adams, deceased, taken in Vacation April 5th, 1907, be and the same is hereby approved, and his appointment ratified and confirmed.

Ordered that the Bond of William D. Alder as Guardian of the person of Fred A. Clark, a minor, taken in vacation, April 23rd 1907, be and the same is hereby approved and his appointment ratified and confirmed.

Ordered that the appointment of John E. Robison Executor of the last will of Lelia Robison deceased, made in Vacation March 25th 1907 be and the same is hereby ratified and confirmed.

Ordered that the order refusing betters on the estate of Martin Finley deceased made in vacation March 26th 1907 be and the same is approved.

Ordered that the order refusing letters on the estate of W. L. Merhitt made in vacation March 23rd 1907, be and the same is approved.

Ordered, that the order made in vacation, April 25th 1907, appointing the John W. Meade Administrator, ad litem, of the Estate of Thomas B. Jackson deceased be and the same is approved.

Ordered that the Bond of John W. Meade as Administrator of the Estate of W. C. Speaker, deceased taken in Vacation May 6th 1907 be and the same is approved

May Term — Monday — May 13th 1907

and his appointment ratified and confirmed.

In the Matter of the Estate of, and
Last Will and Testament of
John F. McDougal deceased } Judgment Establishing Will.

It being shown to the Court now here, that in vacation of this Court, to-wit; on the 19th day of February 1907, an instrument of writing purporting to be the last will and Testament of John F. McDougal, deceased, and attested by H. E. Gibson and R. D. McCray as witnesses, was produced before the Clerk of this Court to be proved and admitted to record as the last will of said John F. McDougal, deceased, and said proceeded to take the testimony of H. E. Gibson and R. D. McCray said attesting witnesses, which was by said Clerk reduced to writing, and signed by them respectively, and is now here produced in Court. And said Clerk having declared said will proved, granted a certificate of Probate on said 19th day of February, 1907.

And the Court having inspected said will, and seen and heard the testimony H. E. Gibson and R. D. McCray the attesting witnesses, so taken in vacation, as to the execution of said will, and being sufficiently advised: - It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said John F. McDougal, deceased.

And the said proceedings and action of the Clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the Matter of the Estate of and
Last Will and Testament of
Thomas A. Gaines deceased, } Judgment Establishing Will.

It being shown to the Court now here, that in vacation of this Court, to-wit; on the 20th day of March, 1907, an instrument of writing purporting to be the last will and testament of Thomas A. Gaines, deceased, and attested by Jas. W. McDaniel and C. R. Brown as witnesses, was produced before the Clerk of this Court to be proved and admitted to record, as the last will of said Thomas A. Gaines, deceased, and said Clerk proceeded to take the testimony of Jas. W. McDaniel and C. R. Brown said attesting witnesses, which was by said Clerk reduced to writing, and signed by them respectively, and is now here produced in Court. And said Clerk having declared said will proved, granted a certificate of Probate on said 20th day of March, 1907.

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And the Court having inspected said will, and seen and heard the testimony of Jas. M. McDaniel and C. R. Brown the attesting witnesses so taken in vacation, as to the execution of said will, and being sufficiently advised: — It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Thomas A. Gaines, deceased. And the said proceedings and action of the Clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the matter of the estate of and }
Last Will and Testament of } Judgment Establishing Will.
Lelia Robison, deceased

It being shown to the Court now here, that in vacation of this Court, to wit; on the 25th day of March, 1907, an instrument of writing purporting to be the last will and testament of Lelia Robison, deceased, and attested by A. J. Pratt and James Birge as witnesses, was produced before the Clerk of this Court to be proved and admitted to record, as the last will of said Lelia Robison, deceased, and said Clerk proceeded to take the testimony of A. J. Pratt and James Birge said attesting witnesses, which was by said Clerk reduced to writing, and signed by them respectively, and is now here produced in Court. And said Clerk having declared said will proved, granted a certificate of Probate on said 25th day of March, 1907. And the Court having inspected said will, and seen and heard the testimony of A. J. Pratt and James Birge the attesting witnesses, so taken in vacation, and being sufficiently advised: — It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Lelia Robison, deceased, And the said proceedings and action of the Clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the matter of the estate of and }
Last Will and Testament of } Judgment Establishing Will.
Robert B. Adams deceased

It being shown to the Court now here that in vacation of this Court, to wit; on the 5th day of April 1907, an instrument of writing purporting to be the last will and testament of Robert B. Adams, deceased, and attested by E. C. Morrison, Mrs. Marnie Morrison and Philip Shaw as witnesses, was produced before the

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Clerk of this Court to be proved and admitted to record, as the last will of of said Robert B. Adams, deceased, and said Clerk proceeded to take the testimony of E. L. Morrison, Mrs. Mamie Morrison and Philip Shaw said attesting witnesses, which was by said Clerk reduced to writing and signed by them respectively, and is now here produced in Court. And said Clerk having declared said will proved, granted a certificate on said 5th day of April, 1907,

And the Court having inspected said will, and seen and heard the testimony of E. L. Morrison, Mrs. Mamie Morrison and Philip Shaw the attesting witnesses, so taken in vacation, and being sufficiently advised:— It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Robert B. Adams, deceased, And the said proceedings and action of the Clerk in the premises, are in all things ratified and confirmed, and that said will be admitted to record.

In the matter of the Estate of } Order for Private Sale of Personal Property,
William L. Speaker, deceased

Now comes John W. Meade, Administrator of said Estate, and files his written application for permission to sell the following Personal Property belonging to said estate at private sale, to wit:— one cow, 1 lot coal, 1 lot wood, 1 doz chickens, and a lot of old and dilapidated house-hold goods— and the Court being satisfied that it will be for the best interest of the Estate, and not prejudicial to persons interested therein, to sell the same at such sale, it is ordered that said administrator sell said property at private sale for not less than its appraised value, for cash in hand, and that he report said sale to this Court.

In the matter of the Estate of }
Mrs. Elvira E. Cook, deceased } Comes now Dr. M. A. Smith and presents to the Court for allowance against said estate a Demand for \$85.50 founded on account for medical services rendered during the last sickness of said deceased, Notice being waived in writing, and Affidavit and proof made; it is ordered that said account be allowed against said Estate in the sum of \$85.50 and that it be assigned to the 2nd Class of Demands.

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Estate of Elvira C. Cook, deceased

Comes now Petijohn Bros. and present to the Court for allowance against said estate a Demand for \$75.⁰⁰ founded on account for burial of deceased, Notice being waived in writing, and affidavit and proof made; it is ordered that said account be allowed against said Estate in the sum of \$75.⁰⁰ and that it be assigned to the 1st class of Demands.

In the Matter of the Estate of } Demands, allowed.
Wm. C. Speaker, deceased }

Comes now Gid W. Pendleton and presents to the Court for allowance against said estate a Demand for \$26.³⁰ founded on account for repairs and Professional services rendered deceased; Notice being waived in writing and proof and affidavit made; It is ordered that said account be allowed in the sum of \$26.³⁰ and assigned to class 5.

Estate of William C. Speaker, deceased

Comes now Dr. M. A. Smith and presents to the Court for allowance against said Estate a Demand for \$17.⁵⁰ founded on account for Medical services furnished deceased during last sickness; Notice being waived in writing and affidavit and proof made; it is ordered that said account be allowed in the sum of \$17.⁵⁰, and assigned to the 2nd Class.

Estate of William C. Speaker deceased

Comes now Fred Rottman and presents to the Court for allowance against said Estate a Demand for \$15.⁰⁰ founded on account for nursing during last sickness of deceased; and notice being waived in writing, and affidavit and proof made; it is ordered that said account be allowed in the sum of \$15.⁰⁰ and assigned 2nd class.

Estate of William C. Speaker, deceased

Comes now Howard Page and presents to the Court for allowance against said Estate a Demand for \$14.⁰⁰ founded on account for services as witness and in getting property in shape to dispose of by the admin's executor. Notice waived in writing and affidavit and proof Made; it is ordered that said account be allowed ^{in the sum of \$14.⁰⁰} and assigned 2nd Class.

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Estate of Wm. L. Dfreaker, deceased }

Comes now M. C. Fitterer & Son and present to the Court for allowance against said Estate a Demand for \$1⁹⁰ founded on grocery account, notice waived in writing and affidavit and proof made, it is ordered that said account be allowed in said sum of \$1⁹⁰ and assigned to the 5th Class.

In the matter of the Estate of }

Claude Ewart Calvin and Cecil }

Leroy Calvin, minors }

Appointment of Curator — Bond filed.

On this day appeared in Open Court, James A. Calvin and represents and shows to the Court that he is the father of Claude Ewart Calvin, age 7 years and 4 months and Cecil Leroy Calvin, age 6 years and 2 months; that said minors are heirs at law of Robert B. Adams, deceased; that they inherit from the estate of said Robert B. Adams the full distributive share of their deceased mother, Alyda Adams Calvin; that he, the said James A. Calvin, father of said minors, is not in a condition to qualify as the Curator of said minors and prays the Court to appoint Braxton Browning to said office, and the Court believing that said Braxton Browning is a suitable person for such trust, it is therefore ordered that he be and he is appointed Guardian and Curator of the Estate of said Claude Ewart Calvin and Cecil Leroy Calvin, and before entering upon the duties of said office he is required to enter into Bond to the State of Missouri for the use of said Claude Ewart ^{Calvin} and Cecil Leroy Calvin in the sum of \$1000⁰⁰ conditioned for the faithful discharge of his duties according to law, with such security as the Court shall approve.

And now comes the said Braxton Browning and accepts said Curatorship, and files herein his Bond in the sum of \$1000⁰⁰ with T. J. Fleming, W. J. Thurber and J. M. Fleming as securities thereon, which is approved by the Court, and the said Braxton Browning qualifies according to law and enters upon the duties of his trust as such guardian.

In the matter of the Estate of }

Julia A. Bugard deceased }

Ordered that the Settlement this day due from Effie L. Bugard, executrix of said estate be continued to the November Term 1907, for final Settlement.

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In the Matter of the Estate of }
Malinda Butler, et al, Minors } Ordered that the 6th Annual Settlement of Arch
S. Yontsey, curator of said minors, this day filed, be approved and recorded.

In the Matter of the Estate of }
Robert F. Bennett, deceased. } Ordered that the Fourth Annual Settlement of
W. J. Weldon, executor of said estate, this day filed, be approved and recorded.

In the Matter of the Estate of }
Harley E. and Frank Baraniero, minors } Ordered that the 4th Annual Settlement
of E. M. Foley Jr. Curator of said minors, this day filed be approved and
recorded.

In the Matter of the Estate of }
Edith V. Carter, a minor } Ordered that the 4th Annual Settlement of Jas. J. A.
Carter, Guardian & Curator of said minor this day filed be approved and recorded

In the Matter of the Estate of }
Oliver Goin a minor } Ordered that the Third Annual Settlement of E. M. Foley Jr.
Curator of said minor this day filed be approved and recorded.

In the Matter of the Estate of }
Elmer D. Lambert, et al, minors } Ordered that the 3rd Annual Settlement of Lewis M. Best Cu-
rator of said minors, this day filed be approved and recorded.

In the Matter of the Estate of }
Marion S. Murray, et al, minors } Ordered that the final Settlement of the
estate of said minor, this day filed by E. M. Foley Jr. Curator of said minor
be approved and recorded

In the Matter of the Estate of }
Warren Reed, Indiana } Comes now E. M. Foley, Guardian of said
Warren Reed, a person of unsound mind and files herein his fourth
annual Settlement, and shows that the estate of said Warren

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Reed is all exhausted except the sum of \$25.⁴¹ which he says is needed by Elizabeth Reed for the care and necessities for said ward, and prays the Court to make an appropriation of said amount for said purpose and that an order of suspension of his Guardianship be made, and it appearing to the Court from the testimony in relation to said matter that said appropriation ought to be made and said Guardianship suspended; it is therefore ordered that a check be made to the order of said Elizabeth Reed for said sum, and that said Guardian take credit for said amount of \$25.⁴¹ in said settlement and that his said Guardianship be suspended until the Court shall order him to resume the same - and that settlement be approved and recorded.

In the Matter of the estate of }
Willis Co and Frank Youtsey }

Ordered that the third Annual Settlement of Arch S. Youtsey guardian of said minors this day filed be approved and recorded.

Ordered the settlement due from John C. Leopard Guardian of Gabriel Ballinger an insane person, this day due be continued till Aug Term, 1907.

Ordered that the settlement this day due from Mary J. Brannen Ex. of the estate of Perry Brannen, deceased be continued to the Aug Term 1907.

Ordered that the 1st annual Settlement of Wm. S. Castor, Ex. of the estate of John Castor deceased this day be continued to the Aug Term - 1907.

Ordered that the Settlement of S. M. Cook Curator of Boyd & Cecil Cook minors, this day due be continued to the August Term, 1907.

In the matter of the estate of } Order renewing order of sale Real Estate
Gabriel Ballinger, (Insane) }

Comes now J. C. Leopard, Guardian of said Insane person, and states to the Court that he has been unable to sell the Real Estate of his said ward, as per order of this Court made at its November Term 1906, and renewed at the Feb'y Term 1907, and asks that said order be again renewed. It is therefore ordered that said order of sale be renewed in all things, and that said Guardian report his proceedings in said matter at its August Term, 1907.

Ordered that Court adjourn till tomorrow morning at 9 O'clock
P. P. Doak, Judge.

May Term — Tuesday — May 14th 1907.

Court met pursuant to adjournment; Present P. P. Doak, Judge, and W. J. Hutchison, Sheriff, when the following proceedings were had, to wit:

Estate of Thomas A. Gained, deceased

Comes now Robert L. Gained and presents to the Court for allowance against said Estate, a Demand for \$33⁸⁰ founded on account as follows: To Metropolis Hotel K. C. Mo. for board of deceased \$7.50; Dr. Bill attendance in last sickness \$10⁰⁰; and for \$16³⁰ expense incurred by claimant by reason of trip to K. C. in connection with funeral of deceased. Notice being waived, and account sworn to in open court, and proof made, it is ordered that the same be allowed in said sum of \$33⁸⁰ and assigned to 5th, 2nd and 1st classes respectively.

In the matter of the Estate of } Judgment by Agreement.
John F. McDougal, deceased }

Thomas E. McClusky } Plaintiffs
and
Fanny McClusky his wife }

vs.

Henry C. McDougal as the Executor of the } Defendant,
last Will of John F. McDougal, deceased. }

Now on this day come the parties hereto, the said Thomas E. and Fanny McClusky, the plaintiffs in their ^{own} proper persons and the defendant in person and by his attorney Boyd Dudley Esq. and said plaintiffs present their claim against said estate for the sum of Three Thousand Nine Hundred and seventy five (\$3975.00) Dollars for services rendered said deceased in nursing, caring and looking after and boarding and lodging him during the last two years of his life, and the said Henry C. McDougal, as the executor of the will of said deceased, waives services of the presentation for allowance of said claim and certifies in writing that he is satisfied of the correctness thereof.

And it further appearing to the Court from the statements in writing duly signed by each and all the heirs at law of said deceased, all of whom are of full age, that the amount of said claim has been fixed by a compromise agreement between the plaintiffs and said defendant, and that said heirs and each of them in said written statements, here presented to the Court, have given their consent that plaintiffs have judgment against said ^{estate} for said sum of \$3975.00 the same to be satisfied in full by the conveyance by said executor, under the power of sale contained in the

May Term - Tuesday - May 14th 1907.

last will of said deceased, of the eighty acres of land, mentioned in said will and the personal property of said estate that may remain after the payment of other debts and costs of administration, and upon the payment by said plaintiffs to said executor of the sum of Two Thousand (\$2000.00) Dollars.

It is therefore ordered and adjudged by the Court that said claim be and the same is hereby allowed against said estate, in the said sum of \$3975.00 and the same is hereby assigned to class No. 2.

And now here again come the plaintiffs in open Court and present the deed duly executed by said executor conveying to said plaintiffs said eighty acres of land described as the North East quarter of the South East quarter and the South East quarter of the North East quarter all in Section Five (5) in Township Sixty one (61) of Range Twenty six (26) in Lincoln Township in said Daviess County, Missouri which said deed upon its face shows, and the fact is, that said plaintiffs have paid the said executor said sum of (\$2000.00) Two Thousand Dollars in cash, so fixed by said parties by the terms of said compromise, and thereupon, in open Court said plaintiffs do hereby acknowledge the payment of said claim and the satisfaction in full of this judgment.

Estate of John F. McDougal, deceased,

Comes now Dr. R. E. Ferguson and presents to the Court for allowance against said estate a Demand for \$12.25 founded on account for medical attendance during last sickness, notice of service being waived in writing, and affidavit and proof made it is ordered that said account be allowed in said sum of \$12.25, and the same is assigned to class No. 2.

Estate of John F. McDougal, deceased,

Comes now W. D. Haines and presents to the Court for allowance against said estate a Demand for \$76.00 founded on account for funeral of deceased, notice being waived in writing, and affidavit and proof made, it is therefore ordered that the same be allowed and assigned to class No. 1.

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In the matter of the estate of }
William S. Beard, deceased } Comes now Pettigrove Bros. and present to
the court for allowance against said estate a Demand for \$93.⁵⁰ founded on an
account for funeral furnished deceased; notice being waived in writing and affidavit and
proof made it is ordered that said account be allowed, and assigned to class No. 1.

Estate of William S. Beard, deceased }
Comes now E. S. Teel and presents
to the court for allowance a Demand for \$13.25 founded on an account for labor per-
formed in lifetime of deceased; notice being waived in writing and affidavit and
proof made it is ordered that the same be allowed in said sum and assigned
to class No. 1.

Estate of William S. Beard, deceased } Comes now Dr. J. B. Graham and presents
to the Court for allowance a Demand for \$66.00 founded on account for
Medical attendance during last sickness of deceased; notice being waived
in writing and affidavit and proof made it is ordered that the same be
allowed in said sum of \$66.00, and that it be assigned to class No. 2.

In the matter of the estate of } Final Receipts Filed — Final Discharge of Admr.
Samuel Nichols, deceased }

John Nichols, Administrator of said Estate having
filed herein the receipts of John Nichols, Hannah Drummond, Samuel Nichols,
Mrs. Mary Macy, Delverance Nichols, Martha Caldwell, J. M. Nichols and
Pheby Nichols for the sum of \$53.²⁵/₁₀₀ to each of them paid by the
said John Nichols, Administrator, which said sum being the balance
due them respectively as their distributive shares of said estate as
shown by the final settlement of said Administrator made February
14, 1907. And it now appearing to the Court that said estate is ful-
ly administered: it is therefore ordered that said Administrator
be discharged.

In the matter of the estate of } Receipt filed and Curator discharged.
Walter E. Kirkaid, a minor }

Comes now Richard H. Alderson, Guardian and
Curator of the estate of Walter E. Kirkaid, and files herein the receipt
of said ward, for the sum of (\$663.37) Six Hundred Sixty three & 37/100
dollars, that being the amount due him on the final settlement
herein filed and approved on the 13th day of February 1907. And said
Guardian having fully complied with the requirements of the law in
said matter it is therefore ordered that he be discharged.