

Record Book

Volume 7

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**May 9, 1910-
October 1, 1910
(Pages 301-400)**

May Term — Monday — May 9, 1910.

Comes now Mr. C. Gilliam, Curator of said estate and files his first annual settlement which shows that the estate of Laura E. Alliman, one of his said wards, is entirely exhausted. And it is ordered by the Court that said settlement be approved and recorded and that the estate of said Laura E. Alliman be suspended until upon the discovery of other or further assets the court shall order said curatorship resumed.

Ordered that the third Annual settlement of E. M. Foley, Jr., Curator of Foney Baker, a minor, this day filed be approved and recorded.

Estate of Harley Buramore } 7th Annual settlement and suspension
a minor

Comes now E. M. Foley, Jr., Curator of said minor and files his seventh annual settlement of his account with his said ward which said settlement shows that said estate is exhausted. and it is ordered by the Court that said settlement be approved and recorded and that said curatorship be suspended, and that no further settlements need be made unless upon the discovery of other or further assets the court shall order a resumption thereof.

Ordered that the 3rd Annual settlement of Rachel V. Brown, Curator of Robert H. Brown, et al, minors, this day filed be approved and recorded.

Ordered that the 10th Annual settlement of Jacob M. Brown, Curator of Solomon Brown, a minor, this day filed be approved and recorded.

Ordered that the 2nd Annual settlement of E. M. Foley, Jr. Admr. of ^{of James M. Goens, deceased,} this estate, this day filed be approved and recorded.

Ordered that the 3rd Annual settlement of Braxton Browning, Curator of Claude E. and Cecil L. Calvin, minors, this day filed be approved and recorded.

Ordered that the first Annual settlement of Martha Conner ^{administratrix} of Allen Conner deceased this day filed be approved and recorded.

Ordered that Court Adjourn till 8 o'clock to-morrow morning.

O. P. Doak, Judge

May Term — Tuesday — May 10th 1910 — 2nd day of Term

Court met pursuant to adjournment — present P. P. Soak, Judge and J. A. Blair, Sheriff when the following proceedings were had, to-wit: —

Ordered that the 10th Annual Settlement of Jas. J. A. Carter, Guardian and Curator of Edith V. Carter, a minor this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of Jonathan B. Melden, Curator of the estate of Guy M. Dawson, et al, minors, this day due be continued till the August Term 1910.

In the matter of the Estate of { Final Settlement and discharge.
Rolla Brown, a minor. }

Now comes Walker G. Smith, Curator of the estate of said Rolla Brown and submits his final settlement with his said ward, who has attained the age of twenty-one years. And comes also said Rolla Brown and enters his personal appearance in open Court as a party to said settlement, and in open Court declares that he is now 21 years of age and competent to make this settlement and to consent to the discharge of his said Curator. He also waived the making and filing an exhibit for final settlement and service of notice of the same on any previous notice whatever, by his said Curator.

And it appearing that the balance due to said ward is \$1508.⁰⁰ he here now accepts the same together with a rent note given by Ollie Williams for \$175.⁰⁰ ^{and which is not mentioned or charged in above settlement,} as being in full payment and satisfaction of all money and property due to him from said Walker G. Smith as such Curator, and said receipt being embodied in said settlement as a part of the same — and said settlement is adjudged by the Court to be correct and it is ordered that the same be approved and recorded and that said Curator be discharged.

In the matter of the Estate of {
David Galpin, deceased { Order of Sale.
S. G. Hosman, Administrator }

Now, at this day came S. G. Hosman Administrator of David Galpin, deceased, and proved to the Court that the Order of Publication made upon his petition at the February Term, 1910, thereof, has been published according to law, and that personal service of said notice has been made on the heirs and devisees of deceased, resident in said County, ten days before the present Term of this Court,

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and moves for an order of sale, pursuant to said petition and Notice; whereupon the Court proceeded to hear the testimony produced, and to examine the parties who appear touching the application of said Administrator for the sale of Real Estate, as in said Publication mentioned, and it being proved to the Court that there are no personal estate and effects of said deceased charged with the payment of debts, and no assets in the hands of said Administrator to pay the debts due by said estate, it is ordered that the said S. G. Hasman, the aforesaid Administrator do on the 10th day of August next, at the South door of the Court House in the City of Gallatin and during the Session of the Probate Court of said County, between the hours of ten O'clock in the forenoon and five O'clock in the afternoon of that day, expose to sale, at public vendue or outcry, the following Real Estate, in the Petition of said Administrator described as follows, to-wit:-

The South West quarter of the South West quarter of Section Twenty-three (23), Township Fifty-eight (58) of Range Twenty Eight (28) in Daviess County, Missouri, and sell the same, for the purposes in said Petition mentioned, on the following terms, to-wit:
For Cash in hand.

First having had the same appraised, and notice of the time, terms and place of said sale published for four weeks prior thereto in the Gallatin Democrat, a newspaper published in this County, as directed by law, and that he make return of his proceedings to this Court within ten days after such sale.

In the matter of the Estate of { Order of Sale.
Eliza C. Brennon, deceased. }

Now, at this day came Wm. C. Macy, Public Administrator, having charge of the Estate of Eliza C. Brennon, deceased, and proved to the Court that the Order of Publication made up on his Petition at the February Term, 1910 thereof, has been published according to law, and that personal service of said Notice has been made on the heirs and devisees of deceased, resident in said County, ten days before the present term of this Court and moves for an Order of Sale, pursuant to said Petition and Notice; whereupon the Court proceeded to hear the testimony produced, and to examine the parties who appear touching the application of said Administrator for the sale of Real Estate, as in said Publication mentioned, and it being proved to the Court that there are no per-

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sonal estate and effects of said deceased charged with the payment of debts, and no assets in the hands of said Administrator to pay the debts due by said estate, it is ordered that the said M. C. Macy, Administrator, first having had the same appraised according to law, do sell at private sale for cash in hand, the real estate mentioned in said petition and described as follows, to-wit:

Lots One (1) and Two (2) in Block Six (6) of Woodruff, Stone and Cooper's Addition to the City of Gallatin, in Daviess County, Missouri for the purpose of paying the debts due by said ~~said~~ estate as aforesaid, and that within ten days after such sale he make a full report of his proceedings therein to this Court.

Estate of William R. Cole, { Allowance of Demand.
deceased.

Comes now C. H. Neff and presents to the Court for allowance against said estate a demand for \$21.84 on account of Harrison County Telephone Company, service of notice of presentation waived in writing and affidavit and proof made, it is ordered that said account in the sum of \$21.84 be allowed and placed in the fifth class.

In the matter of the estate of { Demand Allowed.
Edward Ray Warner, deceased }

Now Comes the Cameron Trust Company and presents to the Court for allowance against said estate a demand for \$589.52 founded on a promissory note given by deceased in his life time, and service of notice being waived in writing and affidavit and proof made - it is ordered that said note and accrued interest in the sum of Five Hundred, Eighty nine and 52/100 Dollars be allowed against said estate and assigned to Class five.

Estate of Edward Ray Warner { Demand allowed
deceased }

Comes now William E. Carry and presents to the Court for allowance against said estate a demand for \$76.86 founded on a promissory note given by deceased, and service of notice for presentation waived in writing, and affidavit and proof made it is ordered that said note and accrued interest in said sum of \$76.86 be allowed in Class five

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Estate of Edward Ray Warner } Demand allowed
Deceased

Comes now Hannah M. Warner and presents to the Court for allowance against said estate a demand for \$26⁶⁴ founded on account for hay bought at sale by said deceased in his lifetime - and service of notice waived in writing and affidavit and proof made it is ordered that said demand in said sum of \$26⁶⁴ be allowed against said estate and placed in class five.

Estate of Edward Ray Warner } Allowance of demand
Deceased

Comes now Chas. W. Harris and presents to the Court for allowance against said Estate a demand for \$513⁷⁵ founded on promissory note and accrued interest on same, signed by said Edward Ray Warner in his lifetime - And service of notice being waived in writing and affidavit and proof made it is adjudged by the Court that said note in the sum of \$513⁷⁵ be allowed against said estate and the same is ordered to be placed in the fifth class of demands.

Ordered that the First Annual Settlement of Mrs. C. Macy, Administrator of Mariah Q. Dowell, deceased, this day filed be approved and recorded.

Ordered that the First Annual Settlement of John F. McMahon, Administrator of the Estate of Mariah T. Drummond, deceased this day filed be approved and recorded.

Ordered that the First Annual Settlement of M. H. O'Hare, Jr., Curator of the estate of Lewis A. Ellis, et al. minors this day filed be approved and recorded.

Ordered that the first Annual Settlement of Rollin J. Britton, Executor of last will of Maria Q. Cerwin, deceased, this day filed be approved and recorded.

Ordered that the 10th Annual Settlement of R. E. L. Gaines, Curator of Roy C. Gaines, a minor, this day filed, be approved and recorded.

Estate of John Sandidge } Demand allowed
Deceased

Comes now J. H. Herndon and presents to the Court for allowance against said estate a demand for \$7⁰⁰, on acct. of pasture bill, service waived, affidavit and proof made, it is ordered that same be allowed as a fifth class demand against said ^(Estate)

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Estate of Wm. O. Osborn, { Demand allowed
Deceased }

Comes now B. E. Croy and presents to the Court for allowance against said estate a demand for \$12.00 founded on account for flour purchased by deceased in his lifetime and service of notice waived in writing and affidavit and proof made it is ordered that same in said sum of \$12.00 be allowed against said estate and placed in Class five.

Estate of Wm. O. Osborn { Demand allowed,
Deceased }

Comes now F. D. Osborn and presents to the Court for allowance against said estate a demand for Twenty-five Dollars, founded on an account, And service of notice waived in writing and affidavit and proof made, it is ordered that same in the sum of \$25.00 be allowed against said estate and assigned to Class five.

In the matter of the Estate of { Allowance to Widow - years Support,
Edward Ray Warner, deceased }

Comes now Pearl E. Warner, widow of said deceased, and represents to the Court that at the time of the death of said Edward Ray Warner, there was not on hands and provided grain, meat, vegetables, groceries and other provisions necessary for the subsistence of her self and infant son which composed the family of the deceased, and prays the Court to make an order authorizing the Administrator to pay her out of the assets of the estate in his hands a sum sufficient for such purpose and she believes that the sum of \$300.00 would be a reasonable amount for such allowance. And the Court having heard the petition and evidence in relation thereto doth order and adjudge the sum of \$300.00 as an allowance to said Pearl E. Warner, widow as aforesaid, and it is ordered that the Administrator of said estate pay her the said sum of \$300.00 out of the assets of the estate in his hands and that her receipt shall be a sufficient voucher therefor, in his settlement of said estate.

In the matter of the Estate of { Demand allowed,
Benjamin F. Pugh, deceased }

Now Comes Murry & Belagett Drug Company and present their demand of \$2.50 for allowance against said estate, and service of notice being waived and affidavit and proof made it is ordered that said account in the sum of \$2.50 be allowed against said estate as a fifth Class demand

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Estate of Salathiel G Deem } Demand allowed
Deceased

Comes now S. H. Everly and presents to the Court for allowance against said Estate a Demand for \$20³⁴ on account of Merchandise for funeral, and service of 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 \$20³⁴} and that it be assigned to the 1st Class of demands.

In the matter of the Estate of { Final Settlement and discharge.
Mollie E. Fisher, deceased }

Come now Frank A. & Oscar L. Fitterer, Executors of Mollie E. Fisher, deceased, and submit their final settlement of said estate, which shows a balance due the estate of \$5306³⁴, which under the provisions of the last will of said deceased, is paid to Oscar L. Fitterer and his receipt therefor filed with said settlement. And it appearing that notice of said final settlement was duly published according to law; that all the debts due by the estate have been paid in full and that said estate has been fully administered it is ordered that said final settlement be approved and recorded and that said Executors be discharged.

In the matter of the Estate of { Final Settlement & Discharge
Mary A Hawkins, deceased }

Now Comes Thomas H. Hicklin, Administrator of Mary A Hawkins deceased and files his final settlement of said estate, having first given due notice thereof as required by law — and it appearing that all the debts due to said estate have been realized upon as far as can be; that the balance due said estate in the sum of \$93¹² has been credited on the allowed demand of Robert E. Maupin, which demand is of the 5th Class, and the only one allowed against said estate — it is therefore ordered and adjudged by the Court that said Administration be considered closed; that said Final settlement be approved and recorded and that said Administrator be discharged.

In the matter of the Estate of { Bond filed and approved
Edith V. Carter, a minor }

Comes now Jas. J. A. Carter and files a new bond as Guardian and Curator of said Edith V. Carter, minor, in the sum of \$1500.⁰⁰ with Chas Henry and L. M. Brown as securi-

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ties thereon, and conditioned for the faithful discharge of his duties according to law. And it is ordered by the Court that said bond be approved.

In the matter of the Estate of { Demand allowed,
James M. McCarly, deceased }

Now comes the Stephens-Hardy Farm Loan Co. and present to the Court for allowance against said estate a demand for \$101.⁵⁰ founded on an interest note and accrued interest. And service having been waived in writing and affidavit and proof made. it is ordered that said note in the sum of \$101.⁵⁰ be allowed against said estate and placed in class five.

Estate of W. S. Miller deceased { demand allowed

Now comes Joseph Sommers and presents to the Court for allowance against said estate a demand for \$800.⁰⁰ on account of error in conveyance of two tracts of land. ~~and comes also Mary E. Miller Administratrix of said estate~~ and by agreement of the parties the Court is asked to allow the sum of \$133.³³ on said demand. it is therefore ordered that said sum of \$133.³³ be allowed against said estate, on said demand together with the costs incurred in the settlement ^{or compromise} of said cause, and that said demand be assigned to the 5th class.

Ordered that the bond of Sarah A. Grimes, as curator of the estate of Oscar E. Grimes, Thomas J. Grimes and Dora Lee Grimes, minors, taken by the Judge of this Court in vacation April 16, 1910 be and the same is hereby approved and that the appointment of said curator be in all things ratified and confirmed.

Ordered that Court adjourn till 8 O'Clock to morrow morning
P. P. Doak, Judge

May Term — Wednesday — May 11th — 1910.

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Court met pursuant to adjournment. Present P. O. Doak, judge, and J. A. Blair, Sheriff. When the following proceedings were had, to-wit: —

In the matter of Guardianship of
William Hannah, Adjudged of } Order restoring to his rights - & settling
Unsound mind } Discharge

Comes now Alvin Hannah, Guardian of said William Hannah, insane and files his petition alleging that said William Hannah has been restored to his right mind and is capable of managing his own affairs, and prays the Court to make an order discharging him from the care and custody of the guardianship of his person and his property. And the Court having heard said petition and the evidence in relation to the condition of the mind of said William Hannah, and being satisfied that he has recovered his right mind and that he is capable of managing his own affairs —

It is ordered and Adjudged by the Court that William is of sound mind and capable of managing his own affairs. And it is ordered that he be discharged from the care and custody of said guardian over his person and property, and it is further ordered that said guardian proceed at once to make final settlement with his said ward, and to turn over the money and property belonging to the estate of said William Hannah.

And now comes said Alvin Hannah and files his said final settlement, which shows a balance due his ward of one hundred nineteen & 40/100 Dollars.

And now comes said William Hannah and accepts said balance and receipts for the same as in full payment of all money and and property due from said guardian, and the Court finding said final settlement correct it is ordered that same be approved and recorded and that said Guardian be discharged.

Estate of William Cole } Demand allowed
Deceased

Now comes W. P. Dunn & Co. and present to the Court for allowance against said estate a demand for \$19¹⁴ on acct. for Mdse. — And service of notice waived in writing and affidavit and proof made. — it is ordered that said account for the sum of \$19¹⁴ be allowed against said estate and that it be placed in the 5th class of demands.

May Term — Wednesday May 11th, 1910.

In the matter of the Estate of { Order Confirming Sale
George Berg, et al, minors.

Now comes George F. Alexander, Curator of the estate of Ray Berg, Otto Berg, Weller Berg, Arora Berg, Weller Berg and George Berg, minors, and submits to the Court his report of Sale by which it appears that he did on Wednesday the 23rd day of March 1910, in Obedience to the order of this Court made at the February Adjourned Term, 1910, thereof, sell at private sale to Samuel Pliley, for the sum of Eighteen Hundred and Forty five dollars in Cash, the real Estate in said Order of Court and Report particularly described, viz: The South East quarter of the South East quarter of Section Three (3) and the North one acre of the South Twenty Three (23) acres of the South West quarter of the South West quarter of Section Two (2) in Township Sixty one (61) of Range Twenty Seven (27) in Daviess County, Missouri. And it appearing that said sale was legally and fairly Conducted pursuant to the order of the Court and in accordance with the statute it is therefore ordered that the said sale be and the same is here by approved and Confirmed, and the said Curator is ordered to execute, acknowledge and deliver to said Samuel Pliley a deed in due form of law, conveying to the said Samuel Pliley all the right, title and interest which the said minors have in said real estate.

Estate of Hatten Price { Demand allowed.
Deceased

And now comes L. M. Best and presents to the Court for allowance against said estate a Demand for \$10⁰⁰ on account of Telephone dues to Conestoga Telephone Co. and service of Notice having been waived in writing and Affidavit and proof made it is ordered that same in sum of \$10⁰⁰ be allowed against said estate in the 5th Class of demands.

Estate of Hatten Price { Demand allowed
Deceased

Comes now H. F. Elliot and presents to the Court for allowance against said estate a Demand for \$11⁵⁷ founded on account and service of Notice being waived in writing and Affidavit and proof made it is ordered that said account in the sum of \$11⁵⁷ be allowed against said estate, and that it be assigned to Class (5) five.

May Term — Wednesday — May 11th, A.D. 1910

Ordered that first Annual Settlement of J.C. McDonald, Administrator of Estate of L. Wilmet Graham, deceased, this day filed be approved and recorded.

Ordered that the first Annual Settlement of J.C. McDonald, Administrator of the Co-partnership Estate of J.B. & L.W. Graham (L.W. Graham deceased), this day filed be approved and recorded.

Ordered that the first annual Settlement of W.F. Groomer, Administrator of the estate of David Groomer, deceased this day filed be approved and recorded.

Ordered that the first Annual Settlement of W.F. Groomer, Guardian and Curator of David L. Groomer, a minor, this day filed be approved and recorded.

Ordered that the first Annual Settlement of Letitia Groomer, Curator of the estate of Mary M. Groomer, a minor this day filed be approved and recorded.

In the matter of the Estate of { Administration granted
Daniel Kesler, deceased }

Comes now Edwin A. Kesler, and first having made affidavit as required by law, makes Application for letters of Administration upon the Estate of Daniel Kesler, deceased, late of Daviess County, and it appearing that the said Daniel Kesler died, intestate, April 12th, 1910, possessed of personal estate of the probable value of \$4400.00; that the applicant is a son of said deceased and distributee of said estate and a competent person to administer the same. It is therefore ordered that letters of Administration upon the estate of said Daniel Kesler be granted and issue to said Edwin A. Kesler provided that he enter into bond to the State of Missouri as such Administrator in the sum of Eighty Eight Hundred Dollars, with two or more securities thereon, and Condition according to law.

Ordered that the First Annual Settlement of J.F. Cruett Guardian of Samuel Herthberger Insane this day due be continued to the May Term 1911

Ordered that the first annual settlement of Chas. Guillemin Curator of Goldie L. Guillemin a minor this day due be continued to the August Term 1910.

May Term - Wednesday May 17th, 1910

Ordered that the first Annual Settlement of R. G. Yates, Administrator of Estate of Henry Clay Jordan this day due be continued to the May Term 1911 of this Court.

Ordered that the 2nd Annual Settlement of Joe C. Russel, Curator of the Estate of Francis and Ollie Kelly, minors, this day due be continued to the August Term, 1910, of this Court.

Ordered that the Second Annual Settlement of Albert Johnson, Administrator of the Estate of Emily L. Johnson, deceased this day due be continued to the August Term 1910, of this Court for final settlement.

Ordered that the 2nd Annual Settlement of George F. Alexander, Curator of George Berg, et al, minors this day filed be approved and recorded.

Ordered that Court Adjourn till tomorrow Morning at 8 O'clock

C. P. Doak,
Judge

May Term Thursday May 12th 1910

Court met pursuant to Adjournment - present R. P. Doak, Judge, and J. A. Blair, Sheriff, when the following proceedings were had, to-wit:

Ordered that the annual settlement of Tyler Adams, Curator of Mrs. Tyler Kissinger this day due be continued to the August Term, 1910, of this Court

In the matter of the Estate of (Ephraim Kuhns, deceased) ^{Trustee} Final Settlement, and Order transferring balance to

Come now Daniel Triem and Lawson M. Pennington, Executors of the last will of Ephraim Kuhns, deceased, and having first published notice there of according to law, make Final Settlement of said estate which shows a balance due the estate of \$24,825⁵⁵, and it appearing to the Court that all the debts ^{and specific legacies} due by said estate have been fully paid. And the last will of said deceased providing that said balance shall be used for the benefit of Amanda Kuhns during her life or widowhood - it is therefore ordered that the same be paid over to the Trustee of said Fund as soon as one shall have been appointed and qualified and that the receipt of such Trustee for said balance be filed herein by said Executors to entitle them to a discharge

Ordered that the Sixth Annual Settlement of L. M. Best, Curator of Elmer J. Lambert, et al, minors, this day filed be approved and recorded

Ordered that the Sixth Annual Settlement of Ben. A. Prichard, Curator of John F. Laupkins, et al, minors this day filed be approved and recorded

Ordered that the Corrected First Annual Settlement of Mary E. Miller, Administratrix of Estate of Mrs. V. Miller deceased this day filed be approved and recorded.

In the matter of the estate of (Timothy Culver, deceased) Administration granted.

Now Comes Wesley A. Culver, and having first made affidavit as required by law, - makes application for letters of Administration upon the estate of Timothy Culver, deceased, and it appearing that the said Timothy Culver died at his home in Daviess County, April 24, 1910, intestate, and that at the time of his death he was possessed of personal estate of the probable value of \$5500, and that the

May Term — Thursday — May 12th 1910

aforsaid Applicant is the eldest son of said deceased and is a suitable person to Administer said estate. it is ordered that Letters of Administration upon the estate of Timothy Culver, deceased be granted and issue to said Wesley A. Culver and that before entering upon the duties of said office he be required to enter into bond to the State of Missouri, with two or more securities to be approved by the Court, in the sum of ~~\$11000.00~~ and Conditions according to law.

And now comes said Wesley A. Culver and files his said bond in the sum of Eleven Thousand Dollars, with L. M. Brown, A. J. Place and Charles Henry as securities there on and Conditioned as the law directs, and it is ordered by the Court that said bond be and the same is hereby approved, and it is further ordered that E. D. Mann and Chas. Henry be and are hereby appointed as witnesses to assist said Administrator to examine the books, papers, ^{money} and other property of deceased and to make an inventory of all the property of said estate, and that said Administrator publish notice of the grant of said letters in the Gallatin Democrat as the law requires.

In the matter of the Estate of (Appointment of Administrator De Bonis Non John A. Dunn, deceased)

And now comes Ruth J. Dunn, and shows to the Court that John A. Dunn, died in Daviess County, October 29, 1907, intestate; that on March 11, 1908, letters of Administration upon his estate were granted by this Court to Chas W. Dunn, his son, And that said Chas. W. Dunn qualified as such Administrator and proceeded with ~~this~~ Administration till his death which occurred on July 31, 1909; And that there remains assets of said estate unadministered, wherefore she prays the Court to grant her letters of Administration De Bonis Non on said estate, and it appearing that there are no distributees of said estate who are eligible to letters thereon as being next of kin, and the Court having confidence in said Applicant as being a suitable person for such Trust it is ordered that she, the said Ruth J. Dunn be granted Letters of Administration De Bonis Non upon the Estate of said John A. Dunn, and that she be required to bond as such Administrator in the sum of \$6000.00, with two or more sufficient securities thereon.

And now comes said Ruth J. Dunn and files her said bond in the sum of \$6000.00 with W. E. Wampler, T. A. Feurt,

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J. H. Gillespie and C. L. Walton as securities thereon and conditioned as the law directs, and it is ordered by the Court that said bond be, and the same is hereby approved.

In the matter of the Estate of } First Annual and final of C. W. Dunn's Administrator
John A. Dunn deceased }

Now comes Ruth J. Dunn, Administratrix of Chas. W. Dunn, deceased, and files her first Annual and final settlement of the estate of said John A. Dunn, deceased, of which her decedent the said Chas. W. Dunn was Administrator, and it appearing that there is a balance due said estate of \$4917.⁵⁶ it is ordered that said balance be paid over to Ruth J. Dunn, Administratrix of ^{De bonis non} said estate and that her receipt therefor be filed herein, and now comes said Ruth J. Dunn the above named Administratrix of Chas. W. Dunn deceased and files the receipt of Ruth J. Dunn, Administratrix of ^{De bonis non} Estate of John A. Dunn deceased for said balance of \$4917.⁵⁶ and it is ordered that said settlement be approved and recorded, and that said Ruth J. Dunn, as administratrix of the estate of Chas. W. Dunn be, and she is hereby discharged as to the estate of John A. Dunn deceased

Estate of John A. Dunn, } Order Partial Distribution
Deceased }

Comes now Ruth J. Dunn, Administratrix, ^{De bonis non} of the estate of John A. Dunn, deceased, and says that she has the sum of \$2000.⁰⁰ in money belonging to said estate, now in her hands, that the same will not be needed for the payment of debts, and asks for an order to make a distribution of such sum to the heirs of said deceased. And the Court being satisfied that such distribution can be made without prejudice to persons interested in said estate it is ordered that said sum be distributed as follows, to wit:

To John J. Dunn the sum of	\$500. ⁰⁰
" Harvey Dunn " " "	500. ⁰⁰
" Ella Reed " " "	500. ⁰⁰
" Ruth J. Dunn Admrx of C. W. Dunn, deceased	500. ⁰⁰

and that receipts for the same be filed herein

Ordered that the Seventh Annual settlement of Rollin J. Britton, Curator of Fola Mason this day filed be approved and recorded

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Estate of Kenneth A Newton } Demand allowed
deceased

Now comes Dr. J. B. Graham and presents to the Court for allowance against said estate a demand for \$68⁰⁰ on account for medical services rendered. and service of notice waived and affidavit and proof made it is ordered that said account in said sum of \$68⁰⁰ be allowed, and that same be placed in class five.

Estate of John W. Pennebaker } Demand allowed
deceased

And now comes David Hampton and presents to the Court for allowance against said estate a demand for \$7⁰⁰ on account of ice bill; service of notice being waived in writing and affidavit and proof made - it is ordered that same in the sum of \$7⁰⁰ be allowed against said estate, and that it be assigned to class five.

In the matter of the Estate of } Final Settlement and order of distribution
Joll J. Long, deceased }

Comes now Charles Long - first having published notice as required by law - and files his final settlement of said estate, from which it appears that there is a balance due said estate of the sum of \$219.45, and it further appearing that all demands allowed against said estate have been paid in full, it is ordered that said balance be distributed among the heirs of said deceased according to their respective rights as follows: -

To Eliza Davidson	1/4 thereof =	\$31.35-
" James Long	1/4 " =	31.35-
" Wesley A Long	1/4 " =	31.35-
" S. D. Long	1/4 " =	31.35-
" Chas Long	1/4 " =	31.35-
" William Warren	1/4 " =	31.35-
" Laura Emory	1/3 of 1/4 " =	10.45
" Leona Rataliff	1/3 of 1/4 " =	10.45
" Ocal Turley	1/3 of 1/4 " =	10.45

and that their receipts therefor be filed herein. and it is ordered that said final settlement be approved and recorded

Ordered that the first Annual Settlement of Mary E Miller, Curator of Dewey & Velura M Miller, minors this day due be continued to Aug Term, 1910

May Term — Thursday — May 12th 1910.

Estate of James D. Matchett, } 6th annual settlement and order of suspension
a minor

Comes now Chas. A. Scott, Curator of said minor and files his 6th annual settlement of said estate from which it appears that said is exhausted - and it is ordered that said settlement be approved and recorded and that said Curatorship be suspended till upon the discovery of further assets the Court shall order the resumption thereof.

Ordered that the first annual settlement of Levi P. Cox Guardian of Emily Minnick, Indane, this day filed be approved and recorded.

Ordered that the settlement of J. W. Morris Curator of the estate of Mountie and Ray Morris, minors this day due be continued

Ordered that the 2nd Annual settlement of Chas. B. Murphy Curator of Ira A. Murphy a minor this day due be continued till the August term 1910.

In the matter of the estate of (Final settlement and discharge Jas. L. McNeely deceased)

Comes now John M. Meade, administrator of said estate and files his final settlement of the same, which shows a balance for distribution of \$10.99 and it appearing that due notice of such final settlement has been published according to law - it is therefore ordered that said balance be distributed as follows: to Creola Doak $\frac{1}{2}$ \$5.50 and to Harley McNeely $\frac{1}{2}$ = \$5.50 and that their receipts for the same be filed herein.

And now come said distributees and accept said distributive shares and receipt for the same which receipts being filed, and it appearing that said estate is fully administered it is ordered that said final settlement be approved and recorded and that said Administrator be discharged.

Estate of Wm. R. Cole, deceased. } Demand allowed

Comes now Dr. C. G. McKinley and presents to the Court for allowance against said estate a demand for \$61.50 on account for medical services rendered deceased in last sickness. Service waived, Affidavit and proof made. Orders that same be allowed against said estate and assigned to Class Two (2).

May Term — Thursday May 12th 1910.

In the matter of the Estate of (Order of Sale of real estate
A. T. Patton, deceased)

Now Comes Thomas R. Ford, Executor of the Last Will of A. T. Patton, deceased, and shows to the Court that the order of publication made at the February term of this Court, upon the petition of said Executor asking for an order for the sale of certain real estate of the deceased, therein described for the payment of the debts and legacies due by said estate has been published for more than four weeks prior to the first day of the present term of this Court, in the Gallatin Democrat, a weekly newspaper, published in the City of Gallatin, in the County of Davies, and ^{that, personal service of said notice has been made on the heirs and devisees of deceased, residing in said County ten days before the present term of this court, and the Court having heard said application, and being satisfied} that the personal estate of the deceased in the hands of said Executor is not sufficient to pay the debts and legacies due and owing by said estate, it is ordered that said Administrator, first having had the same appraised according to law, do sell at private sale for cash in hand, the real estate mentioned in said petition and described as follows, to-wit:

The South East Quarter and the South West quarter of the North East quarter of Section Thirteen (13) Township Fifty Nine (59), Range Twenty Nine (29) in Davies County, Missouri, containing Two Hundred (200) Acres, more or less, in Davies County Missouri, for the purpose of paying the debts ^{and legacies} due by said estate as afore said, and that he report his proceedings therein to this Court within ten days after making such sale.

Estate of Mrs R Cole, (Demand allowed.
deceased)

Come now W. F. Dunn and Co. and present to the Court for allowance against said estate a demand for \$9.14 on acct of Mdse. sold deceased. And service of notice being waived in writing and affidavit and proof made it is ordered that same in said sum of \$9.14 be allowed against said estate, and that it be assigned to class five

Ordered that Court Adjourn till 9 O'clock To-morrow morning.

P. P. Dodge, Judge

May Term — Friday — May 13th, 1910.

Court met pursuant to adjournment with P. P. Doak, judge, and J. A. Blair, Sheriff, present, and the following proceedings were had, to-wit: —

In the matter of the Estate of { Order of Publication.
William Baker, deceased }

Now at this 13th day of May, 1910, Comes J. R. Baker, Administrator of the Estate of William Baker, Sr., deceased, and presents his petition praying for an order to sell all the right, title and interest of the said estate in the real estate hereinafter described, and alleging, Among other things: —

That said deceased died seized of the following described real estate, to-wit: —

The east half of the northwest quarter of Section Thirty-two (32), in Township Sixty-two (62) of Range twenty-six (26) in Daviess County, Missouri, and the South half of the southwest quarter of Section twenty-nine (29), in Township Sixty-two (62) of Range twenty-six (26) in Harrison County, Missouri;

That at the time of the death of said deceased the said real estate was, and still is, encumbered by a Trust Deed to R. G. Gates, Trustee for T. B. Yates, Beneficiary, securing a indebtedness of Thirty-One Hundred Dollars, due January 1, 1910, and bearing interest at the rate of five (5) percent per annum from January 1, 1910, as fully appears from the record of said Trust Deed in book 27, at page 16, of the Trust deed records of Daviess County, Missouri;

That the said deceased did not devise said real estate, or provide for the redemption thereof by will, he having died intestate;

That said deceased owned no real estate at the time of his death other than that above described, and there will not be assets to redeem the same from said encumbrance, after the payment of debts;

That it would be to the interest of those entitled to distribution of said estate for the Court to order all the right, title and interest of the estate of said deceased, in said real estate to be sold at public or private sale.

Said petition is accompanied by the accounts, lists and inventories required by law in case of petition for sale of real estate, is duly verified by affidavit of the Administrator, and is found sufficient in form and substance.

May Term — Friday May 13th, 1910.

Whereupon it is ordered by the Court that all persons interested in the estate be notified thereof, and unless the contrary be shown on the first day of the next Term of the said Court, to be held at the Court House in the City of Gallatin, in said County of Davies, on the 8th day of August, 1910, an order will be made for the sale of the same according to law. And it is further ordered that a copy hereof be published in the ^{Justice & Peace} Jamesport Gazette, a newspaper published in said County of Davies, for four weeks before said next term of this Court, and that personal service of this notice on all heirs or devisees of said deceased residing in said County of Davies, be made at least ten days before the said next term of said Court.

In the matter of the estate of { Allowance for years support.
Omer L. Read, deceased }

Now Comes Rose B. Read, widow of Omer L. Read, deceased and presents her written application for an allowance for the subsistence of herself and family as provided by sections 105 & 106, R. S. of Mo., 1899, and says that at the time of the death of said deceased and the taking of the inventory of the property of said estate there was not on hand and provided for the subsistence of herself and family for one year, meat, grain, vegetables and other provisions for such purpose; that the estate left by said deceased is of the value of at least \$2000.00; that said family had always lived in comfortable circumstances, and she believes that considering the the amount property belonging to said estate, the manner in which said family has been accustomed to live, that the sum of \$400.00 will be a reasonable allowance for such purpose.

And the Court having heard the petition and the testimony in relation thereto doth order and adjudge an allowance of \$400.00 out of the assets of said estate for the purpose aforesaid, and it is ordered that the Administratrix of said estate pay over to said Rose B. Read said sum of \$400.00 and that she be allowed credit in her settlement of said estate for the same upon filing a receipt therefor.

Estate of William R. Cole, { Demand allowed.
Deceased }

Now Comes John Buren and presents to the Court for allowance against said estate a demand for \$178.50 on account of funeral of deceased, and service of notice having been

May Term — Friday — May 13th — 1910

waived in writing, and affidavit and proof made, it is ordered that said account for \$178⁵⁰ be allowed against said estate as a fifth class demand.

In the matter of the Estate of } Final settlement and distribution, and partial discharge
Clarence Day, deceased. }

Now comes Lewis B. Gillihan, Curator of Clarence Day, Wardie Day, Ross Day, Roy Day, Guy Day and Velma Day, minors, and shows to the Court that Clarence Day, one of his said wards, died on December 14th, 1909, that he left no debts, being a minor and under guardianship, that the heirs of said deceased are his mother, Mrs. Markham of Daviess County, Missouri, and the said Wardie Day, Roy Day, Ross Day, Guy Day and Velma Day and said Curator submits to the Court his final settlement of the estate of said minor, deceased, which shows a balance due of \$259.99 which the Court orders distributed as follows: To Mrs. Markham the mother $\frac{1}{5}$ of 271.29 = \$45.21 and to the 4 brothers and sister the sum \$226.08 less 6% = \$11.30 which is \$214.78 or to Wardie Day $\frac{1}{5}$ of \$214.78 = \$42.95; to Roy Day $\frac{1}{5}$ of \$214.78 = \$42.95; to Ross Day $\frac{1}{5}$ of \$214.78 = \$42.95; to Guy Day $\frac{1}{5}$ of \$214.78 = \$42.95; to Velma Day $\frac{1}{5}$ of \$214.78 = \$42.95 and it is ordered that he ^{the said Curator} pay said distributed the amounts due them respectively and file their receipts for the same.

And now comes Lewis B. Gillihan Curator of said deceased minor and files the receipt of Lewis B. Gillihan as Curator of Velma Day, et al, minors, for the sum of \$214⁷⁸ the share of said minors, and it is ordered that said settlement be approved and recorded — and that said Curator be discharged as to said share of the minors.

Ordered that the 9th Annual Settlement of Arch Goutsey Curator of the Estate of Malinda May & Lewis Butler, minors this day filed be approved and recorded.

Ordered that the first Annual Settlement of Lewis B. Gillihan, Curator of the estate of Velma Day, et al, minors, this day filed be approved and recorded.

Ordered that the 6th Annual Settlement of Arch Goutsey, Curator of Willis E & Frank Goutsey, minors, this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of Albert Johnson, Curator of Carly R. Johnson, a minor, this day filed be approved and recorded.

May Term — Friday — May 13th 1910

In the matter of the estate of { Final Settlement and Discharge
James H. Nickerson, deceased }

Now Comes W. N. Githens, Administrator of the estate of James H. Nickerson, deceased, and first having published notice thereof according to law, submits his final Settlement of said estate with which said final settlement he files receipts of the distributees of said estate for their distributive shares of the same as shown by said final settlement, to wit: receipt of Ben Prichard for \$70.⁶⁶ the same being the share of his minor ward, Lucille Nickerson, the receipt of J. C. Nickerson for \$70.⁶⁶ the same being his share, and of Samuel Nickerson for \$70.⁶⁶ = his distributive share.

And it appearing to the Court that said estate is fully administered, the debts all paid and assets distributed, paid out and receipts filed, and that said final settlement is correct. it is therefore ordered and adjudged that said final settlement and distribution be approved, said final settlement recorded, and that said Administrator be discharged.

Estate of Hubert E. Norman, { First Annual Settlement and Order of Suspension
a minor. }

Now comes W. M. Shelly, Curator of said minor and files his first Annual Settlement of said estate, which shows that the estate has been expended in the care and keeping of his ward, and it is ordered that said settlement be approved and recorded and that said Curatorship be suspended.

Ordered that the 5th Annual Settlement of H. R. Patton Curator of Bertha Patton, et al, minors, this day filed be approved and recorded.

Ordered that the first Annual Settlement of J. P. Patton, Executor of the last Will of J. M. Patton deceased this day filed be approved and recorded.

Ordered that the first Annual Settlement of Frances V. Rader, Curator of Clarence E. Rader, a minor this day filed be approved and recorded.

Ordered that the first Annual Settlement of Rose B. Read, Administratrix of estate of Omer L. Read, deceased, this day filed be approved and recorded.

May Term — Friday — May 13th 1910.

In the matter of the estate of } Final Settlement and Discharge,
Mary A. Reid, deceased.

Now at this day come Simon Grove and George F. Reid, Executors of the last will of said Mary A. Reid, deceased, and show to the Court that notice of final settlement of said estate has been duly published; that said estate has been fully administered according to the provisions of said last will and the requirements of the statute, and submit their final settlement and distribution of said estate; with which said final settlement they file the receipts of the final distributees of said estate for their respective shares thereof as follows:—

The Receipt of A. C. Reid for his share of same, in the sum of	\$962. ³¹ / ₁₀₀
" " " G. F. Reid " " " " " " " "	962. ³² / ₁₀₀
" " " Nancy J. Gardner " her " " " " " " "	962. ³³ / ₁₀₀
" " " Sarah A. Grove " " " " " " " "	962. ³⁴ / ₁₀₀
" " " E. R. Otterman " his " " " " " " "	481. ¹⁷ / ₁₀₀
" " " Joseph L. Otterman " " " " " " " "	481. ¹⁷ / ₁₀₀
" " " Mrs Nena Ross " her " " " " " " "	481. ¹⁷ / ₁₀₀
" " " George F. Reid Jr. " his " " " " " " "	481. ¹⁷ / ₁₀₀

And the Court having examined said final settlement and distribution doth order and adjudge the same to be correct it is therefore ordered that said final settlement be approved and recorded and that said Executors be and are hereby discharged.

Ordered that the 2nd Annual Settlement of John E. Robinson, Curator of the Estate of John Colbert Robinson, a minor this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of Sarah A. Robinson, Curator of the Estate of F. M. Robinson, a minor this day filed be approved and recorded.

Ordered that the first Annual Settlement of Rollin J. Brutton Executor of Estate of John Sandidge, deceased, this day due be continued to the August term, 1910, of this Court.

Ordered that the 12th Annual Settlement of J. B. Scott, Curator of Fannie Scott, et al, minors, this day filed be approved and recorded

Estate of William Baker } Demand allowed.
deceased

And now comes W. D. Haines, and presents to the Court for allowance against said estate a demand for \$167.⁷⁵/₁₀₀ on account of funeral of deceased; service of notice being waived in writing and affidavit and proof made it is ordered that same in the sum of \$167.⁷⁵/₁₀₀, be allowed against said estate in Class 6.

May Term — Friday — May 13th 1910

In the matter of the Estate of }
 Clarence Day, minor, deceased } Assessment of Collateral Inheritance Tax.

Upon Examination of the papers on file in the above entitled Matter and on due Consideration of other evidence 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 XVI, 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	Amount of Tax
Wardie Day	Coffeyburg, Mo.	45 21	2 26
Ross Day	" "	45 21	2 26
Ross Day	" "	45 21	2 26
Guy Day	" "	45 21	2 26
Telma Day	" "	45 21	2 26

In the matter of the Estate of }
 David Francis Read, minor } Guardian and Curator appointed

Comes now Rose B. Read, and represents to the Court that said David Francis Read is a minor of the age of 13 years, a resident of Daviess County, Missouri; that he is the child of Omer L. Read, deceased and this petitioner; that he possessed personal estate of the probable value of \$2000.00 and that he has 22 9/16 acres of land, subject only to the homestead and dower interest of the petitioner in and to the same, that said minor has no Curator of said estate, and to the end that said property be properly conserved for the benefit of said minor she prays the Court to appoint her Guardian and Curator of said David Francis Read.

And the Court believing said petitioner to be a suitable person for such Guardianship it is ordered that said Rose B. Read be and she is hereby appointed Guardian and Curator of the person and estate of said David Francis Read, and that before entering upon her duties as such Curator, she be required to enter into bond to the State of Missouri in the sum of \$, with two or more sufficient securities thereon and conditioned for the faithful discharge of her duties as such Guardian according to law.

Ordered that Court adjourn till 9 O'Clock tomorrow morning.

O. P. Doak, Judge

May Term - Saturday - May 14th 1910 -

Court met pursuant to adjournment. present P.O. Down, judge, and J.A. Blair Sheriff, when the following proceedings were had, to-wit: -

Ordered that the bond of Maude Compton as Curator of Daniel F. Compton, a minor, heretofore filed herein be and the same is hereby approved and the appointment of said Maude Compton as such Curator made by the judge in vacation March 19th, 1910 be ratified and confirmed.

In the matter of the estate of (Final Settlement and Discharge
Martha H. Compton, Deceased.)

Now comes Elisha L. Frost, Administrator of the Estate of Martha H. Compton deceased and filed his final settlement of said estate, (having given notice thereof as the law directs) which settlement shows a balance of \$297.58 due the estate - and it appearing that all debts due by said estate have been paid in full, and that said estate is fully administered, the court doth order and adjudge the following distribution of said balance to the heirs of said deceased: -

To Della M Rhinehart $\frac{1}{6}$ of \$297.58 =	\$49.60
" Lula Howard " " " =	49.60
" Maude Compton " " " =	49.60
" Sarah Compton " " " =	49.60
" Chloe Compton " " " =	49.60
" Daniel F. Compton " " " =	49.60

And now comes said Administrator and files the receipts of Della M. Rhinehart for \$49.60; of Lula Howard for \$49.60; of Maude Compton for \$49.60; of Chloe Compton for \$49.60; of Sarah Compton for \$49.60 and of Maude Compton, Curator of Daniel F. Compton a minor for \$49.60. And it is further ordered that the said final settlement be approved and recorded and that said Administrator be discharged.

In the matter of the Estate of (Final Settlement
Daniel F. Compton, a minor)

And now comes E. L. Frost Curator of the estate of Daniel F. Compton, a minor above the age of 14 years, who has chosen ^{his} sister Maude Compton to be his Guardian and Curator - (and the said Maude Compton having qualified and given bond as such Guardian), and submits his final settlement of his curatorship of said estate and said final settlement show a balance due his said ward of \$74.30, which is paid over to said new guardian and her receipt for the same is filed with said settlement, and said retiring Curator also having two rent notes payable to the

May Term Saturday May 14th 1910.

estate of his said ward each for the sum of \$105⁰⁰. said notes being dated October 15, 1909, and due September 15, 1910 and Jan 1st 1911 respectively, he turns over said notes to the said Maude Compton said new Curator, the said Maude Compton receipting him therefor, which receipt is also filed herein, and it appearing to the Court that said final settlement is correct and that said retiring Curator has delivered to his successor all money and property due to said minor. it is ordered and adjudged that said final settlement be and is hereby approved and it is ordered that same be recorded and that said Curator be discharged.

Ordered that the First Annual Settlement of Julia M Shaffer, Administration of the estate of L. D. Shaffer, deceased this day due be continued to the August Term, 1910, of this Court.

Ordered that the 2nd Annual settlement of R. G. Griffith, Executor of the last will of Jackson Shuler, deceased, this day filed be approved and recorded.

In the matter of the Estate of { Final Settlement and discharge
Matilda Taylor, deceased }

Comes now F. M. Taylor, Executor of the last will of said deceased, and first having published notice as required by law, files his final settlement of said estate which shows a balance due the estate of \$121⁹⁰ and it appears except the legacies made by deceased to Wm. G. Koger and to Sarah Ellen Ward which were refused, that all the debts due by said estate have been fully paid, it is therefore ordered that said balance be paid over to F. M. Taylor as directed by said last will. And now Comes said Executor and files the receipt of said F. M. Taylor for said balance, to him paid by the said Executor, in the aforesaid sum of \$121⁹⁰.

And it now appearing that said estate is fully administered except the payment of said specific legacies of \$500 each to Wm. G. Koger and Sarah Ellen Ward, as said will and the law directs, it is ordered and adjudged by the Court that the said final settlement be approved and recorded and that upon the filing of the receipts of the aforesaid legatees for their legacies that said Executor be discharged.

Ordered that first Annual Settlement of H. P. Orten, Administrator of the estate of Joseph Thomas, deceased this day filed be approved and recorded.

Ordered that the first Annual settlement of Arbelia V. Townsend Executor of last Will of Jno. H. Townsend, deceased, this day due be continued to the November Term, 1910, of this Court for final settlement.

May Term Saturday May 14th, 1910.

Ordered that the first Annual Settlement of Hugh C. Vallandigham Administrator of Earnest W. Vallandigham, deceased, this day filed, be continued to the May Term 1911 for final Settlement.

Ordered that the first Annual Settlement of Myrtle Wells, Administratrix of the estate of Hugh C. Wells, deceased, this day filed be approved and recorded

In the matter of the Estate of { First Annual Settlement — Suspension
Eva V. Whitt, et al, minors

Now comes W. L. Stroup and shows to the court that one of his wards, viz. Sherman Whitt died on the day of " " and he proceeds to make a final Settlement of said minors estate and to make a first Annual Settlement of his account with Mabel, Maggie and Eva V. Whitt and it appearing that he, the said Curator has expended all of said estate in supplying said minors with books and clothing and that the estate owes him, the said Curator \$1.05; it is ordered that said Curator be discharged as to said Sherman Whitt, and that the estate of said Mabel Whitt, Maggie Whitt and Eva V. Whitt be and the same is hereby suspended, awaiting the discovery of other assets belonging to the said minors, and it is ordered that said final Settlement be approved and recorded.

Ordered that first Annual Settlement of Edward Jenkins, Curator of the Estate of John & Roy Whelstone, minors this day due be continued to the August Term 1910, of this Court.

Ordered that Court adjourn till Monday Morning the 16th at 9 o'clock — P. P. Douke Judge

May Term — Monday — May 16th, 1910, Seventh day of term

Court met pursuant to adjournment, present O. P. Doak, Judge, and J. A. Blair Sheriff: when the following proceedings were had, to wit: —

In the matter of the Estate of
William H. Deskins, deceased

{ Order to pay 6th Class demand

Now at this day comes Gemima Deskins and represents and shows to the Court that all demands of the Fifth Class allowed against said estate have been paid in full, and that the balance due said estate is sufficient to pay her demand which is of the Sixth Class and is for the sum of \$84⁰⁰, and prays the Court to make an order for the payment of the same.

And it appearing to the Court that said demand is the only remaining allowed demand against said estate which is unpaid: It is therefore ordered that Edward F. Deskins, the Administrator of said deceased, proceed at once to pay the same.

Ordered that final settlement of E. F. Deskins Administrator of Wm. H. Deskins, deceased, this day due be continued to the May adjourned term of this Court, to-wit: — Wednesday, May 25th, 1910.

Ordered that the 4th Annual Settlement of Chas. L. Knauer, Curator of Estates of Martha E. Brodbeck, et al, minors, this day filed be approved and recorded.

Ordered that Court adjourn till Wednesday, May 25th at 9 o'clock A. M.

O. P. Doak, Judge

For the Probate Court - In Vacation - Wednesday - May 18th, 1910

In the matter of the Estate of (Will Probated - Letters granted ✓
John B. Hollingsworth deceased)

Now this 18th day of May, 1910, an instrument of writing purporting to be the last will and testament of John B. Hollingsworth, deceased, is produced before the Judge of Probate to be proved and admitted to probate, and said Judge having heard the testimony of George T. Garner and Edgar E. Voss, subscribing witnesses thereto in relation to the execution of the same, and it appearing that said John B. Hollingsworth died at his home in Daviess County on the 6th day of May, 1910, it is therefore ordered and adjudged that said instrument of writing of date May 6th, 1910, is the last will and testament of John B. Hollingsworth deceased, late of Daviess County, Missouri, and it is therefore admitted to Probate and ordered to be recorded.

And Whereas said will names Mary P. Hollingsworth as Executor thereof, with the request that she be not required to give bond as such Executor it is therefore ordered that letters Testamentary upon said estate be granted to said Mary P. Hollingsworth and that she be not required to give bond. And it is further ordered that Herbert Scott and James Irvin McDonald be and they are hereby appointed witnesses to assist said Executrix to examine the money, books and papers of said deceased, and to make an inventory of said estate and that said Executrix publish notice of the grant of said letters in the Gallatin North Missourian, a newspaper published in this County as the law directs.

P. P. Doak,
Judge of Probate.

In Vacation - May 23rd 1910.

In the matter of the Estate of (Administration granted - Bond filed.
William T. Sullivan, deceased)

Comes now Seth E. Sullivan, and having made affidavit as required by law, makes application for letters of Administration upon the Estate of William T. Sullivan deceased, late of Daviess County Missouri. And it appearing that the said William T. Sullivan died May 17th, 1910, without a will, and that Carrie Sullivan, widow of said deceased has renounced her right and claim to Administer said estate and requested the appointment of said applicant as such Administrator, and it further appearing that said deceased was, at the time of his death, possessed of personal estate of the estimated value of \$2250.00; And

In Vacation - May 23rd, 1910.

The Judge of Probate having Confidence in the Ability and integrity of said Applicant: It is ordered that Letters of Administration upon the Estate of said William P. Sullivan be granted and issue to said Seth E. Sullivan and that he be required to enter into bond to the State of Missouri, in the sum of Four Thousand Five Hundred Dollars with two or more sufficient securities thereon and conditioned according to law.

And now comes said Seth E. Sullivan and files his said bond in the sum of \$4500.00 with Carrie Sullivan, Jessie A. Selby and Clara M. McCune as securities thereon and conditioned as the law directs, which said bond is by the said Judge accepted and approved.

And it is further ordered that S. O. Venable and John Jenkins be, and they are hereby appointed witnesses to assist said Administrator to examine the money, books and papers of said deceased and to make an inventory of all the property belonging to said estate and that said Administrator publish notice of the grant of said letters in the Gallatin North Missourian, a newspaper published in said Daviess County,

P. P. Doak

Judge of Probate

In Vacation - May 24th, 1910.

In the matter of the Estate of { Bond filed.
Daniel Kessler, deceased

Now comes Edwin H. Kessler, Administrator of Daniel Kessler, deceased, and files his bond as such Administrator in the sum of Eight Thousand, Eight Hundred (\$8800.00) Dollars, with John W. Thompson, Ida M. Thompson, Daniel W. Kessler and Frank J. Kessler as securities thereon and conditioned as the law directs, which said bond is by the Judge of Probate accepted and approved.

And it is ordered that Dr. Robert V. Thompson and Charles Arnold be and they are hereby appointed witnesses to assist said Administrator to examine the money, books papers and evidences of title of said deceased, and to make a perfect inventory of all the property of said estate, and that said Administrator publish notice of the grant of letters upon said estate in the Jamesport Gazette, a newspaper published in Daviess County, as required by law

P. P. Doak

Judge of Probate

May Adjourned Term — Wednesday — May 25th, 1910.

Court met pursuant to Adjournment: present P. P. Doak, Judge, and J. A. Blair, Sheriff, when the following proceedings were had, to wit: —

✓ In the matter of the Estate of } Judgment Establishing Will
John B Hollingsworth, deceased }

It being shown to the Court now here, that in Vacation of this Court, to-wit: On the 18th day of May, 1910, an instrument of writing purporting to be the last will and testament of John B Hollingsworth deceased, and attested by George T. Garner and Edgar E. Voss as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said John B Hollingsworth deceased, and said Judge proceeded to take the testimony of George T. Garner and Edgar E. Voss, said attesting witnesses, which was by said Judge reduced to writing, and signed by them respectively, and is now here produced in Court. And said Judge having declared said will proved, granted a Certificate of Probate on said 18th day of May, 1910.

And the Court having inspected said will, and seen and heard the testimony of George T. Garner and Edgar E. Voss, 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 B. Hollingsworth^(deceased), deceased. And the said proceedings and action of the Judge in the premises, are in all things ratified and confirmed, and it is ordered that said will be admitted to record.

Ordered that the bond of Seth E. Sullivan as Administrator of the Estate of William T. Sullivan deceased, taken by the Judge of this Court in Vacation on May 23, 1910, be and the same is hereby approved, and his appointment as Administrator ratified and confirmed.

Ordered that Order made by the Judge of this Court^{May 18, 1910,} resuming letters Testamentary, without bond to Mary P. Hollingsworth Executrix of John B Hollingsworth deceased, be approved and confirmed.

Ordered that the bond of Edwin A. Kessler, as Administrator of the Estate of Daniel Kessler, deceased, ^{taken by the Judge in Vacation May 24th} be approved and that his appointment and all the proceedings therein be ratified and confirmed.

May Adjourned Term - Wednesday - May 25th, 1910.

Estate of William Baker { Demand allowed.
Deceased

Now comes Dr. P. L. Gardner, and presents to the Court for allowance against said estate a demand for \$10⁴⁵ on acct for services and medicine; And service of notice having been waived in writing and affidavit and proof made: It is ordered and adjudged by the Court that said account in the sum of \$10⁴⁵ be allowed against said estate in the 2nd Class.

Estate of Wm. T. Miller, { Demand allowed
deceased

Come now Yates Bros. and present to the Court for allowance against said estate a demand for \$8⁴⁵ founded on account, and service of notice being waived in writing and affidavit and proof made it is ordered that same in sum of \$8⁴⁵ be allowed against said estate and assigned to Class Six.

Estate of Benjamin F. Pugh, { Demand allowed.
Deceased.

Come now, Everett Pugh and presents to the Court for allowance against said estate a demand for \$15⁵⁰ founded on account against deceased, And the Administrators Waiving Service on same, and affidavit and proof being made it is ordered that said account in said sum of \$15⁵⁰ be allowed against said estate and placed in class five.

In the matter of the Estate of { Demand allowed.
William T. Miller, deceased

Dr. S. S. Jarrett

Claimant

vs.

Mary E. Miller, Administratrix of {
the estate of Wm. T. Miller, deceased

Defendant

Now on this day comes said Dr. S. S. Jarrett, and said Mary E. Miller Administratrix of said estate, and by agreement submit the cause for trial - (which said cause is a demand of said Claimant for the sum of \$135⁰⁰ founded on account for services rendered deceased in last illness and previous thereto) - to the Court without a jury, and the Court having heard the evidence adduced, and having duly considered the same, doth find for the Claimant in the sum of Seventy (\$70⁰⁰)

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Dollars. It is therefore ordered and adjudged by the Court that said demand be allowed against the estate of Wm. P. Miller deceased, for the sum of Seventy (\$70⁰⁰) Dollars, and be placed in the fifth class.

Estate of Wm. P. Miller, deceased, (Presentation and allowance of demand,
Mary E. Miller, Administratrix }
Bob. H. Miller Claimant

vs.

Mary E. Miller, Admrx.

Defendant

Now this day this cause coming on to be heard, the parties thereto, Plaintiff and Defendant, in person and by their Attorneys, appear and by agreement submit the same to the Court for trial without a jury. And Plaintiff's demand, ^{for \$171.48} being founded on certain payments made to Defendant's decedent, which said payments made by check, said Plaintiff claims should have been credited on a certain Rent Note given by him to Wm. P. Miller, for the rent of a farm, and which were not so credited. And the Court having heard the evidence adduced and argument of Counsel, and duly considered the same, doth find for said Claimant in the sum of One Hundred, Seventy one ⁴⁸/₁₀₀ (\$171.48) Dollars. It is therefore ordered and adjudged by the Court that said demand be allowed against the Estate of said Wm. P. Miller, deceased for the sum of \$171 ⁴⁸/₁₀₀ and that it be placed in the 6th class of demands.

Ordered that the final Settlement of Edward F. Deskins, Administrator of Wm. H. Deskins deceased, this day due, be continued till Monday the 30th instant.

In the matter of the Estate of (Demand allowed
Huldah McLaugh, deceased)

Comes now George W. McLaugh and presents to the Court for allowance against said estate a Demand for \$154³⁰/₁₀₀ said demand being founded upon an account of various items of indebtedness of said estate paid by the said Claimant. And service of Notice for presentation being waived by the Administrator and affidavit and proof made it is ordered and adjudged by the Court that said Claimant recover on his said demand in the sum of \$154³⁰/₁₀₀ and it is ordered that the sum of \$53⁵⁰/₁₀₀ of said demand be allowed against said estate and placed in class one (1) and that the sum of \$8⁶⁰/₁₀₀ on said demand be allowed against said estate

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and placed in Class two (2) And that the sum of \$92⁰⁰ be allowed against said estate and placed in class five (5).

Ordered that the first Annual Settlement of Mrs. Belle D. Wallace, Administratrix of the estate of George W. Wallace, deceased, this day filed be approved and recorded

In the matter of the Estate of (Receipt of M. P. Morris Guardian filed. Discharge.
William C. Speaker, deceased)

And now comes John W. Meade, Administrator of said deceased, whose Final Settlement of said estate was heretofore filed in this Court and distribution ordered, and files the receipt of M. P. Morris Guardian of Elizabeth H. Pike, for \$225⁰⁰ the amount of the 5th and last installment due to said Elizabeth H. Pike as per Decree of Daviess County Circuit Court made at April Term 1905, thereof, and which said amount was retained by said Administrator and not paid to said guardian till April 1, 1910, at which date the same became due as per said decree.

And it appearing that said Administrator has now paid out all the assets of said estate pursuant to the orders of this Court heretofore made, and that the estate is fully administered it is ordered that he be discharged

Ordered that Court adjourn till Monday, May 30, 1910, at 9 o'clock A.M.

P P Doak

Judge

In the Probate Court - In vacation - May 26th 1910.

In the matter of the Estate of { Will Probated. Letters Testamentary granted. Bond filed
Charles A. Norden, deceased }

Now this day an instrument of writing, heretofore filed, signed by Charles A. Norden and purporting to be the Last Will and Testament of Charles A. Norden, deceased, is produced before the Judge of Probate to be proved and admitted to record, and said Judge having taken the proof of the date of death of said Charles A. Norden, from which it appears that he, the said Charles A. Norden, died at his home in Altamont, in said Daviess County May 18, 1910; And ^{Said Judge} having also examined said instrument of writing, and having seen and heard the testimony of Hugh C. Scott and Samuel T. Brosius, subscribing witnesses thereto, in relation to the execution of the same, doth declare and adjudge said instrument of writing, bearing date May 20th 1902, to be the last will and Testament of Charles A. Norden, deceased, late of Daviess County, Missouri, and it is therefore admitted to Probate and ordered to be recorded.

And it appearing that William C. Gillihan is named in said will as Executor, thereof, and that at the time of the death of said Charles A. Norden, he was possessed of Personal Estate estimated to be of the value of \$12500.00: It is therefore ordered that Letters Testamentary upon the Estate of said Charles A. Norden, deceased be granted and issue to him, the said William C. Gillihan and that before entering upon the duties of said Executorship, he be required to enter into bond to the State of Missouri in the sum \$25000.00, with two or more good and sufficient securities, and Conditioned according to law.

And now comes said William C. Gillihan and files his said bond in the sum of Twenty Five Thousand (\$25000.00) Dollars, with L. M. Brown, Chas. Henry, S. O. Venable and D. H. Davis as securities thereon, which said bond is by the said Judge of Probate accepted and approved, and it is further ordered that William Griffin and Oliver T. Brown be and they are hereby appointed witnesses to accompany and assist said Executor in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof, and that notice of the grant of letters upon said estate be published in the Gallatin North Missourian, a newspaper published in said Daviess County, as required by law.

P. P. Doak

Judge of Probate

May Adjourned Term, Monday, May 30th 1910

Court met pursuant to adjournment. present P.P. Doak, Judge, and J.A. Blair, Sheriff: When the following proceedings were had, to-wit:-

Ordered that Court adjourn till 9 o'clock to morrow morning.
P.P. Doak,
Judge.

May Adjourned Term - Tuesday - May 31st 1910.

Court met pursuant to adjournment: present P.P. Doak, Judge, and J.A. Blair, Sheriff, when the following proceedings were had, viz:-

In the matter of the Estate of { Judgment Establishing Will:
Charles A. Warden, deceased. }

It being shown to the Court now here, that in vacation of this Court, to-wit: On the 26th day of May, 1910, an instrument of writing purporting to be the last will and Testament of Charles A. Warden deceased, and attested by Hugh C. Scott and Samuel T. Brosius as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said Charles A. Warden, deceased, and said Judge proceeded to take the testimony of Hugh C. Scott and Samuel T. Brosius said attesting witnesses, which was by said Judge reduced to writing, and signed by them respectively, and is now here produced in Court. And said Judge having decreed said will proved, granted a certificate of Probate on said 26th day of May, 1910.

And the Court having inspected said Will, and seen and heard the testimony of Hugh C. Scott and Samuel T. Brosius 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 Charles A. Warden, deceased. And the said proceedings and action of the Judge in the premises, are in all things ratified and confirmed, and it is ordered that said will be admitted to record.

Ordered that the bond of William C. Gillihan, as Executor of the Last Will and Testament of Charles A. Warden, deceased, taken by the Judge of this Court in vacation, on the 26th day of May, 1910, be, and the same is hereby approved and his appointment as such Executor, and all the proceedings therein ratified and confirmed.

May Adjourned Term - Tuesday - May 31st, 1910

Estate of Timothy Culver, } Demand allowed,
deceased.

Now Come Pettijohn Brothers and present to the Court for allowance against said estate a Demand for \$107.⁰⁰ founded on account for funeral of deceased, And service of notice for presentation waived in writing and Affidavit and proof made, it is ordered and adjudged that same be allowed against said estate in the said sum of One Hundred and Seven Dollars, and placed in Class one.

Estate of Charles A Norden, } Demand Allowed,
Deceased.

Comes now Dr. J. C. Frazier, and presents to the Court for allowance against said estate a Demand for \$286.⁶⁵ on account for Medical Services rendered deceased, during his last illness.

And service of notice for presentation being waived in writing and Affidavit and proof made it is ordered that said demand in the sum of Two Hundred, Eighty Six & 65/100 Dollars be allowed against said estate, and that it be assigned to Class Two. (2)

Estate of Timothy Culver, } Demand allowed.
deceased.

And now comes Etter's Dry-Goods Co. and present to the Court for allowance against said estate a Demand for \$20.⁰⁰ on account of burial apparel for deceased. Service of Notice being waived in writing and Affidavit and proof made it is ordered that same in the said sum of Twenty Dollars be allowed against said estate and placed in Class One (1)

Estate of Timothy Culver, } Demand allowed,
deceased

Comes now the D. H. Davis, Drug Co. and presents to the Court for allowance against said estate a Demand for \$5.⁶⁰ on account for Mdse. sold deceased. And service of Notice waived in writing by the Administrator, and Affidavit and proof made. it is ordered that said account in the aforesaid sum of Five & 60/100 Dollars be allowed against said estate and placed in the fifth Class.

Estate of Chas A Norden } Demand allowed
Deceased

Now comes N. B. Calhoun and presents to the Court for

May Adjourned Term Tuesday May 31, 1910.

In the matter of the Estate of }
Robert Feurt Davis and } Curator appointed.
Herbert Harfield Davis, minors

Comes now Frank M. Davis, and represents and shows to the Court that Herbert H. Davis aged 13 years and Robert Feurt Davis aged 12 years are the Robert F. Davis, deceased, who was a Legatee of Thomas J. Crain, deceased, that the bequest to said Robert F. Davis is estimated to be of the value of Eight Hundred Dollars, which by agreement of all the Legatees of said Thomas J. Crain is given to, and by them assigned to said Herbert H. Davis and Robert F. Davis the minor children of said Robert F. Davis who died before the death of said Thomas J. Crain, And to the end that said estate may be properly conserved for said minors petitioner prays the Court to appoint him Curator of the estate of said minors.

And said Frank M. Davis being an Uncle of said minors, and a suitable person for such curatorship, and the Court also being requested by the mother of said minors, to appoint said petitioner Curator of the estate of said minors: It is ordered that he, the said Frank M. Davis be appointed Curator of the estate of the said Herbert H. Davis and Robert F. Davis, minors as afore said, and that before entering upon the duties of said Curatorship that he be required to enter into bond to the State of Missouri for the use of said Herbert H. Davis and Robert F. Davis said minors, in the sum of \$1600⁰⁰ with two or more sufficient securities and conditional for the faithful discharge of his duties as such Curator according to law.

Estate of Timothy Culver } Demand allowed,
deceased }

Now Comes Joe A. Mann and presents to the Court for allowance against said estate a demand for \$24¹⁵ on account for merchandise sold deceased, And service of notice waived in writing and affidavit and proof made it is ordered that said account in the sum of \$24¹⁵ be allowed against said estate and placed in the 5th class.

In the matter of the Estate of } Demand allowed,
Charles A. Warden, deceased }

Now Comes T. J. Gibson and presents to the Court for allowance against said estate a demand for \$48⁰⁰ on account for Nurse ~~Hite~~ during last sickness of deceased, and service of notice being waived in writing, and affidavit and proof made

it is ordered that said account in the sum of \$48⁰⁰ be allowed against said estate and that it be placed in the 2nd class.

Estate of Charles A. Norden } Demand allowed.
deceased.

And now comes Rosa Gibson and presents to the Court for allowance against said estate a demand for \$111⁵⁰ on account for 68 days services as nurse during last sickness of deceased at \$2⁰⁰ per day, said account having a credit of \$18⁰⁰ leaving the balance as afore said. And service of notice having been waived in writing and affidavit and proof made it is ordered that said balance of \$111⁵⁰ be allowed against said estate and that it be placed in the 2nd Class of demands.

Estate of Charles A. Norden } Demand allowed
deceased

Comes now Mary A. Bryant and presents to the Court for allowance against said estate a demand for \$300.⁰⁰ founded on a promissory note for said amount signed by said deceased, said note not to draw any interest, and service of notice being waived in writing and affidavit and proof made. it is ordered that said demand be allowed against said estate for said sum of \$300.⁰⁰ and placed in the 5th class of demands.

Estate of Charles A. Norden } Demand allowed.
deceased

And now comes Oliver T. Brown and presents to the Court for allowance against said estate a demand for \$6.00 on account for three days service nursing deceased during last illness, at \$2⁰⁰ per week, and service of notice being waived in writing and affidavit and proof made it is ordered that same in said sum of \$6⁰⁰ be allowed against said estate and placed in the 2nd class

Estate of Chas. W. Boram, deceased } Demand allowed

Comes D. L. Lerley & son and present to the Court for allowance against said estate a demand for \$28⁰⁰ on account. Service waived in writing and affidavit and proof made, it is ordered that same for \$28⁰⁰ be allowed against said estate in class #1

Estate of Chas. A. Norden } Demand allowed
deceased

Now comes W B Calhoun and presents to the Court for

May Adjourned Term - Tuesday May 31st 1910

allowance against said estate a demand for \$141.⁰⁴ founded on account for the preparation for and burial of the body of deceased, And service of notice for presentation of said demand having been waived in writing, and Affidavit and proof made, it is ordered that said account in the sum of One Hundred, forty-one and ⁰⁴/₁₀₀, be allowed against said estate and that it be assigned to the 1st Class

In the matter of the Estate of {
Haze McCarty and Lois E. McCarty minors } Curator Chosen.

And now Haze McCarty aged 17 years and Lois E. McCarty, aged 16 years, minor heirs of James McCarty, deceased, and in open Court make choice of Isaac W. Haines, their uncle, as Curator of their Estate, and request the Court to appoint him, the said Isaac W. Haines as such Curator. And it appearing to the Court that said minors possess an undivided interest in the real estate of said deceased, equal to 80 acres to each of them and personal estate not to exceed \$1000.⁰⁰ each, and that they have no one qualified by law to manage their said estate, and it further appearing that said Isaac W. Haines is a suitable and capable person for such Trust. it is therefore ordered by the Court that said Isaac W. Haines be, and he is hereby appointed Curator of the Estate of said Haze McCarty and Lois E. McCarty and that he enter in to bond to the State of Missouri for the benefit of said Haze McCarty and Lois E. McCarty in the sum of \$4000.⁰⁰ with two or more good and sufficient securities thereon and conditioned for the faithful discharge of his duties as such Curator according to law.

In the matter of the Estate of {
Elta M. Dains, a minor } Appointment of Curator.

Now comes Rollie S. Dains and represents that Elta M. Dains was born September 28th 1907, and that she resides in Daviess County, Missouri; that she is the daughter of petitioner and Woodie Dains, who died in Harrison County, Mo., February 5, 1909, and is the Grand daughter of James M. McCarty, deceased, who died in Daviess County Missouri October 12, 1909, the estate; devising to said Elta M. Dains that part of his estate which would have descended to his daughter, the said Woodie Dains, deceased; that the Estate of said James M. McCarty, deceased consisted of real and personal property situated in Daviess County, and that the interest of said Elta M. Dains in said estate

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is estimated to be of the value of \$6500.00 and said petitioner prays the Court that he be appointed Curator of the estate of said minor.

And it appearing to the Court that the said minor's interest in the personality of said deceased will not exceed in value the sum of \$1000.00 it is therefore ordered that the said Rollie S. Dains be, and is hereby appointed Curator of the estate of said Eltarn Dains, and that before entering upon the duties of such Curatorship, that he be required to enter into bond to the State of Missouri for the use of said Eltarn Dains in the sum of \$2000.00 with two more securities thereon and conditioned for the faithful discharge of his duties as such Curator.

Estate of Salathiel J. Deen, } Demand allowed.
Deceased

Now Comes J. B. Nandy and presents to the Court for allowance against said estate a demand for \$5.00 founded on account for burial apparel; Service of notice waived in writing and affidavit and proof made, it is ordered that said account in the sum of \$5.00 be allowed against said estate and placed in class one.

In the matter of the Estate of { Continuance and Order for Citation.
William H. Deskins, deceased }

Now Comes Edward B. Deskins, Administrator of said William H. Deskins, deceased, and having published notice for final settlement, fails to make such final settlement, and it appearing to the Court that said Administrator had failed to pay the Sixth Class Demand for \$84.00 allowed to Gemina Deskins and by this Court ordered to be paid, and said Administrator furthermore failing to show cause for not making final settlement and the non-payment of said Demand.

The Court doth therefore order the continuance of said final settlement to the August term, 1910, of said court, and that Citation issue to the said Administrator to appear and make settlement at the next term of this Court, and show cause, if any he have, why attachment should not issue against him for failing to make settlement according to law.

Ordered that Court Adjourn till Monday June 6th at 9 O'clock A.M.

O. P. Doak,
Judge of Probate

In the Probate Court, County of Daviess, Missouri - In Vacation - June 3, 1910.

May

In the matter of the Estate of { Administration granted,
Forrest R. Etchison, deceased }

Comes now W. R. Etchison, and having first made Affidavit according to law, makes application for letters upon the Estate of said Forrest R. Etchison, deceased. And it appearing to the Judge of Probate that said Forrest R. Etchison died without a will, August 4, 1909, possessed of personal estate of a probable value of \$300.00. And it further appearing that said W. R. Etchison was at the time of his death single and unmarried; that his sole and only heirs are ^{his} father, the said W. R. Etchison, and his mother, Mecca Etchison; and his sisters Coila E., Cora F., Margorie L., Marie R., Winfred L. and Georgia F. All of whom reside in the County of Daviess, Missouri.

And said applicant being a suitable person to Administer said estate, and entitled ^{by Statute} to letters thereon. It is ordered that Letters of Administration upon said estate ^{of Forrest R. Etchison, deceased} be granted and issue to said W. R. Etchison provided he enter into bond in the sum of \$600.00 to the State of Missouri, with two or more sufficient securities thereon and conditioned according to law.

And now comes said W. R. Etchison and files said bond in the sum of Six Hundred (\$600.00) Dollars, with D. D. Heaton and A. H. Pettijohn as securities thereon, which said bond is by said Judge of Probate, approved.

And it is ordered P. S. Sanders and A. L. Beck be and are here by appointed witnesses to accompany and aid said Administrator in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof, and that notice of the grant of said letters be published in the Gallatin Democrat as required by law.

P. P. Doak,
Judge of Probate.

May Adjourned Term — Monday — June 6, 1910.

Court met pursuant to adjournment: present P. P. Dous, Judge, and J. A. Blair, Sheriff, when the following proceedings were had, to wit: —

Ordered that the bond of N. R. Etchison as Administrator of the Estate of Forest R. Etchison, deceased, taken by the Judge of this Court in vacation, June 3rd, 1910, be and same is hereby approved and his appointment and all the proceedings therein are hereby ratified and confirmed.

In the matter of the Estate of (New bond filed and approved.
David A. Miller, deceased)

Comes B. R. Miller, Administrator de bonis non of the estate of D. A. Miller, deceased, and one of the securities on his bond having removed from this State, he files a new bond, as such Adminr., in the sum of Fifteen Thousand Dollars, Roscoe L. Terry, John Whitelaw, A. F. Howard and J. A. Thiel as securities thereon, and conditioned as required by law. And the Court doth order that said bond be approved.

In the matter of the Estate of (Demand allowed
Timothy Culver deceased)

Comes now Dr. M. A. Smith and presents to the Court for allowance against said estate a demand for \$10⁵⁰ on account for three visits, to attend deceased during last sickness. And service of notice being waived in writing and affidavit and proof made it is ordered that said account in said sum of \$10⁵⁰ be allowed against said estate in the 2nd class.

Estate of Timothy Culver (Demand allowed
deceased.)

Comes now L. C. Holcomb and presents to the Court for allowance against said estate a demand for \$10²⁵ on account of a bill of lumber sold deceased in his life time, and service of notice being waived in writing and affidavit and proof made it is ordered that said account, in the sum of \$10²⁵ be allowed against said estate and placed in the 5th Class.

In the matter of the Estate of (Guardian chosen and appointed
Paul A. Miller and M. Meldred Miller, Minors)

And now comes Paul A. Miller, aged 20 years, and represents to the Court that he is a distributee of the estate of David A. Miller, deceased.

May Adjourned Term — Monday — June 6, 1910

that the Administrator has in his hands the approximate sum of \$5000.00 (which is ready for distribution; that his interest in said estate is a $\frac{1}{4}$ interest; that he has no one authorized to receive the same and manage and care for it during his minority and asks the Court to appoint his brother B. Rowland Miller as his Guardian and curator of his estate, and it being shown to the Court that M. Mildred Miller is also a minor heir of said David A. Miller, deceased; that she is of the age of thirteen, having the same interest in said estate as the aforesaid Paul A. Miller and that she has no Guardian of her said estate: It is therefore ordered by the Court that B. Rowland Miller be and he is hereby appointed Guardian of the person and Curator of the estate of said Paul A. Miller and M. Mildred Miller, and that he enter into bond to the State of Missouri, in the sum of \$5000.00 with two or more securities thereon and conditioned for the faithful discharge of his duties as such Guardian according to law.

And now comes said B. Rowland Miller and files his said bond in the sum of Five Thousand (\$5000.00) Dollars, with Roscoe L. Perry and Clarence Bacon as securities thereon and conditioned as the law directs, and it is ordered by the Court that said bond be and it is hereby approved.

In the matter of the Estate of { Presentation and allowance of Demand.
A. T. Patton, deceased }

Now this day comes Frank Myers, and presents to the Court for allowance against said Estate a Demand for \$300.00, said demand being founded on an account for services rendered said A. T. Patton in his last sickness. And comes also T. R. Ford Executor of said A. T. Patton and waives service of Notice for presentation of above demand, which has been duly verified by the affidavit of said claimant.

And said parties by agreement submit said matter to the Court for trial without a jury. And the Court having heard the testimony adduced, doth order and adjudge said Cause in favor of Claimant, it is therefore ordered that said account in the sum of Three Hundred Dollars (\$300.00) be and the same is hereby allowed against said estate, and is placed in the 6th class of demands.

In the matter of the Estate of { Appeal -
William T. Miller, deceased }

Comes now Mary E. Miller, Administratrix of said estate, by her Atty. N. G. Cruzen and files Affidavit for appeal in the matter of the allowance of Demand by this Court in favor of Rob. H.

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Miller for the sum of \$171⁴⁸. And it is ordered that said appeal be granted and that the proceedings in said cause had in this Court, together with all the papers on file herein, be certified to the Circuit Court of Daviess County, Mo.

In the matter of the estate of } Order for partial distribution
David A Miller, deceased. }

Comes now B R Miller, Administrator Debonisnon, of said estate and represents to the Court that he has about \$2000.⁰⁰ of the assets of said estate in his hands which will be for distribution to the heirs of said deceased; that all the debts allowed against the estate have been paid; that some of the distributees of said estate are in need of their share thereof. He there prays the Court to make an order authorizing him to distribute the sum of \$1000.⁰⁰ to each of the four distributees of said estate, And the Court being satisfied that such distribution will not be prejudicial to those interested in said estate, It is ordered that the said Administrator be and he is hereby authorized and directed to distribute \$4200.⁰⁰ of said assets, paying to each distributee of said estate the sum of \$1050.⁰⁰ and that he file their respective receipts for same

Ordered that Court adjourn till Tuesday, the 14th instant at 9 o'clock A.M.

P. P. Soaks

Judge

In the Probate Court. County of Daviess, Missouri. In Vacation June 9, 1910.

In the matter of the Estate of { Will Probated and Letters Testamentary granted
James R. Galyean, deceased }

Now on this 9th day of June, 1910, an instrument of writing heretofore filed, signed by James R. Galyean and purporting to be the last Will and Testament of James R. Galyean, deceased, who died at his home in Jamesport, in Daviess County on the 1st day of June, 1910, is produced before the Judge of Probate to be proved and admitted to Probate and record. And said Judge having examined said instrument of writing and having heard the testimony Allen R. Meffitt and Nathaniel G. Cruzen, two of the subscribing witnesses thereto in relation to the execution of the same doth order and adjudge said instrument of writing to be the last Will and Testament of James R. Galyean, deceased, and it is therefore admitted to probate and ordered to be recorded.

And whereas said Will or instrument of writing names and appoints Elizabeth A. Galyean, who is the widow of said Testator, as Executor thereof, and requests that she be not required to give bond as such Executrix. it is therefore ordered that Letters Testamentary upon the Estate of said James R. Galyean, deceased, be granted and issue to said Elizabeth A. Galyean, and that she be not required to give bond as such Executrix. And it is further ordered that S. L. Reece and P. H. Liddy be and they are hereby appointed witnesses to accompany and aid said Executrix to examine the papers, money and other property of deceased and to make an inventory thereof, and that notice of the grant of letters upon said estate be published in the Jamesport Gazette as directed by law.

P. P. Doak

Judge of Probate

In the Probate Court for the County of Daviess - In Vacation - June 11, 1910.

Estate of George W. Wilson, { Order Refusing Letters of Administration.
Deceased. }

Now, at this day comes Elizabeth J. Wilson and shows to the Judge of Probate that she is the widow of George W. Wilson late of the County of Daviess, deceased, who died, having at the time of his death personal property in this State not greater in amount than is allowed by law as the absolute property of the widow.

To the end, therefore, that the said Elizabeth J. Wilson as such widow may be authorized and empowered to collect, sue for and retain said property, as her absolute property, as provided by law, it is ordered that letters of Administration on said estate be refused, unless on the application of Creditors or other parties interested, the existence of further or other property be shown.

P. P. Doak, Judge of Probate.

May Adjourned Term - Tuesday June 14th, 1910.

Court met pursuant to adjournment with P. V. Doak, Judge, and J. B. Blair, Sheriff, present, when the following proceedings were had, to wit:

In the matter of the Estate of (Judgment Establishing Will,
James R. Galyean, deceased)

It being shown to the Court now here, that in vacation of this Court, to wit: On the 9th day of June, 1910, an instrument of writing purporting to be the last will and Testament of James R. Galyean deceased, and attested by Allen R. Maffitt, J. H. Cram and Nathaniel G. Cruzen as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said James R. Galyean, deceased, and said Judge proceeded to take the testimony of Allen R. Maffitt and Nathaniel G. Cruzen, two of said attesting witnesses, which was by said Judge reduced to writing, and signed by them respectively, and is now here produced in Court. And said Judge having declared said will proved, granted a Certificate of Probate on said 9th day of June, 1910.

And the Court having inspected said will, and seen and heard the testimony of Allen R. Maffitt and Nathaniel G. Cruzen 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 James R. Galyean deceased. And the said proceedings and action of the Judge in the premises, are in all things ratified and confirmed, and it is ordered that said will be admitted to record.

Ordered that the order granting Letters Testamentary on the Estate of James R. Galyean, deceased, to Elizabeth A. Galyean, ^{without bond,} made by the Judge of this Court June 9th, 1910, be approved and confirmed.

Ordered that the order made by the Judge of this Court in vacation June 11, 1910, Refusing Letters of Administration upon the Estate of George W. Wilson, deceased, be and same is ratified and confirmed.

Estate of Ephraim Kuhns, (Final Receipt filed - Order of Discharge.
Deceased)

And now come Daniel Triem and Lawson H. Pennington, Executors of the Estate of said deceased, and file receipt of O. E. Emery, Trustee of Amanda Kuhns, widow of said Ephraim Kuhns, deceased, who has a life estate in the real estate and remainder of the personal estate of said deceased, for the sum of \$2482.⁹⁵ paid over to said Trustee pursuant to the order of this Court made on final settlement

May Adjourned Term — June 14, 1910.

heretofore made in this Court. And it appearing that said estate is now fully administered and the assets turned over as directed by the will of said deceased and order of this Court. it is ordered that said Executors be discharged.

In the matter of the Estate of { Application for Order for payment of Legacies.
Jackson Shuler, deceased }

Comes now Laura L. Shuler, a Legatee under the will of said Jackson Shuler deceased, and filed her application asking this Court to order the payment of specific legacies provided by the said last will, together with interest thereon from and after one year from the date of letters on said estate, to wit: April 15th 1908. And it is ordered by the Court that the legatees of said estate be notified that said application will be heard by the Court on the 29th instant.

In the matter of the Estate of { Information filed.
Mary Hamilton, alleged
to be of unsound mind }

Now comes T. E. Hamilton and filed information alleging that said Mary Hamilton a person being and residing in Daviess County is of feeble mind and is unable of managing her own affairs and the Court believing that there is sufficient cause for the exercise of its jurisdiction in said matter doth order that a hearing of said matter by a jury be had at on Saturday the 25th day of June, 1910, and that said Mary Hamilton be duly served with notice of filing of said information and of the time and place when said matter will be heard.

Ordered that Court adjourn till 9 O'clock, Saturday morning, June 25, 1910.

P. P. Doak, Judge

In the Probate Court for the County of Daviess - In Vacation - June 22nd, 1910

Estate of Isaac N. Thomas, } Order Refusing Letters of Administration.
deceased

Now at this day Comes Elizabeth H. Thomas and shows to the Court that she is the widow of Isaac N. Thomas late of the County of Daviess, deceased, who died, having at the time of his death personal property in this State, not greater in amount than is allowed by law as the absolute property of the widow.

To the end, therefore, that the said Elizabeth H. Thomas as such widow may be authorized and empowered to collect, sue for and retain said property, as her absolute property, as provided by law it is ordered that Letters of Administration on said Estate be refused, unless on the application of Creditors or other parties interested, the existence of further or other property be shown.

P. P. Doak

Judge of Probate

May Adjourned Term Saturday - June 25, 1910.

Court met pursuant to adjournment - Present O. O. Doak, Judge, and J. A. Blair, Sheriff: when the following proceedings were had, to-wit: -

In the matter of the Estate of { Final Settlement and Discharge,
Arch Searcy, deceased }

Now Come John W. Meade, Curator of the Estate of Arch Searcy a minor, and said Arch Searcy, both in their own persons,

And the said Arch Searcy having in open Court declared ~~declared~~ himself to be above the age of twenty-one years, and having, also, waived the necessity of making and filing an exhibit for final settlement, or service of notice of the filing thereof or the service of any notice, whatever of such final settlement by said Curator; the said John W. Meade, proceeds to settle his account with his said ward, which said final settlement is here now submitted to the Court for approval, ~~and the Court having examined~~ the same, together with the receipt of said Arch Searcy, said ward for the sum of Eleven hundred, Eighty nine & 32/100 (\$1189³²) Dollars the balance shown to be due to him from his said Curator, as being in full payment and satisfaction of all money and property so due - it is therefore ordered and adjudged by the Court that said final settlement be and the same is hereby approved as correct, and it is ordered that same be recorded, and that said Curator be discharged herein.

In the matter of the Estate of { Final Settlement & Discharge
Margaret Cornelius, deceased }

Comes now Lewis B. Gilliam, Executor of the Last will of said Margaret Cornelius, and firstly having published notice as required by law, files his final settlement of said estate, and it appearing to the Court that said estate has been fully administered pursuant to the provisions of said will, and all debts and legacies paid and that said estate owes said Executor the sum of \$24.05 which is by him the said Executor relinquished, it is ordered and adjudged by the Court that said final settlement be approved and recorded, and that said Executor be discharged.

Ordered that the Order made by the Judge of this Court in Vacation June 22nd, 1910, refusing Letters of Administration on the estate of Isaac N. Thomas, deceased be and the same is hereby ratified and confirmed.

May Adjourned Term — Saturday — June 25, 1910

In the matter of the alleged
Insanity of Mary Hamilton
Thomas E. Hamilton, Informant

Inquisition of insanity.

Now at this time comes T. E. Hamilton and by information in writing, which said information was heretofore filed herein, informs the court that Mary Hamilton, a resident of Daviess County, is a person of unsound mind and incapable of managing her affairs, and ~~it being shown to the court that said~~ Mary Hamilton has been duly served with notice thereof, pursuant to the order of this court heretofore made, and said Mary Hamilton appearing not - said investigation of the facts alleged in said information is proceeded with as ~~ordered~~ ~~by the court~~ Com ~~manded~~ by the court, Comes now a jury, to wit: —

John A. Keck, N. A. Baker, H. C. Thompson, E. J. Stephenson, D. N. Hesler, D. L. Critten, Geo. O. Shipley, William Wellman, James Vandyke, D. S. Leap, D. D. Heaston and Fred Weiser twelve good and lawful men, who are duly sworn, to well and truly make inquiry and determine whether the said Mary Hamilton is a person of unsound mind or not, and the jury having heard the evidence offered touching her condition retired to consider their verdict, and after due deliberation returned into court the following verdict:

That the jury, find Mary Hamilton to be of unsound mind and incapable of managing her own affairs.

John A. Keck, for.
N. A. Baker
H. C. Thompson
E. J. Stephenson
D. N. Hesler
D. L. Critten
Geo. O. Shipley
William Wellman
James Vandyke
D. S. Leap
D. D. Heaston
Fred Weiser

It is therefore adjudged by the court that Mary Hamilton is a person of unsound mind and incapable of managing her affairs, and the court hereby appoints John W. Meade guardian of said Mary Hamilton, 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 One Thousand (\$1000.00) Dollars, conditioned as required by law with

May Adjourned Term - Saturday - June 25, 1910.

such security as the Court shall approve.

And now comes said John W. Meade and accepts said guardianship, and qualifies as such guardian and files his said bond in the sum of \$1000.00, with Homer Feurt, E.D. Mann and A.T. Ray as securities thereon, which said bond is in words and figures following: —

We John W. Meade as Principal, and Homer Feurt, E.D. Mann and A.T. Ray as Securities, are held and firmly bound unto the State of Missouri, in the sum of One Thousand Dollars, for the payment of which we bind ourselves and our heirs:

Upon the condition, That whereas, the said John W. Meade has been appointed by the Probate Court of Daviess County, Missouri, Guardian of the person and estate of Mary Hamilton of said County, a person of unsound mind.

Now, If the said John W. Meade shall take due and proper care of such Mary Hamilton and manage and administer her 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 25th day of June A.D. 1910.

John W. Meade (Seal)
Homer Feurt (Seal)
E.D. Mann (Seal)
A.T. Ray (Seal)

And it is ordered by the Court that said bond be, and the same is hereby approved.

In the matter of the Estate of { Allowance of Demand,
Chas. A. Norden, deceased }

Now comes Fred Owens and presents to the Court for allowance against said estate a demand for \$16.00 on account for medicine and other necessities furnished deceased during his last sickness. Service of notice being waived in writing and affidavit and proof made it is ordered by the Court that said account in the said sum of \$16.00 be allowed against said estate, and assigned to Class two.

May Adjourned Term — Saturday — June 25, 1910.

In the matter of the Estate of } Demand allowed.
H. R. Cole, deceased

Comes now the Hoffman Merrill Merc Co (Farmers Store) Trenton, Mo. and presents to the Court for allowance against said estate, a demand for \$10.54. And service of notice being waived in writing, and Affidavit made it is ordered that same in the sum of \$10.54 be allowed against said estate and placed in the 5th Class of demands.

Estate of John F. Henderson, } Demand allowed.
Deceased.

Comes now J. N. Walton, and presents to the Court for allowance against said estate a demand for \$1.70 founded on account for something done for deceased in his life time, and being verified by affidavit, and the Administrators having waived service of notice and certified that they are satisfied of the correctness of said claim which is in sum less than five dollars, it is therefore ordered that said demand for \$1.70 be and is hereby allowed against said estate and assigned to the 6th Class of demands.

Ordered that Court adjourn till 9 O'Clock, A.M. Wednesday, June 29, 1910.

P. P. Doak,
Judge

May Adjourned Term — Wednesday — June 29, 1910.

Court met pursuant to adjournment: present P. P. Doak, Judge, and J. A. Blair, Sheriff. When the following proceedings were had, to-wit:

In the matter of the Estate of { Appropriation for year's support.
William T. Sullivan, deceased, }

Came now Carrie Sullivan, widow of William T. Sullivan, deceased, and submits to the Court her written application for an appropriation out of the assets of said estate in lieu of grain, meat, vegetables, groceries and other provisions not on hand and provided for the subsistence of herself for a period of one year from the death of said deceased. And it appearing from said application and other testimony presented to the Court that since the death of said William T. Sullivan, said widow has ceased to keep house, and that she has no family dependent upon herself for a support, that Clara McCune and child who had made their home with the family of deceased prior to his death, does not now, and probably will not make their home with said Carrie Sullivan and therefore do not constitute a part of said family.

And it is ordered and adjudged by the Court that the sum of One hundred and eighty (\$180.00) Dollars is necessary for the subsistence of said widow for twelve months, and it is ordered that Seth E. Sullivan, Administrator of said estate be authorized and directed to pay to said widow said sum of \$180.00 and that her receipt for the same be allowed as a sufficient voucher in his settlement of said estate.

In the matter of the Estate of { Continuance
Forrest R. Etchison, deceased }

In the matter of Demand of
Rufus Hopkins

Plaintiff

vs
W. R. Etchison, Administrator of said estate.

Defendant

This cause coming on defendant's motion heretofore filed, to-wit: on June 11, 1910, to rule said Plaintiff to security for costs is by the Court sustained.

And came now said Plaintiff, by his attorney, John C. Leopard, and makes application for a continuance of said matter to the August ¹⁹¹⁰ term. And it is ordered by the Court that the trial

May Adjourned Term — Wednesday — June 29th, 1910.

of said cause be continued to the said August term, 1910, of this Court, at the cost of said Rufus Hopkins, plaintiff, and that he, the said Rufus Hopkins be given till the 1st day of August, 1910, in which to file his said bond for costs.

In the matter of the estate of { Order to pay Specific Legacies.
Jackson Shuler, deceased }

Now comes Laura L. Shuler, by her attorneys, Alexander & Alexander, and represents and shows to this Court that under and by the terms of the last will and testament of Jackson Shuler, deceased, late of Daviess County, the following Specific Legacies, to-wit:

To his son David Shuler \$1000.00; to Orpha Witten, his daughter, \$1000.00 and to Zachariah Shuler, his son \$1000.00 are payable in money out of the assets of said estate.

That on the 15th day of April, 1908, letters Testamentary, on said estate were granted to Richard G. Griffith, and that the records of his administration of said estate show that all allowed demands against said estate have been paid in full, ^{and} that the Second Annual Settlement of said Executor on file in this Court shows a balance due said estate of \$6208.65.

Petitioner further shows that since the death of said Jackson Shuler, David Shuler, one of said legatees, has died leaving a will by the terms of which she, the said Laura L. Shuler, the true and lawful wife of the said David Shuler, has vested in her title to all all the property of which he, the said David Shuler, died seized and possessed.

Wherefore said petitioner prays this Court to order the payment to her of the legacy so bequeathed in said will to said David Shuler, with interest thereon from and after the expiration of one year from the date of the grant of said letters.

And the Court having heard and duly considered said petition, together with the answer and evidence adduced by the parties interested therein, and being satisfied that the payment of said legacies, in said petition mentioned, will not be prejudicial to the rights of those interested in said estate:

It is therefore ordered that said Richard G. Griffith, Executor as aforesaid, be and he is hereby authorized and directed to pay to each of said legatees, to-wit: Laura L. Shuler, Orpha Witten and Zachariah Shuler, the sum of One thousand (\$1000.00) dollars with interest on the same from April 15, 1909, to date of payment thereof, at the rate of 6 % per annum, and that the receipts of said legatees

May Adjourned Term — Wednesday June 29th, 1910,

for the payment of the same be allowed as vouchers in his settlement of said estate

In the matter of the Estate of { Petition for assignment of Homestead ^{filed}
John D. James, deceased, }

Comes now Sarah Jane James, widow of said deceased John D. James, and files her petition for assignment of Homestead and dower in the real estate of said deceased, and it is ordered by the Court that personal service of notice that the same will be submitted to this Court at the August term 1910, thereof, be made upon all the heirs of said deceased at least four weeks before the first day of said August term.

In the matter of the estate of { Will Probed,
Mary A. Boggs, deceased }

Now on this 29th day of June, A.D., 1910, an instrument of writing signed by Mary A. Boggs and purporting to be the last will and testament of Mary A. Boggs, deceased, is produced before this Court to be proved and admitted to Probate, as the last will of said Mary A. Boggs, deceased, and the Court having examined said instrument of writing, and having heard the testimony of Boyd Dudley and J. A. Selby subscribing witnesses thereto in relation to the execution of the same and having also heard the proof of the date of the death of said Mary A. Boggs from which it appears that she, the said Mary A. Boggs died June 26, 1910, said Court doth therefore order and adjudge said instrument of writing ^{of date May 14th 1908} to be the last will and testament of said Mary A. Boggs, deceased, late of Daviess County, Missouri, and it is ordered that ~~the same~~ be admitted to probate and that it be recorded

Estate of Forrest R. Etchison, { Demand allowed
deceased. }

Comes now Pettijohn Bros. and present to the Court for allowance against said estate a demand for \$232.10 on account funeral of said deceased, and service of notice being waived in writing and affidavit and proof made it is ordered that said account be and the same is hereby allowed against said estate, and that same be placed in class one

Ordered that Court adjourn till Court in course,

A. P. Doak, Judge

In the Probate Court - In Vacation - June 30, 1910.

In the matter of the estate of { Administration granted,
Benjamin F. Grimes deceased }

Comes now Albert F. Grimes and files his written application for letters of Administration upon the estate of Benjamin F. Grimes, deceased, late of Daviess County, and having made affidavit that said Benjamin F. Grimes died in said County, intestate, May 14, 1908, and giving the names and places of residence of the widow and heirs of said deceased and that he will make a perfect inventory of and faithfully administer all the estate of said deceased, and it appearing that Mary R. Grimes, widow of said deceased has relinquished her right to letters upon said estate, and that said Applicant is a distributee of said estate and that he is competent to administer the same - it is therefore ordered that letters of Administration on the estate of said Benjamin F. Grimes be granted and issue to said Albert F. Grimes, and that ^{as such administrator} he enter into bond unto the State of Missouri in the sum of \$5000.00 with two or more securities thereon and conditioned as the law requires.

And now Comes said Albert F. Grimes, and files said bond in said sum of \$500.00 with E. D. Mann and Homer Feurt as securities thereon and conditioned as the law directs, which bond is by the judge of Probate accepted and approved, And it is further ordered that S. L. McClure and Howard Poage be and they are hereby appointed witnesses to aid said Administrator to make an inventory of said estate, and that said Administrator publish Notice of the grant of said letters in the Gallatin Democrat, a Newspaper published in said Daviess County, as the Statute directs.

P. P. Doak,

Judge of Probate.

In the Probate Court In Vacation - June 30, 1910.

In the matter of the estate of { Order of Private Sale
Forrest R. Etchison, deceased }

Now Comes W. R. Etchison, Administrator of the estate of Forrest R. Etchison, deceased, and files his written application for permission to sell one mail Wagon, one buggy, one Cart, one set double harness, one set single harness, one saddle, one watch, two horses and an undivided one half interest in skating rink and fixtures belonging to said estate at private sale.

and the Judge of Probate 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 the same to this Court.

P. O. Doak,
Judge of Probate.

In the Probate Court In Vacation July 11th 1910

In the matter of the Estate of { Administration granted.
Lydia Cummings, deceased }

Now comes P. P. Smith and first having made affidavit as required by law makes application for letters of Administration upon the estate of Lydia Cummings, who departed this life intestate March 15, 1910, leaving personal estate of the estimated value of \$566.⁰⁰, and it appearing to the Judge of Probate that none of the distributees of said estate, who are competent ~~or~~ eligible to administer upon the same, reside ^{to administer} within the jurisdiction of this Court and applicant being a suitable person for said trust it is ordered that letters of administration of the goods, chattels, ^{credits} and effects of said deceased be issued to the said P. P. Smith and that he enter into bond to the State of Missouri in the sum of \$1130.⁰⁰, with two or more sufficient securities, residents of this County, conditioned according to law.

And now comes said P. P. Smith and files said bond in the said sum of Eleven hundred and thirty dollars, with James A. Castor and F. B. H. Brown as securities thereon and conditioned as the law directs, which said bond is accepted and approved. And it is further ordered that James A. Castor and O. E. Emery be and they are hereby appointed witnesses to accompany and aid said administrator to examine the books, papers, money and other property belonging to the deceased and to make an inventory thereof - and that said Administrator publish notice of the grant of said letters in the Winston Sentinel, a newspaper published in Daviess County, as required by law

P. O. Doak,
Judge of Probate

In the Probate Court - In Vacation - July 21st. 1910.

In the matter of the Estate of
Hoge McBarty and Lois E. McBarty,
minor heirs of James M. McBarty, deceased) Bond filed.

Comes now Isaac W. Haines, and files his bond, as Curator
of said minors, in the sum of Four Thousand (\$4000.00) Dollars, with
R. T. Thompson and W. T. Hutchison as securities thereon and
conditioned for the faithful discharge of his duties, as such
Curator, according to law - which said bond is by
the Judge of Probate accepted and approved.

P. P. Doak,

Judge of Probate.

In the Probate Court - In Vacation - July 25, 1910

In the matter of the Collateral Inheritance Tax
Upon the Estate of
Charles A. Norden, deceased.

Upon Examination of the papers on file in the above entitled
matter and on due Consideration of other evidence 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 im-
posed by Section 312, Chapter 1, Article XXV, of the Revised
Statutes of Missouri, 1899, the parties liable therefor, and
the amount of said tax, is as follows:

Beneficiary	Address.	Cash value of interest	Amount of Tax
Mrs. Mary A. Bryant	Altamont, Mo.		
Frank Norden	West Halifax, Vt.		
George Norden	Georgetown, "		
Mrs. Lucinda Howard	Winchendon, Mass.		
Lewis W. Norden	West Halifax, Vt.		
Mrs. Emma Rockwell	Brattleboro, Vt.		
Mrs. Laura Bullard	18 1/2 Vernon St. Halifax N. S.		
Miss Helen Norden	Boston, 229 Howard St., Brookline, Mass.		

P. P. Doak

Judge of Probate

Dated July 25, 1910

In the Probate Court - In Vacation - July 28th, 1910.

In the matter of the Estate of (Will Probated. Letters granted
Sanford M. Youtsey, deceased)

Now this day Come R. E. Maupin and Ben A. Yates and produce an instrument of writing signed by Sanford M. Youtsey, and purporting to be the last Will and Testament of Sanford M. Youtsey, deceased, to be proved and admitted to probate and the Judge of Probate having examined said instrument of writing and having heard the testimony of said R. E. Maupin and Ben A. Yates attesting witnesses thereto in relation to the execution of the same, and having also taken the proof of the date of death of said Sanford M. Youtsey, whereby it appears that he departed this life on the 24th day of July, 1910, doth declare and adjudge said instrument of date March 13, 1910, to be the last Will and Testament of Sanford M. Youtsey, deceased, late of Daviess County, Missouri, and it is therefore admitted to probate and ordered to be recorded.

And it appearing that Nettie L. Youtsey, widow of said testator, is named in said will as Executor thereof, it is therefore ordered that Letters testamentary on the Estate of said Sanford M. Youtsey be granted and issue to her, the said Nettie L. Youtsey, provided that she enter into bond to the State of Missouri as such Executrix, in the sum of \$3000.00, with two or more good and sufficient securities thereon, and conditioned as the law directs

P. P. Doak,
Judge of Probate

In Vacation - July 29, 1910

In the matter of the Estate of (Bond filed, Witnesses appointed.
Sanford M. Youtsey, deceased)

Now comes Nettie L. Youtsey Executrix of the last will and testament of Sanford M. Youtsey deceased and files her bond as such Executrix in the sum of \$3000.00 with R. E. Maupin and W. E. Smith as securities thereon and conditioned as the law directs, which said bond is by the Judge of Probate approved, and it is ordered that John Vanover and S. W. Deeper be and they are appointed witnesses to accompany and aid said Executrix to examine the papers, money and other property and to make an inventory thereof, and it is further ordered that Notice of the grant of Letters be published as the law directs

P. P. Doak
Judge of Probate

In the Probate Court - In Vacation - August 3, 1910.

In the matter of the Estate of { Will proved - Order granting letters,
Jasper L. Hale, deceased }

Now this day an Instrument of Writing, heretofore filed herein, signed by Jasper L. Hale, and purporting to be the last Will and Testament of Jasper L. Hale, deceased, is produced before the Judge of Probate to be proved and admitted to record as the last will of said Jasper L. Hale, and it being shown to said Judge of Probate by satisfactory evidence that said Jasper L. Hale, late of the County of Daviess, died on or about the 16th day of July, A. D. 1910, at Dodge City, Kansas, said Judge proceeded to take the proof of said Will.

And after having heard the testimony of J. M. DeGolia and M. E. Drake the attesting witnesses to said instrument in relation to the execution of the same and being satisfied from the evidence of the proper and legal execution of said Will - it is ordered and adjudged by said Judge of Probate, that said instrument in writing, bearing date of May 28, 1910, be considered proven and the same is declared to be the last will and Testament of the said Jasper L. Hale, late of said County, deceased, and is therefore admitted to record.

And it appearing that Arlena B. Hale, widow of said testator, has been appointed by him, the said testator as Executrix of said will, It is therefore ordered by said Judge that letters testamentary upon said estate be granted and issue to her, the said Arlena B. Hale, and that before entering upon her duties as such executrix she be required to enter into bond to the State of Missouri as such, in the sum of \$1000⁰⁰, with two or more securities thereon and conditions according to law.

And it is also ordered that G. F. Reid and James Bolts be appointed witnesses to aid said Executrix to make an inventory of said estate, and that said Executrix publish notice of the grant of said letters in some newspaper published in this County as is by law required.

A. P. Doak.

Judge of Probate.

Estate of Jasper L. Hale, { Bond filed.
Deceased.

And now this 4th day of August, 1910, comes Arlena B. Hale and files her bond as Executrix of Jasper L. Hale, in the sum of \$1000⁰⁰ with James A. Deem and S. P. Deem as securities thereon and condition according to law - and said bond is by the Judge of Probate accepted and approved.

A. P. Doak

Judge of Probate.

In the Probate Court of Daviess County, Missouri, August Term - Monday - August 8, 1910

State of Missouri, { ss
County of Daviess }

Be It Remembered, That at a Regular Term of the Probate Court of said County, begun and held at the Court House in Gallatin, in said County, on Monday, the 8th day of August, A.D., 1910, there being present P. C. Doak, Judge, and J. A. Blair, Sheriff; when the following proceedings were had, made and entered of record, to-wit: -

In the matter of the Estate of { Judgment Establishing Will.
Sanford M. Goutsey, deceased }

It being shown to the Court now here, that in vacation of this Court, to-wit: On the 28th day of July, 1910, an instrument of writing purporting to be the last Will and Testament of Sanford M. Goutsey deceased, and attested by R. E. Maupin and Ben A. Yates as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said Sanford M. Goutsey deceased, and said Judge proceeded to take the testimony of R. E. Maupin and Ben A. Yates, said attesting witnesses, which was by said Judge reduced to writing, and signed by them respectively, and is now here produced in Court. And said Judge having declared said will proved, granted a certificate of Probate on said 28th day of July, 1910.

And the Court having inspected said will, and seen and heard the testimony of R. E. Maupin and Ben A. Yates the attesting, 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 Sanford M. Goutsey deceased. And the said proceedings and action of the Judge in the premises, are in all things ratified and confirmed, and it is ordered that said will be admitted to record.

In the matter of the Estate of { Judgment Establishing Will
Jasper L. Hale, deceased }

It being shown to the Court now here, that in vacation of this Court, to-wit: On the 3rd day of August, 1910, an instrument of writing purporting to be the last Will and Testament of Jasper L. Hale deceased, and attested by M. E. Drake and J. H. DeGolia as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said Jasper L. Hale, deceased, and said Judge proceeded to take the testimony of M. E. Drake and J. H. DeGolia said attesting witnesses, which was by said

August Term — Monday in August 8th, 1910.

judge reduced to writing, and signed by them respectively, and is now here produced in Court. And said Judge having declared said will proved, granted a Certificate of Probate on said 3rd day of August, 1910.

And the Court having inspected said will, and seen and heard the testimony of M. E. Drake and J. DeGolia 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 Jasper L. Hale deceased.

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

Ordered that the Bond of Albert F. Grimes, Administrator of Albert F. Grimes, Administrator of the Estate of Benjamin F. Grimes, deceased, taken by the judge of this Court in vacation, to-wit June 30, 1910, be, and the same is hereby approved, and that his appointment be ratified and confirmed.

Ordered that the bond of Rose B. Read for the sum of \$4000.00, given as Curator of the estate of David Francis Read, and signed by Elwood O'Hare and D. E. Waters as securities thereon, be, and the same is hereby approved, and that he

Ordered that the bond of P. P. Smith, Administrator of the Estate of Lydia Cummings, deceased, taken by the judge of this Court in vacation, July 11, 1910, be, and the same is hereby approved and his appointment as such Administrator ratified and approved.

Ordered that the Bond of Isaac W. Haines, as Curator of the Estate of Haze and Lois E. McCarty, minors, taken by the judge of this Court in vacation thereof, on July 20, 1910, be approved and that his

Ordered that the bond of Nettie L. Goutsey, as Executrix of the last will and testament of Sanford M. Goutsey, deceased, taken by the judge of this Court in vacation thereof on July 30, 1910, be and the same is hereby approved, and her appointment as such Executrix ratified and confirmed.

Ordered that the bond of Arlena B. Hale as Executrix of the last will of Jasper L. Hale, taken by the judge of this Court in vacation thereof, on August 4, 1910, be, and the same is hereby approved and her appointment ratified and confirmed.

August Term - Monday - August 8th, 1910. First day of Term

In the matter of the Estate of { Order Confirming Sale,
Elija C. Brinnon, deceased }

Now comes H. C. Macy, Public Administrator of Daviess County, Missouri, and Administrator, de bonis non, of the estate of Elija C. Brinnon, deceased, and submits to the Court his report of sale, (which said report was filed herein on the 20th day of June, 1910) by which it appears that he did, on the 18th day of June, 1910, (having first had the same duly appraised by S. O. Venable, D. E. Cope and N. G. Cruzen, three disinterested house holders of said County - -) in obedience to the order of this Court made at the May Term, 1910, thereof, sell at private sale to William S. Whitt, for the sum of Four Hundred and Fifty Dollars, the real estate in said order of Court and report, particularly described, viz:

Lots One (1) and Two (2) in Block Six (6) of Woodruff, Stone and Cooper's Addition to the City of Gallatin, Daviess County, Missouri.

And it appearing that said sale was legally and fairly conducted, pursuant to the order of the Court and in accordance with the Statute, it is therefore ordered that the said sale be and the same is hereby approved and confirmed, and the said Administrator is ordered to execute, acknowledge and deliver to said William S. Whitt a deed in due form of law, conveying to the said William S. Whitt all the right, title and interest which the deceased had in the same at the time of her death.

In the matter of the Estate of { Demand allowed
Lydia Cummings deceased }

Comes now R. T. McCasky, undertaker, and presents to the Court for allowance against said estate, a demand for \$100.00 on account of funeral furnished deceased, and service of notice being waived in writing, and affidavit and proof made, it is ordered that said account be allowed against said estate for the said sum of \$100.00, and that it be placed in Class #1.

Estate of Lydia Cummings { Demand allowed
Deceased }

And now come Gates, Achuff and Co, and present their account for the erection of monument at grave of said deceased, to the Court for allowance. and service of notice waived in writing and affidavit and proof made, it is ordered that same be allowed against said estate in the sum of \$67.50 and placed in class one

August Term — Monday — August 8th 1910. First day of Term.

Estate of Lydia Cummings, } Allowance of Demand
Deceased

Now comes A. O. Lewis and presents to the Court for allowance against said estate a demand for the sum of \$2.50, and service of notice waived in writing by Admr. who also certifies to correctness of said account which is duly verified by affidavit. It is ordered by the Court that same in said sum of \$2.50 be allowed against said estate in Class one.

Estate of Lydia Cummings, } Demand allowed
deceased.

Comes now Dr. D. M. Delagett and presents to the Court for allowance against said estate a demand in the sum of \$2.00 on account for medical service rendered deceased in her last sickness, and service of notice waived in writing and affidavit made it is ordered that same, in said sum of \$2.00, be allowed against said estate and placed in Class #2.

Estate of Forrest R. Etchison }
Deceased

Rufus Hopkins Plaintiff
against

H. R. Etchison, Administrator of said deceased, — Defendant

Now at this time this Cause being called, Come Plaintiff and Defendant, by their respective attorneys, J. C. Leopard and J. A. Seby, and it is agreed by said parties that the trial of said Cause be set for Friday, the 19th inst. and that Plaintiff be required to file his bond for costs on or before Monday the 15th inst.

Estate of Hatten Price } Demand allowed.
Deceased

Come now Yates Bros. and present to the Court for allowance against said estate a demand for Forty one & 35/100 Dollars, on account for Mdee. And service of notice for presentation being waived in writing and affidavit and proof made: it is ordered and adjudged by the Court that said claim in said sum of \$41.35 be and is hereby adjudged against said estate as a fifth class demand.

In the matter of the Estate of } Letters Testamentary granted, Bond approved.
Mary A. Boggs, deceased }

Now Comes Nancy A. Lowry, who was named in the last Will and Testament of said Mary A. Boggs, deceased, as executrix thereof, and applies for Letters Testamentary upon said estate

August Term Monday August 8th, 1910 - First day of Term

And it appearing to the Court that said Applicant is the sole residuary Legatee of said estate and competent to administer the same, it is ordered that letters testamentary upon said estate be granted and issue to the said Nancy A. Lowrie and that before entering upon the duties of said office that she enter into bond unto the State of Missouri in the sum of Four Thousand Dollars (\$4000.) with two or more securities thereon and conditioned according to law.

And now comes said Nancy A. Lowrie and files her said bond in the said sum of \$4000. with Boyd Dudley and A. F. Ray as securities thereon and conditioned as the law directs, which said bond is by the Court accepted and approved.

And it is ordered that Boyd Dudley and J. A. Selby be and they are hereby appointed witnesses to said said Executrix to examine the Books, papers, money and other property of said deceased and to make an inventory of all the property belonging to said estate, and that said Executrix publish notice of the grant of said letters in some Newspaper published in Daviess County as the law directs.

In the matter of the Estate of { Order Partial Distribution under Will.
Charles A. Worden, deceased }

Now on this 8th day of August, 1910 comes William C. Gillihan Executor of the last Will and Testament of Charles A. Worden, deceased, and states to the Court that he has on hand the sum of Five Thousand Dollars (\$5000.00) and that all debts of said deceased have been paid as far as he has been able to ascertain them; and that the keeping of said funds on hand till final settlement is attended with more or less risk, and asks the Court to make an order of distribution to the legatees and beneficiaries named in said will, who have all been notified of the application for this order at this time, which notice is filed herein. The Legatees and beneficiaries entitled to such distribution are Frank Worden, George P. Worden and L. Worden ^{all} ~~Dumrey~~ of West Halifax Vermont. Mrs Lucinda W Howard of Winchendon, Mass, and the heirs of Albert F Worden, who has died since the execution of said will, namely: Laura D Bullard, of 18 1/2 Vernon St. West Halifax N.S. and Emma M Rockford of Brattleborough Vermont. daughters of said Albert F Worden, deceased, and Helen Worden, of 329 Brookline St. Boston Mass., who is a daughter and only child and heir of Albert Worden, deceased, said Albert being a son of Albert F. Worden deceased.

And it is ordered by the Court that said Executor be and

he is here by authorized and directed to make distribution of said \$5000.00
 and that he pay to said Frank Wooden the sum of \$1000.00;
 and To George P. Wooden " " " 1000.00;
 To Mrs. Lucinda W. Howard " " " 1000.00;
 To L. Wooden Sumner " " " 1000.00;
 To Mrs. Laura D. Bullard " " " 333.33;
 " " Emma M. Rockwell " " " 333.33;
 " Miss Helen Norden " " " 333.34;
 and that he take their receipts for the same, which receipts shall be al-
 lowed as credits in the settlement of said ^{said estate by said} Executor.

Ordered that the first Annual Settlement of Lloyd W. Lile, Administrator of
 Catharine F. Boggs, deceased, this day due be and the same is hereby
 continued to the August Term, 1911, of this Court.

Ordered that the first Annual Settlement of William F. Lile, Adminis-
 trator of James W. Boggs, deceased, this day ^{due} ~~filed~~, be continued to
 the August Term, 1911 of this Court.

Ordered that the first Annual Settlement of H. C. Macy Public Ad-
 ministrator, and having in charge the estate of Eliza C. Brinnon,
 deceased, this day filed be approved and recorded.

Ordered that the 4th Annual Settlement of Jas. W. Wilson Curator of
 the Estate of Olive Lucille Brown, a minor, this day filed be
 approved and recorded.

Estate of Olive Lucille Brown, } Appropriation for Maintenance.
 A Minor.

Comes now James W. Wilson Curator of said minor and rep-
 resents to the Court that said minor is of feeble health and
 not able to work to earn her own living; that the mother of
 his said Ward is in very limited circumstances and not able
 to provide for the said Minor and it is ordered that an
 appropriation out of the assets of the Estate of said minor,
 in the sum of \$25.00 be made for her support, and that the
 same be paid to the mother of said Olive L. Brown, whose re-
 ceipt therefor shall be allowed as a credit in the settlement
 of said estate

August Term — Monday — August 8th 1910, First day of Term.

Estate of Hatten Price, { Demand presented — Cause continued.
Deceased.

In the matter of the Demand of Lucinda Dilley against said estate, it is,
(by agreement of the parties) ordered that said cause be set for trial on Friday the 19th inst.

Ordered that the 5th annual settlement of John C. Leopard, Guardian
of Gabriel Ballinger this day due be continued to November term
1910.

Ordered that Court adjourn till 9 o'clock To-morrow Morning

P. P. Doak

Judge

August Term — Tuesday — August 9th 1910. Second day of Term

Court met pursuant to adjournment: present P. C. Doak, Judge, and F. M. Parker, Deputy Sheriff of Daviess County; when the following proceedings were had, to-wit: —

Estate of Clarence Day } Final receipts filed - Discharge of Curator as to Clarence Day.
Deceased

Now comes Lewis B. Gilliam, Curator of Velma Day, et al, minors, and files the receipt of Mrs. Nannie Markham, the mother of said minors for her distributive share of the estate of Clarence Day one of said minors who has died since the appointment of said Curator and whose estate has been settled and distributed pursuant to an order of this Court heretofore made, and it is ordered that said Curator be and is hereby discharged as to said Clarence Day, minor, now deceased.

In the matter of the estate of } Final receipts filed, partum discharged.
Jefferson J. Long, deceased.

Comes now Chas. Long, Administrator of said deceased, and files the receipts of the following distributives of said estate for their distributive shares of said estate as shown by final settlement and distribution of the same heretofore made in this Court, to-wit:

The receipt of James Long, ^(a son) for his share	\$31.28;
" " " Eliza Davidson, a daughter for her share	31.28;
" " " Wesley Long, a son, " his " "	31.28;
" " " Sylvester Long, " " " " " "	31.28;
" " " Chas Long, " " " " " "	31.28;
" " " Guardian Charley Warren Guardian for Willie Willie Warren, ^{for his share,}	36.28;
" " " Laura Embry (Grand Child) " her share	10.42;

And it is ordered that said Administrator be and is hereby discharged as to said Jas. Long, Eliza Davidson, Wesley Long, Sylvester Long, Chas Long, Willie Warren and Laura Embry.

In the matter of the Estate of } Final settlement and discharge.
Roy C. Dawson, a minor.

Comes now Jonathin B. Welden, Curator of said minor and makes his final settlement of said estate, the said Roy C. Dawson having attained to the age of twenty-one years, on January 17, 1910; And said final settlement showing a balance of Six hundred and fifty six and 81/100 Dollars to be due to him from the said Curator, The Roy C. Dawson appears in open court as a party to said final settlement, and having waived, in writing, the necessity for making and filing a final settlement Exhibit, and service of notice of filing the same and of the service of any notice for said final settle-

August Term Tuesday — August 9, 1910.

ment, and having in open Court accepted said balance of \$656.⁵¹ as being in full and perfect satisfaction of any and all claim for money and property due to him by his said Curator and given his written receipt for the same; And the Court having examined said final settlement and having found the same correct, doth order and adjudge that said final settlement be and is hereby approved, and that it be recorded, and that said Curator be and is hereby discharged as to said Roy C. Dawson.

Ordered that the 2nd Annual settlement of Jonathan B. Weldon Curator of the estate of Estel D. and Guy M. Dawson minors this day filed be and is hereby approved, and ordered that same be recorded.

Ordered that the first Annual settlement of Chas. C. Dilley, Administrator of Estate of Joseph Dilley, deceased, this day filed be approved and recorded.

Ordered that the 3rd Annual settlement of Jas. W. Dutro, Administrator of the estate of S. S. Dutro, deceased, this day filed, be approved and recorded.

In the matter of the Estate of } Order Renewing Order of Sale of Real Estate.
A. T. Patton, deceased }

Now this day it appearing the Court that that Thomas R. Ford, Executor of the last Will of A. T. Patton, deceased, has not sold the real estate of said deceased, pursuant to the order of this Court made at its May Term, 1910, thereof, And it is therefore ordered by the Court that said Order of Sale be, and the same is in all things hereby renewed.

Estate of Salathiel G. Deem, deceased, }
E. M. Street, Administrator }

Mrs. Mary E. Deem, having filed herein a Demand for \$3000.⁰⁰ for allowance against said estate, and said matter being called up the parties thereto agree upon Monday September 12, 1910 as the time for the trial of the same, and it is ordered by the Court that the trial of said demand be set for said August 15th.

In the matter of the Estate of } Discharge of Administrator.
Catharine Davis, deceased }

Now comes J. A. Selby Administrator of said deceased and represents and shows to the Court there was no personal estate belonging to said deceased at the time of her death so far as he

August - Tuesday - August 9th 1910

he has been able to ascertain; that there were no debts against said estate; that he published the notices required to be given under the law; viz: Notice of Letters and Notice for final settlement, but no assets having come to his knowledge or possession that he has no account to render. And it appearing to the Court that the costs of the Administration of the said estate have been fully paid. It is therefore ordered said J. A. Selby Administrator as aforesaid be and is hereby discharged,

In the matter of the Estate of } Allowance to widow.
Joseph Dilley, deceased.

Now Comes, Delilah Dilley, widow of said deceased, and submits her application for an allowance out of said estate in lieu of meat, grain &c not on hands and provided for her subsistence at the time of making the inventory of said estate, and the Court having heard said petition and the evidence in relation thereto and being satisfied that the sum of Two Hundred Dollars would be a reasonable allowance for such purpose: It is ordered and adjudged by the Court that said Delilah Dilley, widow as aforesaid, be and she is hereby allowed the sum of \$200.00 against said estate, and it is ordered that the same be paid out of the assets in the hands of the Administrator, and that a receipt for the same be allowed as a sufficient voucher in his settlement of said estate.

Ordered that first Annual settlement of Frank M Davis, as Executor of Thomas J. Brain deceased this day due be continued to the November, 1910, term of this Court.

Ordered that final settlement of E. F. Deskins, Admr. of Mrs. H. Deskins deceased, this day due be continued to November, 1910, of this Court.

Ordered that Court adjourn till 8 O'clock tomorrow morning.

A. P. Doak,
Judge

August Term - Wednesday - August 10th, 1900.

Court met pursuant to adjournment present P. P. Toak, Judge, and F. M. Parker, Deputy Sheriff: when the following proceedings were had, to-wit:

In the matter of the Estate of } Letters granted
Carsten Pape, deceased }

Now Comes Anna Pape, and having made affidavit as required by the Statute, make application for letters of Administration upon said estate, and it appearing to the Court that Mrs. Catharine Pape, widow of said deceased, has relinquished her right for letters upon said estate and that said Anna Pape is the oldest child of said deceased and that she is otherwise competent to administer said estate; It is therefore ordered by the Court that letters of Administration upon said estate be granted and issue to said Anna Pape, and that before entering upon the duties of said trust that she be required to enter into bond to the State of Missouri in the sum of \$4000.00 with sufficient security thereon and conditions according to law.

In the matter of the Estate of } Final Settlement and Discharge as to Clarence Wells,
Orville R. Wells et al, minors. }

Now this day Comes Dr. R. V. Thompson Curator of said minors and submits to the Court his final settlement of his account with Clarence L. Wells, one of said minors, who has attained his legal majority, and said settlement shows a balance due said Clarence L. Wells, which balance is by the said Clarence L. Wells accepted as in full payment of all money and property due him from his Curator, the aforesaid R. V. Thompson, on account of said curatorship. And having entered his personal appearance in open Court, as a party to said final settlement, and and having waived in writing the making and filing of an exhibit for such final ^{settlement} and service of notice of the same, and said final settlement being correct it is ordered by the Court that it be approved and recorded and that said Curator be and is hereby discharged as to said Clarence L. Wells.

In the matter of the Estate of } Final settlement filed and approved
Evert Hannah, deceased }

And now comes Robert F. Hannah, Administrator of said estate, and having published notice thereof, as required by law, submits his final settlement of said estate and it appearing that all the debts of said estate have been paid and ^{the} funds of said estate be-

August Term — Wednesday — August 10th, 1910.

ing exhausted, it is ordered by the Court that said final settlement be approved and recorded and that upon the payment of the balance of Court-fees due and unpaid, that he will be entitled to his discharge.

Ordered that the 2nd Annual settlement of J. H. Gillespie, Guardian and Curator of the estate of Jas. H. Irwin, et al, minors, this day filed be approved and recorded.

In the matter of the estate of Appropriation for maintenance of minor.
Wm. D. Kissinger, a minor.

And now comes Sherman McBrary, the step-father and ask for an appropriation to re-imburse him for money spent for school-supplies, clothing and other necessities for said minor and for board of said minor for one year.

And the Court having heard the testimony of the Curator (Tyler Adams) in relation to the matter of said claim and being sufficiently advised: it is ordered that the sum of \$75.⁰⁰ be allowed for said purpose, and that a receipt for the same be allowed in the settlement of his account with said minors estate.

Ordered that the 3rd Annual settlement of Tyler Adams, Curator of Wm. D. Kissinger this day filed be approved and recorded.

Ordered that the 2nd Annual settlement of Joe C. Russell, Curator of Ollie and Francis Kelley, minors, this day filed be approved and recorded.

In the matter of the Estate of { Final settlement and discharge.
Emma L. Johnson deceased }

Come now Albert Johnson, Administrator of the Estate of Emma L. Johnson, deceased, and first having published notice as the law directs, submits his final settlement of said estate from which it appears that said estate is exhausted and that a balance of \$56.⁸⁶ is due said Administrator, who has advanced that amount in the payment of the debts and costs of administration, which debts and costs have been thus paid in full. And it is ordered by the Court that said final settlement be approved and recorded and that said Administrator be discharged.

Ordered that Court adjourn till 8 O'clock tomorrow morning

A. P. Doak

Judge

August Term — Thursday — August 11th 1910.

Court met pursuant to adjournment, present R. P. Doak, Judge, and J. A. Blair, Sheriff; when the following proceedings were had, to-wit:

Ordered that the 4th Annual Settlement of Laura R. Melone, Curator of the Estate of Harry R. Melone, a minor, this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of Robert V. Thompson, Administrator of the estate of Edward C. McClung, deceased, this day filed be approved and recorded.

In the matter of the Estate of { Final Settlement and Order Distribution
Harry Nickerson, deceased }

Comes now H. S. Hook, Administrator of the estate of Harry Nickerson, deceased, and having published notice thereof according to law, submits his final settlement of said estate, and it appearing that all debts which have been allowed against said estate have been paid in full except claim due B. W. Wynn of \$1.80 which is retained for such payment and that there is balance of \$385.13 due said estate which is ordered distributed among the heirs of said deceased according to their respective rights: —

To Albert Nickerson, {Father}	\$77.03;
" Mrs May Rickard	77.03;
" " Maude Gott (nee Nickerson)	77.03;
" Lefa Nickerson	77.03;
" Juanita Nickerson	77.03;

and that said administrator pay over to said distributees the sums respectively due them and that he file their receipts therefor which will entitle him to discharge herein.

In the matter of the Estate of { Demand allowed.
Charles Booram, deceased }

Comes now W. D. Haines, and presents to the Court for allowance against said estate a Demand for One Hundred, Sixty Seven & 00/100 Dollars, founded on account for funeral of deceased, and service of notice being waived in writing, and affidavit and proof being made, it is ordered and adjudged by the Court that said Claimant be allowed the sum of \$167.00 against said estate, and it is ordered that same be placed in the first class of demands against said estate.

August Term — Thursday — August 11th, 1910.

In the matter of the Estate of { Order of Publication.
William R. Cole, deceased }

Now at this day Comes Nancy E. Cole, Executrix of the Estate of William R. Cole, deceased and presents to the Court her petition praying for the sale 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 November, 1910, an order will be made for the sale of the whole or so much of the real estate of said deceased as will be sufficient for the payment of said debts, and it is further ordered that this notice be published in the Jamesport Semi-weekly Gazette, 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.

In the matter of the Estate of { Order of Publication.
Huldah McLaugh, deceased }

Now at this day Comes W. C. Macy, Public Administrator, having charge of the estate of Huldah McLaugh, deceased, and presents to the Court his petition praying for the sale 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 November 1910, an order will be made for the sale of the whole or so much of the real estate of said deceased as will be sufficient for the payment of said debts, and it is further ordered that this notice be published in the Jamesport Gazette, 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.

August Term Thursday — August 11th, 1910.

Ordered that the First Annual Settlement of Mary E. Miller, Guardian and Curator of Dewey H. Miller and Victoria M. Miller, minors, this day filed be approved and recorded.

In the matter of the estate of { Final Settlement and Discharge.
Paul A. and Julia Bugard, Minors }

Now Comes George B. Collison, Curator of the estate of Paul A. and Julia Bugard, who have attained the legal ages of twenty-one (21) years and Eighteen (18) years, respectively, and submits his final settlement of his account with his said wards, which said final settlement ^{shows} a balance due to his said wards of \$1134.05.

And now come said Paul A. Bugard and Julia Bugard and enter their personal appearance in open court as parties to said settlement, both of whom in writing waive the making and filing of an exhibit for said final settlement as required by statute, and also waive service of notice of such exhibit or of any notice whatever of final settlement. And they, the said Paul A. and Julia Bugard accept the sums of \$567.02 and \$567.93 respectively, as being in full payment to them of all money and property to them due from their said Curator, and their receipts for the same is filed with and are a part of said final settlement. And the Court having examined said final settlement and having found the same to be correct doth order and adjudge the same to ^{be} a final settlement of the account of said Geo. B. Collison of the said estate, and it is ordered that said final settlement be approved and recorded and that said Curator be discharged.

Ordered that 2nd Annual Settlement of Chas B. Murphy, Guardian and Curator of Ira A. Murphy, minor, this day due be continued till the November Term 1910.

Ordered that the 15th Annual Settlement of Geo. W. Ginder Curator of Edna Ginder, minor, heretofore filed be approved and recorded

Ordered that Court adjourn till to morrow morning at 8 o'clock

O. P. Doak, Judge

August Term — Friday August 12th, 1910.

Court met pursuant to Adjournment; Present: P. P. Doak, Judge, and J. B. Blair, Sheriff; when the following proceedings were had, to-wit:—

In the matter of the Estate of } Final settlement and discharge.
Bertha L. Patton, a minor }

Now this day comes William R. Patton, Guardian and Curator of Bertha L. Patton heretofore a minor heir of Laura V. Patton, deceased, and files his final settlement with his said ward, who also comes now, and enters her personal appearance in open Court as a party to said final settlement and says that she is now 18 years of age. And having waived in writing the necessity of making and filing an exhibit of final settlement and also of the service of notice of such exhibit or of this final settlement, she, the said Bertha L. Patton, accepts the sum of Two Hundred, Sixty-seven & 3/4 100 Dollars the same being the balance due to her from ^{her} Guardian and Curator, the said William R. Patton, as shown by said final settlement and receipts for the said sum of \$267.37 as full payment for all money and property due to her from said Curator by reason of his said Curatorship. And the Court having found said Final settlement to be correct doth order and adjudge that same be approved and recorded and that said William R. Patton, be discharged as to the said Bertha L. Patton.

Ordered that the 3rd Annual settlement of J. M. Railsback, Curator of Maud Railsback, a minor, this day filed, be approved and recorded.

Ordered that the first Annual settlement of Alfred E. Utz, Curator of Ralph Royce and Agnes Royce, minors, this day filed, be approved and recorded.

Ordered that the 8th Annual settlement of Stephen A. Wright, Curator of the estate of Goldie Prindle, a minor, this day filed be approved and recorded.

Ordered that 10th Annual settlement of James H. Prindle, Curator of Preston G. Prindle a minor, this day due be set over to August Adjourned term, September 12, 1910.

Ordered that the Annual settlement of Barbara Roberts Curator of the Estate of Elvaree Roberts et al, minors, this day due, be continued to the November Term, 1910,

Ordered that 9th Annual settlement of Ada M. Royston Curator of Gladys and Lucille Roystons, minors, this day due be set over August Adjourned term, Sept. 12, 1910.

August Term Friday August 12, 1910.

In the matter of the Estate of John D. James, deceased } Petition to set off Homestead - Guardian Ad Litem appointed, And Cause continued to Nov. Term, 1910.

In the matter of the petition of Sarah J. James widow of said deceased, heretofore filed, praying the Court to appoint three Commissioners to set out her Homestead and dower from the land of said John D. James, deceased, it appearing to the Court that the following persons, to-wit: Frank James, Oda James, Ray James and Leo James are boys, and minors, under the age of twenty-one years; that said minors have no ^{duly appointed and} legally qualified guardian, it is therefore ordered by the Court that J. A. Selby be and he is hereby appointed Guardian Ad Litem, of said Frank James, Oda James, Ray James and Leo James, and that said Cause be continued till the November, 1910, term of this Court. And it is further ordered by the Court that Sarah J. James the aforesaid petitioner, be and is hereby given leave to amend her petition, by interlineation, correcting the description of land in said petition.

Ordered that Settlement of Jno. C. Leopold Curator of Harriet W. Houghton minor now due be continued to November 1910, term.

Ordered that Court adjourn till 8 o'clock to-morrow morning

O. P. Doak

Judge

August Term — Saturday — August 13th, 1910.

Court met pursuant to adjournment, present R. P. Doak, Judge, and J. A. Blair, Sheriff: when the following proceedings were had, to wit: —

In the matter of the Estate of { Final Settlement filed and continued.
David N. Terry, deceased

Comes now William S. Terry, ^{Executor of said deceased,} and files the affidavit of the publication of final settlement notice, and submits to the Court his final settlement of said estate which final settlement together with said final settlement notice are for cause ordered continued.

In the matter of the Estate of { Final Settlement and discharge.
Ruth Ward, deceased

Comes now Andrew Miller, Executor of the last will of said Ruth Ward, deceased, and files his final settlement of said estate, which shows a balance due James N. Ward, under the provisions of said will, of \$594⁷⁵—, and it appearing to the Court that all debts of said estate have been paid in full; that said estate is fully administered and the receipt of said James N. Ward, Residuary Legatee for the aforesaid balance to him paid by said Executor has been filed with, and as a part of said final settlement; and that proof of final settlement notice has been made, it is therefore ordered that said final settlement be approved and recorded and that said Executor be discharged.

Ordered that the first annual settlement of Martin Dowell, Administrator of the estate of Volney B. Scott, deceased, this day filed, be approved and recorded.

Ordered that the first Annual settlement of David Smith, Administrator of the estate of William Smith, deceased, this day filed, be approved and recorded.

Ordered that first Annual settlement of J. E. Jenkins, Curator of Roy and John Whetstone minors, this day filed be approved and recorded.

Ordered that the first annual settlement of Rollin J. Britton, Executor of the last will of John Sandidge, deceased, this day filed, be approved and recorded.

Ordered that 9th annual settlement of Andrew Miller, Curator of Virgie C. Miller, a minor this day filed, be approved and recorded.

August Term — Saturday — August 13th, 1910.

In the matter of the Estate of (Order of Sale,
William Baker, Senior, deceased)

Now at this 13th day of August, 1910, Comes Joseph R. Baker, Administrator of the Estate of said William Baker, Senior, deceased, and submits proof of publication and service of notice of his application for order to sell the real estate of said deceased, made at the May, 1910, Term of this Court, from which proof the Court finds that the notice required by law and by the order made herein on the 13th day of May, 1910, has been duly given by the publication of a copy of said order for four weeks before the present term of this Court in the Jamesport Semi-Weekly Gazette, a newspaper published in Daviess County, Missouri, and by personal service of a copy of said order on Martha Smith and Nancy E. Dowell more than ten days before the present term of this Court, the said Martha Smith and Nancy E. Dowell being the only heirs of said deceased, other than said Administrator, who reside in Daviess County, Missouri.

Whereupon, the matter of said Application coming on for determination, the Court having heard the testimony, finds:

That the petition for the order of sale herein is sufficient in form and substance, truly sets forth the facts, and is accompanied by the account, list and inventory required by law, and that the whole is verified by the affidavit of the Administrator;

That said deceased died seized of the following described real estate, to-wit:—

The East Half of the Northwest Quarter of Section Thirty Two (32) in Township Sixty-Two (62) of Range Twenty-Six (26), in Daviess County, Missouri, and the South Half of the Southwest Quarter of Section Twenty-Nine (29), in Township Sixty-Two (62) of Range Twenty-Six (26), in Harrison County, Missouri;

That at the time of the death of said deceased the said real estate was, and still is, encumbered by a trust deed to R. G. Gates, Trustee, for T. B. Gates, Beneficiary, securing an indebtedness of Thirty-One Hundred Dollars, due January 1, 1915, and bearing interest at the rate of five (5) per cent per annum from January 1, 1910, as fully appears from the record of said trust deed in Book 57 at page 16 of the trust deed records of Daviess County, Missouri;

That said deceased did not devise said real estate, or provide for the redemption thereof by will, he having died intestate;

That the personal property of the estate of said deceased consists solely of certain debts due the estate, which debts do not exceed the total sum of \$1060.00;

That the total amount of debts and demands against said estate

August Term — Saturday — August 13th, 1910.

unpaid at this time exceeds the sum of \$3475.00;

That the personal estate of said deceased is therefore insufficient to pay his debts;

That said deceased owned no real estate at the time of his death other than that above described, and there will not be sufficient assets to redeem the same from said encumbrance, after payment of debts;

That it is to the interest of those entitled to distribution of said estate that all the right, title and interest of the estate of said deceased in said real estate be sold at public or private sale.

It is therefore Ordered by the Court that the administrator sell at public or private sale, all the right, title and interest of said estate in the real estate above described, first having had the same appraised by three disinterested householders of the County in which the land lies, and that he make full report of his proceedings herein according to law, within ten days after such sale.

In the matter of the estate of { New Bond filed and approved.
William T. Miller, deceased }

Come now Mary E. Miller, administratrix of the estate of William T. Miller, deceased and upon her own motion files herein a New bond as such administratrix in the sum of Eighty-five thousand (\$85,000.00) Dollars with Nat G. Gruener, Rollin J. Britton, E. A. Mann, Homer Peurt, J. B. Zates and J. M. Meade as securities thereon and conditioned as the law directs, and it is ordered by the Court that said bond be, and the same is hereby approved, And it is further ordered that

In the matter of the estate of { Final Settlement. And
David A. Miller deceased }

And now this day comes B. R. Miller, Administrator, ex bono non, of the estate of David A. Miller, deceased, and files his final settlement of said estate, which said final settlement shows that a balance of \$319.30 remains in his hands to be distributed, after having set apart the sum of Fifteen Hundred (\$1500) Dollars, (from the proceeds of the real estate of said deceased, sold under the deed of Trust on the same) for the benefit of Paul A. and M. Mildred Miller, minor heirs of said David A. Miller, deceased, which said \$1500.00 has been paid into the hands of the Guardian of said minors as shown by receipt for same filed with said final settlement as voucher No. 42, and the income of said \$1500.00 is ordered by this Court to be used for the benefit of said minors until the youngest, viz; M. Mildred Miller attains the age of twenty-one years, (said

August Before Saturday August 13, 1910

Guardian having charged himself with said \$1500.00 in his inventory, (heretofore filed in this Court) of the estate of said minor, at which time the same is to be distributed in equal parts among the heirs of said David A. Miller deceased.

And it is hereby ordered by the Court that the above balance of \$3191.³⁰ be distributed as follows:

To ^{Mrs.} Anna Miller Loe the sum of \$1359.⁸² less the sum of \$1143.⁰⁰ heretofore advanced to her as shown by her receipts numbered 44 and 64 = the balance of her distributive share = \$216.⁸²

To B. R. Miller the sum of \$1359.⁸² less the sum of \$1050.⁰⁰ heretofore advanced as shown by receipt on file herein = Bal. due him = \$309.⁸²;

To Paul A. Miller the sum of \$1359.⁸³;

To M. Mildred Miller the sum of \$1359.⁸³ less advancement of \$55.⁰⁰ = \$1304.⁸³;

and that receipts for the same be filed herein.

And now comes said B. R. Miller, Admr. as aforesaid and files the receipt of Anna M. Loe for the sum of \$216.⁸²;

of B. R. Miller " " " " \$309.⁸²;

and of B. R. Miller Guardian of Paul A. & M. Mildred Miller, minors, for the sum of \$2664.⁶⁶.

And it appearing to the Court that said estate has been fully administered, all the debts which have been allowed against it paid in full, and that notice of final settlement was duly published, and that all the assets have been paid out pursuant to the order of the Court: It is therefore ordered that said final settlement be approved and recorded and that said Administrator be discharged.

Estate of Bertha L. Patton, { Final Settlement, discharge of Curator as to Bertha.
A minor, who has attained her majority }

Now comes W. R. Patton Curator of Bertha L. Patton minor and submits his final settlement of said estate, which shows a balance due his said ward in the sum of \$267.³² and comes now said Bertha L. Patton and enters her personal appearance in Open Court and says that she is eighteen years of age, and waives the necessity of making and filing an exhibit, or service of notice of same, or of final settlement, and accepts said sum of \$267.³² and receipts for same as full payment and satisfaction of all money and property due her on account of his said Curatorship, and the Court finding said final settlement to be correct it is ordered that same be approved and recorded, and that said Curator be discharged as to said Bertha L. Patton.

Ordered that Court adjourn till Friday, August 19, 1910, at 9 O'clock A. M.

P. O. Doak

Judge

In the Probate Court - In Vacation - Monday, August 15, 1910.

In the matter of the Estate of } Bond filed. Witnesses appointed
Carsten Pape, deceased. }

Now Comes Anna Pape, Administratrix of said deceased, and files her bond, as such Administratrix, in the sum of Fourteen Thousand (\$14000.00) Dollars, and signed by Mrs. Catharine Pape, Mary Pape and Louis Mitchell as securities thereon, and conditioned as the law directs which said bond is by the Judge of Probate accepted and approved.

And it is ordered that F. E. Muller and D. F. Stewart be and they are hereby appointed witnesses to assist said Administratrix to make an inventory of the property belonging to said estate, and that notice of the grant of said letters be published in the Gallatin Democrat as is by statute required.

P. O. Doak,

Judge of Probate

Report of Sale of Personal Estate - At Private Sale.
Estate of William Smith, deceased }
David Smith Administrator. }

David Smith Smith Administrator of William Smith, deceased Comes and reports to this Court that in obedience to an order of this Court made on Nov 1 A.D. 1910, directing him to sell the personal estate in said order as follows to wit:

One team of horses and set of double harness.

One lister and corn drill, a stalk cutter and pair of collars he did, expose at private sale, upon the terms mentioned in said order, the personal estate above described, first having had the same duly appraised by Henry Feurt, C. J. Feurt W. M. Davis three disinterested householders of said County, they having been duly sworn as appears by the affidavit of said appraisers and their certificate of appraisement herewith filed, and marked Exhibit A. (See Inventory)

And sold the team of horses for \$275; and David Smith did take the set of double harness, one lister corn drill and stalk cutter and two collars at the appraised value, to wit: Harness and collars \$42. Lister and drill \$6. One stalk cutter \$10, and the same was sold at private sale accordingly. And I have fully complied with the terms of said sale, and have paid me the sum of Three hundred thirty three dollars as required by said order.

David Smith, Administrator.

State of Missouri, County of Davies - ss David Smith being duly sworn, says being duly sworn says that he did directly purchase such personal estate and that he is not interested in the property sold, except as stated in said report.

David Smith

Subscribed and sworn to before me, this 15th day of August 1910.

P. O. Doak, Judge of Probate

Ordered approved this 15th day of August 1910.

P. O. Doak, Judge of Probate

August Adjourned Term — Friday — August 19, 1910.

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

Ordered that the bond of Anna Pape as Administratrix of the estate of Carsten Pape, deceased, taken by the Judge of this Court in vacation thereof, to-wit: on August 15, 1910, be, and the same is hereby approved, and all the proceedings therein ratified and confirmed.

Estate of Forrest R. Etchison, deceased,	{ Demand presented — Evidence heard and, continued under advisement,
Rufus Hopkins, Plaintiff.	
against	
W. R. Etchison, Administrator of said Estate — Defendant	

Now come the parties, Plaintiff, by his Attorney, J. C. Leopard and Defendant in his own person and by his Attorneys, Dudley and Selby, and the said Rufus Hopkins presents to the Court for Allowance against said estate, a demand for the sum of One Hundred and fifty ~~(\$150.00)~~ Dollars, founded on a note purporting to have been given by Everett Nicholls, W. F. Nicholls and the said Forrest Etchison, deceased, March 5, 1909, due Six Months after date, with ^{eight per cent} interest per annum from date, payable to the order of John Pearson, and by him, ^{the said John Pearson,} transferred to the First National Bank of Ridgeway, Mo., which said Demand is by agreement of the parties submitted to the Court without a jury, and the Court having heard the testimony adduced continues the same under advisement till Thursday, September 1, 1910.

Ordered that first annual settlement of Chas. Guillemans Curator of Goldie L. Guillemans, minor, this day due be continued to November 1910, term of this Court

Ordered that Court Adjourn till 9 O'clock Thursday morning September 1st, 1910

P. P. Doak, Judge.

In the Probate Court - In Vacation - Monday, August 22nd, 1910.

In the matter of the Estate of { Letters Granted - Bond filed.
John Loney, Deceased }

Now Comes, Wm. T. Hutchison, and having made affidavit giving the names and places of residence of the heirs, and that he would make a perfect inventory of and faithfully administer all the estate of said deceased; pay the debts as far as the assets will extend and the law direct and account for and pay out all assets which shall come to his possession or knowledge, ^{and Administration upon the estate of said deceased,} makes application for letters of

And it appearing that said John Loney died on the 4th day of August 1910, without a will; that he left no widow; that W. L. Loney of Livingston County, Mo., and J. S. Loney of Grundy County, Mo. are the only persons who are by law entitled to letters upon said estate, by reason of being distributees thereof who reside in this State, and that they have waived their right and claim to said letters and requested that said Applicant be appointed as such Administrator. And the Judge of Probate having confidence in the ability and integrity of said Wm. T. Hutchison it is therefore ordered that he, the said Wm. T. Hutchison be, and he is hereby appointed Administrator of the estate of said John Loney, deceased, and that before entering upon the duties of said Trust that he be required to enter into bond to the State of Missouri as such Administrator in the sum of Twenty-five Hundred Dollars with two or more good and sufficient securities thereon, and conditioned according to law.

And now comes said Wm. T. Hutchison and files said bond in the sum of Twenty-five Hundred (\$2500.00) Dollars, with R. V. Thompson and B. F. Wood as securities thereon and conditioned as the law directs, and said bond is by said Judge of Probate accepted and approved.

And it is ordered that R. V. Thompson and B. F. Wood be and they are hereby appointed witnesses to accompany and aid said Administrator to make an inventory of all the property of said estate and that said Administrator publish notice of the grant of said letters in the Jamesport Gazette a Newspaper published in this County as the law directs.

A. P. Doak

Judge of Probate

In the Probate Court—In Vacation—Monday, August 22, 1910

In the matter of the Estate of { Will probated. Letters granted and bond filed.
Henry Ward, deceased }

Now this 22nd day of August, 1910, Come W. W. McKinnis, et al and and show to the Judge of Probate that Henry Ward late of Daviess County, Missouri died at his home in Pattonsburg, Missouri, on the 19th day of August, 1910, and file herein an instrument of writing, signed by said Henry Ward and purporting to be his last Will and Testament,

And said Judge of Probate having examined said instrument of writing and having heard the testimony of E. M. Street, ^{and Edward Jenkins,} subscribing witnesses thereto in relation to the execution of the same, doth declare and adjudge said instrument of writing, bearing date the 6th day of April, 1908, and Codicil No. 1, bearing date Sept. 19th, 1908; and Codicil No. 2, of date July 16, 1910, to be the last will and Testament of Henry Ward, deceased, late of Daviess County, Missouri, and it is therefore admitted to probate and ordered to be recorded.

And it appearing that W. W. McKinnis, is named in and by said will as Executor thereof, and said nomination being approved by the Judge of Probate: It is therefore ordered that Letters Testamentary on the Estate of Henry Ward, deceased, be granted and issue to the said W. W. McKinnis provided that he enter into bond to the State of Missouri, as such Executor, in the sum of Six Thousand (\$6000.00) Dollars, with two or more good and sufficient securities thereon and conditioned as the law directs.

And Comes now said W. W. McKinnis and files his said bond in the sum of Six Thousand (\$6000.00) Dollars, with E. M. Street and Edward Jenkins as securities thereon and Conditioned as the law directs, and said bond is by the Judge of Probate accepted and approved.

And it is further ordered that E. M. Street be, and they are hereby appointed witnesses to accompany and aid said Executor to examine the money, papers and evidences of debt of said deceased, and to make an inventory of all the property of said estate, and that said Executor publish notice of the grant of said letters in the Pattonsburg Call, a Newspaper, published in this County as required by law.

O. O. Doak
Judge of Probate

August Adjourned Term - Thursday - September 1, 1910.

Court met pursuant to Adjournment, present P. C. Doak, Judge, and J. A. Blair Sheriff; when the following proceedings were had, to wit: -

Estate of Forrest R. Echison, Deceased.

Rufus Hopkins - Plaintiff

vs.

W. R. Echison, Administrator of said deceased, (Defendant)

Judgment against Plaintiff.

This Cause having been heretofore submitted to this Court for trial, to wit: On the 19th day of August, 1910, and the Court having, at that time, heard the testimony adduced, and having continued said Cause under advisement to this day, and having in the meantime duly considered said testimony, doth order and adjudge that said claim be disallowed and that plaintiff take nothing by reason of his demand, and that ^{he pay the} costs of this proceeding, taxed at Eighteen ^{or \$18.00} (\$18.50) Dollars.

In the matter of the Estate of } Judgment Establishing Will.
Henry Ward, deceased

It being shown to the Court now here, that in vacation of this Court, to-wit: On the 22nd day of August, 1910, an instrument of writing purporting to be the last will and testament of Henry Ward deceased, and attested by E. M. Street, J. L. Merrifield and J. Edward Jenkins as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said Henry Ward deceased, and said Judge proceeded to take the testimony of E. M. Street and Edward Jenkins two of said attesting witnesses, which was by said Judge reduced to writing, and signed by them respectively, and is now here produced in Court. And said Judge having declared said will proved, granted a certificate of Probate on said 22nd day of August, 1910. And the Court having inspected said will, and seen and heard the testimony of E. M. Street and Edward Jenkins 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 Henry Ward, deceased. And the said proceedings and action of the Judge in the premises, are in all things ratified and confirmed, and it is ordered that said will be admitted to record.

Ordered that the bond of M. M. McKinnis as Executor of the last will of Henry Ward deceased, taken by the Judge of this in Vacation thereof, to-wit: On the 22nd day of August, 1910, be and same is hereby approved and his appointment ratified and confirmed.

August Adjourned Term — Friday — September 1, 1910.

Ordered that the bond of H. F. Hutchison, as Administrator of the Estate of John Loney, deceased taken by the Judge of this Court in vacation, on August 22, 1910, be approved and his appointment ratified and confirmed.

Ordered that the first Annual Settlement of Julia M. Shaffer, Administratrix of the estate of L. D. Shaffer, deceased, this day filed be approved and recorded.

In the matter of the Estate of (Order to Sell Real Estate,
Lewis D. Shaffer, deceased)

Now at this 1st day of September, 1910, the same being the 8th day of the August Term, 1910, of this Court, Comes Julia M. Shaffer, Administratrix of the Estate of Lewis D. Shaffer, deceased, and, in connection with her First Annual Settlement, presents her petition for an order to sell real estate, alleging among other things,

That the entire personal estate of said deceased has been converted into cash; that there has been realized from this source the aggregate sum of \$5335.26; that all of the cash thus received has been applied to the payment of lawful debts and demands against said estate; that there are still outstanding and unpaid lawful debts and demands against said estate aggregating not less than \$2431.03; and that the personal estate of said is insufficient to pay the debts of said deceased.

Whereupon, the matter of said petition coming on for determination, the Court having heard the evidence, finds:

That said petition is sufficient in form and substance, truly sets forth the facts, is accompanied by the accounts, lists and inventories required by law, is duly verified by the affidavit of the Administratrix, and is presented in connection with her first Annual Settlement;

That, upon the settlement of her accounts as Administratrix, it appears that the personal estate is not sufficient to pay the debts;

That said deceased died seized of the following described real estate in Daviess County, Missouri, to-wit:

The northwest quarter of the northwest quarter of section thirty-five (35); the east half of the northeast quarter; the southwest quarter of the northeast quarter; the southeast quarter of the northwest quarter; the north seven teen acres of the northeast quarter of the southeast quarter; and the

August Adjourned Term - Friday - September 1, 1910

north half of the northeast quarter of the southwest quarter of section thirty-four (34), in township sixty-two (62) of range twenty-seven (27) in Daviess County, Missouri.

It is therefore Ordered by the Court that the Administrator sell at public or private sale, the said real estate, or enough thereof to pay the debts of said deceased, first having the same appraised by three disinterested householders of the County in which the land lies, and that she make full report of her proceedings herein according to law, within ten days after such sale.

Estate of Charles A. Worden } Demand Allowed.
Deceased

Comes now Hollin O. Gibson and presents to the Court for allowance against said estate a demand for \$18⁸⁰ on account of balance for wood, corn &c furnished deceased in his life time. And service of notice being waived in writing and affidavit and proof made: It is ordered that said demand in the sum of \$18⁸⁰ be and the same is hereby allowed against said estate, and assigned to Class five (5).

Estate of Charles A. Worden } Allowance of Demand.
Deceased.

Now comes W. W. Gibson and presents to the Court for allowance against said estate a demand for \$15⁰⁰ found on account for services, as nurse, rendered deceased during last sickness, service of notice being waived in writing and affidavit and proof made: It is ordered that same, in the sum of \$15⁰⁰ be allowed against said estate, and that it be placed in Class two (2).

Estate of Charles A. Worden } Allowance of Demand.
Deceased.

And now comes Frank Potter, and presents to the Court for allowance against said estate a demand for \$8⁰⁰ on account for services in nursing deceased four (4) nights during last sickness, and service of notice being waived in writing, and affidavit and proof made: It is ordered that said account in the sum of \$8⁰⁰ be allowed against said estate and assigned to Class two (2).

Estate of S. M. Youtsey } Demand Allowed
Deceased

Comes now Dr. S. L. Hardinger, and presents to the Court for allowance against said estate a demand for \$54⁰⁰ the same being the balance

August Adjourned Term Friday September 1st, 1910

on account for medical services rendered deceased. And service of notice being waived in open Court, and affidavit and proof made, it is ordered that said demand in the sum of \$54⁰⁰ be, and the same is hereby allowed against said estate and the same is assigned ^{to} the 5th Class of demands.

Estate of Sanford M. Youtsey } Demand allowed.
Deceased

Comes now W.B. Calhoun and presents to the Court for allowance against said estate a demand for \$100⁰⁰ on account for funeral furnished deceased, and service of notice being waived in open Court, and affidavit and proof made, it is ordered that same in said sum of \$100⁰⁰ and that it be placed in the first class of demands.

Estate of Sanford M. Youtsey } Demand allowed.
Deceased

And now comes the Pattonsburg Savings Bank and presents to the Court for allowance against said estate a demand for \$130⁴³ founded on a promissory note ^{for \$130.00,} signed by said deceased and interest at 8% from August 15, 1910. And service of notice having been waived in writing and affidavit and proof made, it is ordered that said said note in the sum of \$130⁴³ be, and the same is allowed against said estate and placed in Class five (5).

Estate of W.R. Cole, } Demand allowed.
Deceased.

And now comes A.T. Ray, agent, and presents to the Court for allowance against said estate a demand for \$467⁹⁶ founded on two notes, one given by W.R. Cole, the other by -- Rice, and signed by W.R. Cole, et al, securities, and service of notice being waived in writing and affidavit and proof made: It is ordered that said demand be and the same is hereby allowed against said estate, and that it be assigned to Class five (5).

In the matter of the Estate of } Demand allowed.
Charles B. Baram, deceased }

Comes now Dr. P.L. Gardner and presents to the Court for allowance against said estate a demand for \$52⁶⁵ founded on account for services and medicine furnished

August Adjourned Term — Friday — September 1st, 1910.

deceased during his last sickness, And service of notice for presentation having been waived in writing, and affidavit and proof being made, It is ordered that said account in the sum of \$52⁶⁵ be, and the same is hereby allowed against said estate, and is placed in Class two (2).

Ordered that the 3rd Annual settlement of Jno. T. Gough, Curator of Edward and Helen Barlow, minors this day filed be approved and ~~recorded~~

In the matter of the estate of } Final settlement approved - Administration Suspended
David N. Terry deceased }

The Court now here takes up the matter of the final settlement of William S. Terry, Executor of said deceased, heretofore filed, to wit August 13, 1910, from which settlement it appears that said William S. Terry has fully administered said estate so far as the same is possible during the life of Ruth B. Terry, ^{widow,} who under the provisions of the last will and testament of said deceased, has a life estate in all the property belonging to said estate, both Real and personal, and it appearing that the same has been turned over to said Ruth B. Terry, and her receipt therefor filed with the said final settlement. It is therefore ordered that the Administration of said estate be and the same is hereby suspended till after the death of the said Ruth B. Terry, the aforesaid widow, when it may be resumed to complete said Administration by the distribution of said estate as provided in said will, and it is ordered that said final settlement be approved and recorded.

Ordered that Court adjourn till 9 O'clock, Monday morning
September, 12, 1910

P. P. Doak
Judge

In Vacation - September 12, 1910.

In the matter of the Estate of } Order granting Letters of Administration
Mary Ann Grove, deceased }

Now comes E. H. Grove, and having made affidavit as required by law, makes application for letters of Administration upon the estate of Mary Ann Grove, deceased, late of Daviess County, Missouri.

And it appearing to the Judge of Probate that that said Mary Ann Grove died May 2, 1910, without a will, leaving personal estate not exceeding in value the sum of \$362⁰⁰, and that said applicant is a son of said deceased and by Statute entitled to administer said estate, it is therefore ordered that letters of Administration upon the estate of said Mary Ann Grove be granted and issue to the said E. H. Grove, provided he enter into bond to the State of Missouri, as such Administrator, in the sum of \$725⁰⁰ with two or more sufficient securities thereon, and conditioned according to law.

P. P. Doak,

Judge of Probate.

August Adjourned Term - Monday - September 12, 1910.

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

In the matter of the Estate of { Demand Allowed.
Hatten Price, deceased }
James R. Price, Adminr.

Comes now Lucinda Dilley, who had heretofore filed in this Court a Demand for \$140.00 on account of services rendered deceased, nursing &c, and comes also said Administrator and by agreement of the parties said Claimant is by way of a compromise, allowed the sum of \$50.00 of said claim.

It is therefore ordered and adjudged by the Court that said sum of \$50.00 be, and the same is hereby allowed against said estate, on said Demand, together with the costs of this proceeding, and assigned to class two.

Estate of W. R. Cole, { Allowance of demand.
Deceased. }

Comes now B. W. Hurst and presents to the Court for allowance against said estate a demand for \$10.00 balance on account for legal services rendered deceased. And service of notice being waived in writing, and affidavit and proof made it is ordered by the Court that said account in said sum of \$10.00 be, and the same is allowed against said estate, and that it be placed in Class five.

Estate of Mary A. Carey, { Demand presented for allowance
Deceased. }

Melvina Lowman

Claimant

vs

Geo. H. Carey, Executor of said Estate Defendant.

Now comes the Claimant, Melvina Lowman and presents to the Court for allowance against said estate, a demand for the sum of \$154.20 founded on a note of which the following is a copy: -

\$150.

Winston Mo April 25, 1907.

One year after date we promise to pay to the order of Melvina Lowman One and fifty - Dollars. with interest at 8 ¹/₂ per cent per annum at Winston, Mo, Value received -

Due _____

Geo. H. Carey
Mary Carey

Res _____

and it appearing from the notice and return of service

August Adjourned Term - Monday - September 12, 1910.

Thereon, that said Geo. H. Carey, Administrator of said estate, has been duly notified of the presentation of said demand to the Court for allowance more than ten days prior to the day set for a hearing of the same, and Claimant having made affidavit that to the best of her knowledge and belief she has given credit to the estate for all payments or offsets to which it is entitled and that the balance claimed is justly due, and the Court having heard the evidence adduced by the Claimant in proof of her claim:

It is ordered by the Court that the demand of the said Meloma Lowman be allowed against said estate to the amount and sum of One hundred, fifty four dollars and twenty cents, and that it be assigned to the sixth Class, and that said ^{Administrator} ~~estate~~ pay the costs of this proceeding, taxed at \$, out of the assets in his hands.

Estate of Hatten Price } Demand allowed.
Deceased

Comes now the Pattonsburg Lumber Co., of Pattonsburg, Mo., and presents to the Court for allowance against said estate a demand for \$24.³⁰ founded on account for Mchse. and service of notice waived in writing and affidavit and proof made it is ordered that said account in the sum of \$24.³⁰ be, and the same is allowed against said estate and that it be assigned to Class five.

Estate of Henry Clay Jordan } Demand allowed.
Deceased.

Comes now Sadie Barritt, and presents to the Court for allowance against said estate a demand for \$6,150.⁰⁰ founded on an account for support, maintenance, board, food, lodging, clothing, medicine and Medical attendance, books, schooling and education of said Henry Clay Jordan, done, performed and paid for by the said Sadie Barritt for twenty and one half years, from October 4, 1887 to April 4, 1908. And service of notice being waived by the Administrator of said estate, and affidavit made by said Claimant, and the Court having heard the evidence adduced by the Claimant, doth order and adjudge that said Sadie Barritt be allowed at the rate of \$200.⁰⁰ per year ^{for 20 years and a half.} on her said claim, it is therefore ordered that the sum of \$4100.⁰⁰ be allowed on said demand, against said estate and that the same be assigned to Class Six.

X August Adjourned Term - Monday - September 12, 1910.

In the matter of the Estate of (Public Administrator ordered to Take Charge,
Albert Cumberly, deceased)

It being shown to the Court now here that Albert Cumberly a resident of Daviess County, died at Colorado Springs in the State of Colorado on the 30th day of June 1910; that he left surviving him no widow or children or other descendants; that his heirs are collateral and that none of them reside in this County; that he died possessed real estate and personal property being and situate in said Daviess County, and that there are debts owing and due from the estate of said deceased.

Therefore to the end that said estate be not injured, wasted, purloined or lost, it is ordered by the Court that W. C. Macy, Public Administrator of Daviess County, Missouri Take Charge of and administer the estate of said Albert Cumberly, deceased, and that N. G. Brezen and Thos. R. Shaw be appointed witnesses to make an inventory of said estate and that said Public Administrator publish notice of the grant of letters upon said estate as required by law.

Ordered that the 9th Annual Settlement of Ada M Royston, Curator of the estate of Gladys E. and Lucille D. Royston, minors, this day filed be approved and recorded.

Mary E. Deem, Plaintiff

v.s.

Elmore M. Street, Administrator with will annexed
of Salathiel G. Deem, deceased

Now come the parties and this cause being at issue, is by agreement of the said parties submitted to the court for trial without a jury and the court proceeded to hear the testimony of the witnesses when the hour for adjournment having arrived it is ordered by the court that said trial rest till 9 o'clock to morrow morning.

Ordered that settlement of Jas. H. Prindle Cur. of Preston G. Prindle, minor, now due be continued to November 1910, Term of this Court.

Ordered that Court adjourn till 9 o'clock to-morrow morning

P. P. Doak

Judge

August Adjourned Term - Tuesday - September 13, 1910,

Court met pursuant to adjournment - present P. P. Doak, Judge, and J. A. Blair, Sheriff: when the following proceedings were had, to-wit: -

Mary E. Deem, Plaintiff.

vs.

Elmore M. Street, Administrator with will annexed
of Salathiel G. Deem, deceased.

The Court now resumes the hearing of this cause, and having heard the testimony of the witnesses and argument of the counsel, doth find for the plaintiff in the sum of Three thousand, five hundred and fifty dollars (\$3550.00); it is therefore adjudged by the Court that the Plaintiff recover of the defendant as Administrator, with will annexed of the estate of Salathiel G. Deem, deceased, the said sum of Three thousand, five hundred and fifty dollars so found as aforesaid, with the costs of this proceeding, to be levied of the property of the said Salathiel G. Deem, deceased, in the hands of said defendant to be administered, or which shall hereafter come to the hands of the defendant to be administered. And it is ordered that said demand be assigned to Class five.

In the matter of the alleged insanity of Noah Hershberger, J. A. Blair, Sheriff, Informant } Information filed
Dismissed.

Now at this time comes J. A. Blair, Sheriff of Daviess County and by information in writing, informs the Court that Noah Hershberger, a resident of Daviess County, is a person of unsound mind and incapable of managing his affairs, it is therefore ordered by the Court that said Noah Hershberger be forthwith brought before the Court, that the facts alleged may be inquired into by a jury.

And the said Noah Hershberger being brought before the Court by said J. A. Blair, Sheriff, and it being shown to the Court now here, that said Noah Hershberger is not a resident of said Daviess County, but that his home has been in Caldwell County for nearly two years, it is therefore ordered that said matter be and is hereby dismissed - this Court not having jurisdiction.

Ordered that Court adjourn till Thursday, the 22nd, instant at 9 o'clock A.M.

P. P. Doak,
Judge of Probate.

August Adjourned Term - September 22nd, 1910. —

Court met pursuant to adjournment - Present P. P. Doak, Judge, and J. A. Blair, Sheriff: when the following proceedings were had, to wit: —

In the matter of the estate of } Demand allowed.
Mary A. Cary, deceased }

Comes now America Kelso and presents to the Court for allowance against said estate a demand for \$373.⁸⁸ The same being founded on a note signed by said deceased, and notice having been served on the Administrator, Geo. H. Carey, that said note would be presented for allowance at this time, and said Administrator appearing makes no defense but by agreement consents to the allowance of said demand which has been verified by the affidavit of claimant. it is therefore ordered that said note in the sum of Three Hundred, seventy three and 88/100 be and the same is hereby allowed against said estate, and is assigned to class Six (6)

Estate of Mary A. Carey } Demand allowed.
Deceased }

Comes now H. T. Ray and presents to the Court for allowance against said estate a demand for \$100. the balance two notes. and service having been had by the delivery of a copy of same with notice attached. And affidavit and proof made. it is ordered that same be allowed against said estate in the sum of One Hundred Dollars and assigned to Class Six (6)

Estate of Mary A. Carey } Demand allowed.
deceased }

Comes now Geo. H. Carey, one of the Executors of said deceased, and presents to the Court for allowance against said estate a demand for \$74⁴² on account of some receipted bills paid by said claimant, and comes now his Co-executor and waives service of notice for presentation, and says that said bills were just and affidavit being made, it is ordered that said account be allowed against said estate, in the sum of Seven & 49/100 Dollars, and that it be assigned to Class Six (6).

In the matter of the Estate of } Affidavit and Bond for Appeal.
Forrest R. Etchison, deceased. }

Comes now Rufus Hopkins, by his agent and Attorney, J. C. Leopard, and makes affidavit for appeal from the judgment of this Court in the matter of the Demand of said Rufus Hopkins against said estate and also files the bond of said Rufus Hopkins, for such appeal in the sum of (\$125⁰⁰) One Hundred and twenty-

August Adjourned Term Thursday September 22nd, 1910,

five dollars, with A. B. Donagan and Ellis F. Hopkins as securities thereon.
And it is ordered by the Court that said bond be accepted and approved and that a transcript of the proceedings in said matter, had in this Court, be certified to the ~~San Diego~~ County District Court.

In the matter of the Estate of { Final Settlement and discharge.
Richard Vipon, minor }

Now Comes Court Francisco, Curator of said Richard Vipon, who has arrived at the legal age of twenty-one years, and submits his final settlement with his said ward, which shows a balance of \$651.⁹⁵ to be due from said Curator to the said Richard Vipon.

And Comes now said Richard Vipon states that he is 21 years of age on September 19, 1910, and enters his appearance in open Court as a party to said final settlement, and waives the making and filing of the required exhibit for final settlement and service of notice of the same, and of any previous notice of this final settlement, and accepts said sum of \$651.⁹⁵ as in full payment and satisfaction of all money and property due to him from his said Curator, and in open Court receipts for the same over his own signature.

And the Court finding said final settlement to be correct doth order and adjudge that ^{the} same be approved and recorded and that said Curator be discharged as to said Richard Vipon.

In the matter of the Estate of { Order setting aside Allowance of Demand.
A. T. Patton, deceased }

And now Come T. R. Ford, Executor of the last will of said A. T. Patton, deceased, et al, by their Attorney, Thomas R. Shaw, and file Affidavits, setting forth that they have reason to believe and do believe that the demand ^{against said Estate} for the sum of \$300.⁰⁰ allowed by this Court ~~against~~ said Estate, and in favor of Frank Myers, was improperly allowed in that it was in excess of the services actually rendered deceased, upon which said demand was founded; and in the fact that the services which were so rendered were paid for at the time of their performance.

And it appearing ^{to} the Court that notice that application would be made at this time to have said allowance set aside was duly served upon said Frank Myers more than ten days prior to the day set for the hearing thereof, giving the time and place for the hearing of the same, and it appearing further from the evidence adduced, that there is probable evidence available to sustain the allegations in said Affidavits made - it is therefore ordered and adjudged by the Court that the said order

allowing the aforesaid Demand against said estate, which said order was made at the May Adjourned Term of this Court, to wit: June 6, 1910, be, and the same is hereby set aside and for naught held.

And it is ordered that the rehearing of said cause be and the same is continued to the November Term, 1910, of this Court.

Ordered that Court Adjourn till Court in Course.
P. P. Doak
Judge

In the Probate Court - In Vacation - October 1, 1910.

In the matter of the Estate of { Will Probated.

John H. Miller, deceased. }

Now at this day an instrument of writing, ^{heretofore filed herein,} signed by John H. Miller, and purporting to be the last will and testament of John H. Miller, deceased, who died at his residence in Jameson, Daviess County, Missouri, on the 22nd day of August, 1910, was produced before the Clerk of this Court to be proved and admitted to probate, and said Clerk having examined said instrument of writing, and having heard the testimony of John Shepard and L. M. Brown, subscribing witnesses thereto in relation to the execution of the same, it is ordered by said Clerk that said instrument of writing, bearing date of August 22, 1907, be considered proved and that the same be admitted to probate as the last will and testament of John H. Miller deceased, and that it be recorded.

O. E. Doak,
Clerk.

In the Probate Court - In Vacation - October 3, 1910.

In the matter of the Estate of { Will Probated.

William Galbreath, deceased. }

Now this 3rd day of October, A.D. 1910, an instrument of writing heretofore filed herein, - signed by William Galbreath and purporting to be the last will and testament of William Galbreath, deceased, late of Daviess County, Missouri, who departed this life September 1910, is produced before the Clerk of this Court to be proven and admitted to probate and record.

And said Clerk having examined said instrument of writing, and having heard the testimony of Ben. E. Yates, John T. Gough, W. D. Glasson and William Brotherton subscribing witnesses to said instrument of writing in relation to the execution of the same doth order and adjudge said instrument of writing bearing date March 13, 1909, and the attached Codicil of date September 6, 1910, to be the last will and testament of William Galbreath deceased, late of Daviess County Missouri, and it is therefore admitted to probate and ordered to be recorded.

O. E. Doak,
Clerk.

Estate of William Galbreath, deceased }

And it appearing that Robert E. Maupin was named in said last will as Executor. It is ordered that letters testamentary issue to him upon said estate and that he enter into bond as such Executor, in the sum of \$7000.00 with sufficient security and conditioned according to law. This Oct. 3, 1910.

O. E. Doak, Clerk