

Record Book

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March 1909 – September 1911

**February 28, 1911-
July 22, 1911
(Pages 501-600)**

February Adjourned Term - Tuesday - February 28, 1911.

In the matter of the estate of } Demand allowed.
William Galbreath, deceased }

Comes now the Pattonsburg Lumber Co. and presents to the Court for allowance against said estate, a demand for \$22²⁸ ^{founded on account for mds. sold deceased.} And service of notice being waived in writing and an affidavit and proof made. Said account in said sum of \$22²⁸ is by the Court adjudged against said estate and it is ordered that the same be allowed as a fifth class demand against said estate.

Ordered that 2nd Annual Settlement of R. L. Otter, Curator of Robert M. D. Otter and Golden Otter, minors, this term due, be continued to the May 1911 Term.

Ordered that Settlement of Chas. Williams Curator of Goldie L. Williams now due be continued to February, 1912, term of this Court.

Ordered that Annual Settlement of Sadie Hamel, Curator of Clara P. Hamel, minor this term due, be continued till said minor attains her majority.

In the Probate Court of Daviess County Missouri - In Vacation - March 6, 1911.

In the matter of the estate of ^{Grant of Letters of Administration}
Alverdia Koger, deceased.

Now comes George F. Koger, and prays the Judge of Probate for letters of administration on the estate of Alverdia Koger, deceased, and having filed his affidavit showing that said Alverdia Koger, departed ^{this life} at her home in Daviess County Missouri on the 14th day of February, 1911, ^{intestate}, leaving surviving her George F. Koger, widower, who resides in the County of Daviess, State of Missouri, and the following Children, to wit: -
Howard Mitchell Koger, who resides in the County of Daviess, State of Missouri.
Boyd Truman Koger " " " " " " " " " " " "

and stating that he will make a perfect inventory of and faithfully administer all the estate, pay the debts as far as the assets will extend and the law direct, and account for and pay over all assets which shall come to his knowledge or possession. And it appearing to said Judge that said Alverdia Koger died possessed of property of the probable value of \$2250.00 and that said George F. Koger is the widower of said ~~intestate~~ and is competent and by law entitled to administer upon said estate. It is ordered that letters of Administration of the goods, chattels, credits and effects of said deceased be issued to the said George F. Koger and that he enter into bond to the State of Missouri in the sum of \$4500.00, with two or more sufficient securities, residents of this County, conditioned according to law.

And now comes said George F. Koger and files his said bond for Four thousand Five hundred dollars with William G. Koger and John W. Meade as securities thereon and conditioned as the law directs, which said bond is by said Judge accepted and approved.

And it is ordered that Robert E. Maupin and William J. Gromer be and are hereby 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 said Administrator publish notice of the grant of said letters in the Pattonsburg Call, a newspaper published in this County for three weeks as the law directs.

P. P. Doak
Judge of Probate

February Adjourned Term Tuesday - March 7, 1911

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

Ordered that the bond of Grace M. Best, Administratrix of Humphrey D. Best, deceased, taken by the Judge of this Court in Vacation March 1, 1911, be approved and that her appointment as such Administratrix with all the proceedings therein, be ratified and confirmed.

Ordered that the bond of Geo. F. Koger, as Administrator of the estate of Alverdia Koger, deceased, taken by the Judge in Vacation of this Court on March 6, 1911, be and it is hereby approved, and that his appointment as such Administrator be and the same is with all the proceedings therein ratified and confirmed.

Estate of D. M. Breeden, } Demand allowed.
deceased

Comes now R. A. Wilson, Admr. of Estate of Robert Wilson, deceased, and presents to the Court for allowance against said estate a demand for \$107.¹⁶ founded on a promissory note for \$100. and interest at 6% from Dec. 29, 1909, to Mch. 7, 1911, And service of Notice being waived in writing and proof made, it is ordered that said note and accrued interest in said sum of \$107.¹⁶ be and is hereby allowed against said estate and placed in the fifth class.

Estate of David M. Breeden, } Demand allowed.
deceased

Comes now The Bank of Jameson and presents to the Court for allowance against said estate a demand for \$200.⁰⁰ found^{ed} on a note for said sum of \$200.⁰⁰, And service of notice being waived in writing and Affidavit and proof made it is ordered that said note ^{in the sum of \$200.} and interest ^{at 8%.} from January 24, 1911, be and is hereby allowed against said estate and that same be assigned to class No. 5.

Estate of Chas. A. Warden, } Demand allowed.
deceased.

Comes now D. W. Wilder, and presents to the Court for allowance against said estate a demand for \$12.²⁵ founded on account for Mdse. sold deceased. And service of Notice waived in writing and affidavit and proof made it is ordered that same in said sum of \$12.²⁵ be and

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is hereby allowed against said estate, and that it be assigned to Class No. 5.

In the matter of the Estate of } Order of Sale of Real Estate.
Joseph N. McGinnis a minor }

Comes now Dan. J. Riley of Richardson County, Nebraska, and shows to the Court that he is the duly appointed and legally qualified guardian of the estate of Joseph N. McGinnis a minor about the age of ten years, who is also a resident of said Richardson County, Nebraska; And that he, the said minor, is owner of the following described Real Estate situate in Daviess County, Missouri, to-wit:

All of undivided one thirty-sixth interest in and to the South-East Quarter 1/4 of the North-East Quarter (1/4) of Section Thirty-four (34) Township Fifty-nine (59) Range Twenty-nine (29), in said County of Daviess and State of Missouri; that it would be and is for the benefit of his said ward, that said real estate be sold and that the proceeds thereof be reinvested under the direction of the Court having jurisdiction in such matters in the County of Richardson, in the State of Nebraska; that an investment of said proceeds in said State of Nebraska where said petitioner and his said ward reside will be much more beneficial to said minor than the rents and profits which can be realized from said real estate in its situation and condition; that said property is deteriorating in value and that petitioner is located at too great a distance to give his attention to the ward's interests therein; that said real estate is a part of the estate of Anderson McGinnis, deceased, and the right, title and interest of the said Joseph N. McGinnis in and to said property is such as he inherits as the heir of said Anderson McGinnis. and that all the other heirs having conveyed their interests in said estate it is for that reason particularly to the interest of the said Joseph N. McGinnis that his undivided interest or share in said real estate be sold, and prays for an order to sell ^{the same} at public or private sale, for the purpose of reinvestment. ~~And the Court~~ And the Court having heard the evidence in support of said petition and being satisfied that it would be for the best interest of said minor that his undivided interest in said real estate be sold and that the proceeds of said sale be reinvested as aforesaid.

And it further appearing to the Court that said Dan J. Riley has produced satisfactory evidence that he has given bond and security as guardian of the estate of said Joseph N. McGinnis in the State of Nebraska, where he and his said ward

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reside, consisting of copy of the record of the County Court of said Richardson County, Nebraska, setting forth his appointment as such guardian, and also a copy of his bond executed as such guardian, certified according to the act of Congress regulating the authentication of records.

It is therefore ordered by the Court that said Guardian be and he is hereby authorized and directed to sell the ^{said} real estate at private sale (first having had the same appraised according to law) for not less than three-fourths ($\frac{3}{4}$) of the appraised value thereof on the following terms, to-wit: for cash in hand; and that he report said sale and his proceedings there in to this Court at the next term thereof.

In the matter of the estate of { Grant of Letters of Administration
Thomas B. Henderson, deceased }

Now comes John D. Henderson and prays the court for letters of administration on the estate of Thomas B. Henderson, deceased, and having filed his affidavit as required by law, showing that said Thomas B. Henderson departed this life at Excelsior Springs, Mo., on the 4th day of February, 1911, and so far as has been ascertained without a will; that the names and places of residence of the heirs of said deceased are as follows, to-wit:

John D. Henderson, ^{a brother} who resides in the County of Daviess, and State of Missouri; William J. Henderson, a half brother, who resides in the County of Daviess and State of Missouri; and Wesley R. Butler, a half brother, who resides in the County of Clay, in the State of Missouri; and stating that he will make a perfect inventory of and faithfully administer all the estate of the deceased, and pay the debts as far as the assets will extend and the law direct, and account for and pay all assets which shall come to his possession or knowledge. And it appearing to the Court that said Thomas B. Henderson died possessed of property of the probable value of \$6000.00, and that said John D. Henderson is a brother of said intestate and competent and entitled by law to administer upon said estate. It is ordered that letters of administration of the goods, chattels, credits and effects of said deceased be issued to the said John D. Henderson and that he enter into a bond to the State of Missouri in the sum of Twelve thousand dollars, with two or more sufficient securities, residents of this County, conditioned according to law.

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Estate of James Pilcher, Demand allowed,
deceased

Comes now H. H. Pilcher, and presents to the court for allowance against said estate a demand for \$123.⁵⁶ founded on ^{balance on} account for various items of expenditure including the payment of funeral expense, taxes and interest on loan, And service being waived in writing and affidavit and proof made it is ordered that said balance in the said sum of \$123.⁵⁶ be allowed against said estate, and that it be assigned to class five.

Estate of Robert Nelson, Demand allowed,
deceased.

Comes now Chas. E. Nelson and presents to the Court for allowance against said estate a demand for \$15.⁰⁰ on account and service of Notice waived in writing and affidavit and proof made it is ordered that said account in the sum of Fifteen dollars be allowed against said estate and assigned to class five.

In the matter of the estate of } Final Distributive Receipts filed - Discharge
Silas Day, deceased

Comes now Stephen Ira Day Executor of the Last Will of said Silas Day and files the receipts of the heirs and devisees of said deceased for their distributive shares as shown by order of distribution heretofore made in this Court, to wit, on February 18, 1911; the same being as follows:

To Lewis B. Gillihan, Curator of Velma Day et al, their distributive share	\$66. ¹⁵
" Nannie Markham -- her distributive share	18. ²⁵
" Clinton E. Day -- his "	84. ³⁷
" Stephen Ira Day --- " "	84. ³⁷
" Elizabeth Conaway " " "	84. ³⁷

And it appearing that said estate is fully administered and all assets paid according to the provisions of the said will it is therefore ordered that said Executor be and he hereby discharged.

In the matter of the estate of } (Final Receipts filed - Order Discharge
James J. McBlung, deceased)

Comes now John W. Meade, Administrator of the estate of said James J. McBlung deceased and files the Receipts of the distributees of said estate, as follows:

The Receipt of James A. McBlung, ^{for} his distributive share \$63.⁴⁶

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Receipt of L. J. McBlung for his full distributive share = \$ 631.46
 " " Rebecca Phillips " her " " " " " " " " 631.46
 " " L. J. McBlung assignee of Martha E. Whitt $\frac{1}{2}$ half her dis. share 315.73
 " " Jas. A. McBlung " " " " " " " " " " 315.73
 and it appearing that said estate is fully administered and the assets all distributed according to law, it is ordered that said Administrator be discharged.

In the matter of the Estate of { Order of Publication
 James Pilcher, deceased }

Now at this 7th day of March, 1911, Comes B. B. Pilcher, Administrator of the estate of James Pilcher 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 2nd Monday of May, 1911, 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.

Estate of Rufus N. Lay, { Demand allowed.
 deceased. }

Now Comes F. M. Achauer and presents to the Court for allowance against said estate, a demand for \$72.25 founded on account for funeral of deceased, and service of notice for presentation 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 is assigned to Class One

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In the matter of the Estate of } Final Settlement and Ordered of Distribution
A. J. Patton, deceased.

Now comes Thos. R. Ford, Executor of the Last will of said deceased and submits his final settlement of said estate, and proves that he has given notice by publication as required by law that he would make final settlement at this term. And it appearing to the Court that the debts allowed against said estate have been paid and that a balance of Eleven thousand five hundred and Sixty Eight and 76/100 (\$11568.⁷⁶) Dollars is due to said estate for distribution; And the Court having examined said final settlement and being satisfied that the same is correct it is therefor ordered and adjudged by the said Court that said final settlement be, and the same is hereby approved, and it is ordered that it be recorded, and that distribution of said balance of \$11568.⁷⁶ be and the same is hereby distributed among the heirs and devisees of said deceased as follows, to-wit:

To Gabriella C. Patton, (Widow)	Balance of Specific Legacy	\$1717. ⁸⁰
" Magdalena J. Nelson, (Executor of)	1/10 of remaining assets =	\$993. ¹⁸
" Mary F. Geigler	1/10 " " " =	\$993. ¹⁸
" Laura D. Cackley	1/10 " " " =	\$993. ¹⁸
" Thomas J. Patton	1/10 " " " =	\$993. ¹⁸
" Ruby L. Patton	1/10 " " " =	\$993. ¹⁸
" Elwood F. Patton	1/10 " " " =	\$712. ³²
" Congrave H. Patton	1/10 " " " =	\$993. ¹⁸
" Alta Pearl Myres	1/10 " " " =	\$993. ¹⁸
" Myrtle Shumway	1/10 " " " =	\$993. ¹⁸
" Alva Patton Patton	1/10 " " " =	\$993. ¹⁸
" Total amount distribution to heirs		\$9850. ⁹⁴
" " " " " " " " " " " "	" Widow	1717. ⁸⁰
" " " " " " " " " " " "	of estate	\$11568. ⁷⁴

And it is further ordered that said Thomas R. Ford, Executor pay over to said distributees or their legal representatives the amounts to them respectively due and that their receipts for the same be filed herein.

Estate of Rufus N. Lay, { Demand allowed.
deceased.

Comes now Dr. A. G. Minnick, and presents to the Court for allowance against said estate a demand for \$34.⁰⁰ founded on account for medical services rendered deceased during his last sickness. And service of Notice for presentation

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being waived in writing and affidavit and proof being made it is ordered that said account in said sum of \$34.²⁰ be and the same is hereby adjudged and allowed against said estate and placed in class No. Two (2).

In the matter of the estate of { Allowance to widow
James M. Parker, deceased }

Now comes Eliza H. Parker, widow of said James M. Parker, deceased and shows to the Court, that there were not grain, meat, vegetables, groceries and other provisions on hand and provided, sufficient for her maintenance for a period of one year from the time of the death of the said James M. Parker, and asks the Court to make an order allowing her an amount sufficient to supply such deficiency, and the Court having heard and duly considered said petition and the testimony relative thereto doth order and adjudge an allowance in the sum of One Hundred and Fifty (\$150.⁰⁰) for such purpose, and it is further ordered that the Administrators of said estate pay said widow the afore said sum of \$150.⁰⁰ out of the assets ^{of said estate} in their hands, and that her receipt therefor be considered a sufficient voucher in their settlement of said estate.

In the matter of the estate of { Partial Distribution
James M. Parker, deceased }

Come now Andrew J. Parker and Elwood Parker, Administrators of said deceased, and represent to the Court that there is in their hands the sum of Six Thousand Dollars ^{belonging to said estate} which will not be needed for the payment of debts; that some of the distributees of said estate are paying interest on considerable amount of indebtedness and that a distribution of the sum of \$1000.⁰⁰ to each of said distributees would be of benefit to them and would not be prejudicial to the rights of creditors. And the Court being satisfied that said partial distribution will not effect the rights of creditors it is therefore ordered that a distribution of said amount be made, to-wit: -

To Eliza A. Parker, Widow, the sum of	\$1000. ⁰⁰ ,
To Lucretia Doak, daughter, " " "	1000. ⁰⁰ ,
To Daniel Parker, son, " " "	1000. ⁰⁰

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To Andrew J. Parker, son, the sum of	\$1500.00
To Elwood Parker, son, " " "	1000.00
To James Parker, son, " " "	1000.00

and that the receipts of said distributed be filed as vouchers in the settlement of said Administrators.

In the matter of the estate of } Appropriation for monument.
Allen Burton, deceased }

Comes now Phebe Burton, Administratrix of said estate and submits her petition to the Court, in which she represents to said Court that she has now in her hands about \$300. which will not be needed in the payment of debts of said estate; that the sum of \$200. will be sufficient to place a suitable monument at the grave of deceased, and prays the Court to make an order authorizing the erection of such monument and to pay for the same out of said assets in her hands. And the Court being satisfied that such appropriation will not prejudice the rights of creditors and that said sum is not an unreasonable amount to pay for said purpose: it is therefore ordered by the Court that said Administratrix do and she is hereby authorized to cause the erection of monument suitable to mark the last resting place of said deceased, ^{at a cost not to exceed the sum of \$200.00} and to pay for the same out of the assets of said estate in her hands, and that a receipt for the payment of the same be allowed as a sufficient voucher in her settlement of said estate.

Ordered that Court adjourn till Saturday the 11th. inst. at 9 O'clock A.M.

P. P. Doak, Judge

In vacation March 9, 1911.

In the matter of the estate of } Bond filed.
Thomas B. Henderson, deceased }

Comes now John D. Henderson, and files his bond as administrator of the estate of Thomas B. Henderson, deceased, in the sum of Twelve Thousand Dollars, with John H. Gillespie and William Limes 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 R. A. Wilson and H. M. Brown be and are hereby appointed witnesses to assist said Administrator examine the books, papers and other property of deceased and to make an inventory thereof, and that notice of the grant of said letters be published as the law directs.

P. P. Doak, Judge of Probate

In the Probate Court - In Vacation - Friday - March 10, 1911.

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In the matter of the Estate of { Order for Public Administrator to take Charge
Martha Graybill, deceased. }

It being shown to the Judge of Probate, here now that Martha Graybill, a Resident of Daviess County, Missouri, died at ^{that} Trenton, Missouri, on the 27th day of February, 1911, without a will, and, ^{that} the names and places of residence of her heirs are as follows, to-wit: -

Mrs. Nora Blackburn, who resides at Austin, in the State of Colorado,
" Dora B. Puckett, " " " Coffeyville, " " " " Kansas,
" Cora E. Downs, " " " St. Joseph, " " " " Missouri,
" Flora E. Strohman, " " " Trenton, " " " " Missouri,
" Gertie C. Pennington, " " " Lexington, " " " " Missouri,
Taylor Graybill, " " " Trenton, " " " " Missouri,

And it further appearing to said Judge that none of said heirs, or distributees, are by statute eligible to Administer upon said estate by reason of their being married Women or under the age of twenty-one years, and that the property of said deceased is liable to waste and deterioration unless the same be taken under the care and management of a competent person having authority to Administer the same. It is therefore ordered that Letters of Administration upon said estate be granted and issue to M. C. Macy, Public Administrator of Daviess County and that he publish notice of the grant of said letters in the Gallatin North Missourian, a newspaper published in this County, according to law. And it is further ordered that Judge Thos. R. Shaw and E. R. Achnuff be, and are here appointed witnesses to accompany and aid said Public Administrator to examine the books, papers, money and credits of said deceased and to make an inventory of the property of said estate.

P. P. Doak
Judge of Probate

February Adjourned Term - Saturday - March 11, 1911.

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

In the matter of the alleged Inquisition of Insanity,
Insanity of John Herbert,
J.A. Bades, Informant }

Now at this time comes J.A. Bades and by information in writing, informs the Court that John Herbert, a resident of Daviess County, is a person of unsound mind and incapable of managing his affairs, and it appearing to the Court that notice of the filing of said information and stating the time and place when and where inquiry would be made by a jury as to whether said John Herbert is of unsound mind or not, has been made upon said John Herbert on the 27th day of February 1911, as evidenced by the return made on said notice, by the Sheriff of Buchanan County, Missouri, and the said John Herbert appearing not, there comes now a jury, to wit: -

A.R. Maffitt, John Surface, George Welch, Wm. O. Berg, Sidney Chamberlain, E.P. Morrill, G.O. Shipley, Matt. Hawkins, R.M. Barnett, J.L. Roberts, H.B. Miller and Thos. S. Martin twelve good and lawful men, who are duly sworn, to well and truly make inquiry and determine whether the said John Herbert is a person of unsound mind or not, and the jury having heard the evidence offered touching the condition of the said John Herbert retired to consider their verdict, and after due deliberation returned into Court the following verdict:

"We the jury, find John Herbert to be of Unsound mind and incapable of managing his own affairs"

Signed

A.R. Maffitt

John Surface

George Welch

W.O. Berg

Sid Chamberlain

E.P. Morrill

G.O. Shipley

Matt Hawkins

R.M. Barnett

J.L. Roberts

H.B. Miller

Thomas Martin

It is therefore adjudged by the Court that said John Herbert is a person of unsound mind and incapable

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of managing his affairs, and the Court hereby appoints Mary D. Herbert, his wife, guardian of said John Herbert, and it is ordered that said guardian before entering on the duties assigned her, shall enter into a bond to the State of Missouri in the sum of Nine Thousand and Three Hundred dollars conditioned as required by law with such security as the Court shall approve.

In the matter of the Estate of { Final Receipt filed - Order of Discharge
Jesse A. Creekmore, deceased }

Comes now William C. Gillham, Executor of the last will of Jesse A. Creekmore, deceased, and files the receipt of Mamie A. Patton, a legatee under said will for the sum of \$12⁵⁰ as in full payment of legacy left her under said will, and shows to the Court that said payment completes the distribution of said estate it is therefore ordered that said Executor be and he is hereby discharged.

In the matter of the estate of { Final Settlement and discharge.
Roy C. Gaines, a minor. }

Now at this day comes R. E. L. Gaines Curator of Roy C. Gaines, who has attained his legal majority and makes his final settlement with his said Ward, which shows a balance due said Roy C. Gaines from his said Curator, of the sum of Ten hundred ninety eight & 36/100 Dollars.

And Comes now said Roy C. Gaines and enters his appearance in open Court as a party to said final settlement and States that he arrived at the age of twenty one years on the 9th day of March 1911, and in writing acknowledged the receipt of said balance of \$1098.³⁶ as full payment of all money and property due to him from his said Curator by reason of said Curatorship, and in writing waives the filing of an exhibit and notice thereof as required by law. And the Court having examined said final Settlement doth order and adjudge the same to be approved and it is ordered that said final settlement be recorded and that said Curator be, and is hereby discharged.

Ordered that the bond of John D. Henderson, as administrator of the estate of Thomas B. Henderson deceased, ^{taken in vacation the 9th inst.} be and is hereby approved and appointment of witnesses approved and confirmed.

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In the matter of the estate of { Order to purchase Real Estate.
 Rayar Berg, Otto Berg, Aurora Berg,
 Wellew Berg and George Berg, minors.

Comes now George F. Alexander, Curator of the estate of Rayar Berg, Otto Berg, Aurora Berg, Wellew Berg and George Berg, minors, and represents to the Court that pursuant to the order of this Court heretofore made on his petition for the sale of certain real estate belonging to his said wards that he did sell the same for the purpose of reinvestment in a suitable residence property for his said wards a home; that since the sale of his wards' real estate as afore said, that he, the said Curator ^{has} in connection with his wards and their father W.O. Berg made diligent inquiry of and concerning many residence properties in the City of Gallatin; that they now have a proposition pending to purchase a suitable residence property in said City of Gallatin, and described as follows: Lots One, Two and Three of Block "R" in William E. Wirt's Second Addition to the City of Gallatin, for the price and sum of \$1850.00, which is believed to be a reasonable price for said property.

Petitioner further states that since filing said first petition, that Rayar Berg, one of his said wards has become of legal age, and that he demands the payment to him of his share of the proceeds of the afore said sale of real estate, and that after payment to said Rayar Berg his said share of said proceeds that he will still have ^{in his hands} as curator of the said Otto Berg, Aurora Berg, Wellew Berg and George Berg about Fifteen hundred and fifty ^{dollars} which will be available for said purpose of purchasing said residence property; that said property can be bought for \$1850.00 on the following terms, to-wit: By the payment of \$1550.00 cash and the purchaser assuming the payment of an incumbrance of \$300.00 on said property, bearing interest at the rate of 6 per centum per annum. And petitioner further states that his said wards, last named, are the owners of an undivided $\frac{4}{5}$ of an undivided interest in 25 acres of land in Washington Township, Daviess County, Missouri, subject to the homestead rights of their grand-mother, Sallie Philey, who is now far advanced in years and in feeble health.

Wherefore said petitioner prays the Court for an order empowering him to buy for and on account of his said wards the afore said property, or some other suitable residence property in the City of Gallatin;

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And that the Court Appoint three resident, disinterested householders of Daviess County, to view, appraise and report to the Court on the value of the above described residence property, and such other suitable residence property in the City of Gallatin, as said Court shall from time to time direct as provided by Section No. 438 of Chapter 2 Revised Statutes of Missouri 1909, and for such other and further orders, judgments and decrees as may be necessary to effectuate the Courts former judgment - empowering the said petitioner to re-invest the proceeds of the aforesaid sale of real estate in suitable residence property in the City of Gallatin.

And the Court finding that said petition truly sets forth the facts relative to said matter and being satisfied that the purchase of the property in said petition described, or of some other suitable residence property in said City of Gallatin will be for the interest of said minors.

It is therefore ordered that George F. Alexander, Curator as aforesaid be, and he is hereby authorized and directed to purchase the said Lots One (1), Two (2) and Three (3) of Block "R." in William E. Wirts Second Addition to the City of Gallatin, upon the terms named in said petition, viz: the payment of \$1500⁰⁰ in Cash and assuming said incumbrance of \$350⁰⁰, and that he take the title to said property in the name of his said wards - and for that purpose ^{that} he require and secure from the grantor a good sufficient ^{General} Warranty Deed conveying to said minors the real estate above described free and clear of encumbrances, except the said \$350⁰⁰ to be assumed by said purchasers, and that said Curator require from said grantor an abstract of title to said property, and it is further ordered that said Curator have said property viewed, and appraised by Thomas R. Shaw, Samuel O. Venable and Frank M. Davis, three disinterested resident householders of the City of Gallatin, who are hereby appointed by the Court to appraise the same. And it is further ordered that said Curator make a report of said purchase and his proceedings therein, duly verified, to this Court

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In the matter of the Estate of { Approval of Purchase.
Donald M. Bernard, a minor. }

Now at this day comes Robert E. Maupin, Curator of Donald M. Bernard, minor, and shows to the court by his report of purchase, in writing, duly verified, that he did, ^{on Wednesday the 1st day of March, 1911.} in obedience to the order of this Court entered of record on the 13th day of February, 1911, purchase, ^{from David Stitt, at the sum of Two thousand dollars,} subject to the approval of this Court, the North West Quarter, of the South West Quarter, of Section Fifteen (15), Township Sixty-one (61) of Range Twenty-nine (29) in Daviess County, Missouri, and containing 40 acres, more or less, first having had the same appraised by L. M. Best, Ben A. Gates and William C. Lowrey, three resident and disinterested householders of said Daviess County, Missouri appointed by the court as such appraisers, who under their oaths appraised the same at the sum of Two thousand dollars (\$2000.00), as shown by their certificate of appraisement to said report attached; and it further appearing that said Curator has in obedience to said order, procured from said David Stitt an abstract showing good title to said said real estate also a general warranty deed from said David David Stitt to said Donald M. Bernard conveying the real estate herein described free and clear of all encumbrances.

It is therefore ordered that the said purchase be in all things approved and confirmed, and that the said Robert E. Maupin, Curator be and he is hereby authorized to accept the aforesaid deed and to pay to said David Stitt said purchase price of \$2000.00.

In the matter of the Estate of }
William Galbreath, deceased } Assessment of Collateral Inheritance Tax.
Date of death, September 23, 1910 }
Robert E. Maupin, Executor }

Due notice having been given the parties entitled thereto, the Judge of this Court this day proceeds of his own motion to assess and fix the cash value of the interests of the beneficiaries of this estate subject to the collateral inheritance tax and the Judge of this Court having heard all the evidence and proof and being fully advised, finds that said William Galbreath departed this life on the 23rd day of September, 1910; that the names of the beneficiaries of said estate, the cash value of their interests in the personal and real estate thereof subject to said tax, after deducting debts and expenses, said cash value and the amount of tax thereon being hereby fixed and assessed, are as follows: —

over

February Adjourned Term — Saturday — March 11, 1911.

Beneficiaries	Value of each interest in the Personal property	Tax thereon	Value of each interest in the Real estate	Tax thereon
William J. Galbreath	1352 00	67 60	750 00	37 50
Aron D. Galbreath	1000 00	50 00		
Susan Ethel Galbreath	500 00	25 00		
Homer N. Galbreath	500 00	25 00		
Mary E. Galbreath	25 00	1 25		

Said interests above referred to include the following described real estate, the clear market value which is as follows:—

Lots Nine (9), Ten (10) and Eleven (11) in Block Two (2), Neil & Berham's Addition to Pattonsburg Missouri. \$750.00

Ordered that Court adjourn till 9 O'clock A.M. Tuesday, April 4, 1911.

P. P. Doak
Judge

In Vacation of the Probate Court March 16, 1911.

In the matter of the estate of Bond filed and recorded.
John Herbert, Insane

Now comes Mary E. Herbert and files her bond as Guardian of John Herbert, an insane person, in the sum Nine Thousand and three hundred Dollars, with J. A. Eads, John Minnick and B. F. Smith as securities and conditioned according to law. And said bond is accepted by the Judge of Probate and it is ordered that same be approved and recorded, and is in words and figures as follows:-

We, Mary E. Herbert as Principal, and J. A. Eads, John Minnick B. F. Smith as Securities, are held and firmly bound unto the State of Missouri, in the sum of Nine Thousand, three Hundred Dollars for the payment of which we bind ourselves and our heirs:

Upon the Condition, that whereas, the said Mary E. Herbert has been appointed by the Probate Court of Daviess County, Missouri, Guardian of the person and estate of John Herbert of said County, a person of sound mind.

Now, if the said Mary E. Herbert shall take due and proper care of such John Herbert and manage and administer his estate and effects to the best advantage, according to law, and shall faithfully do and perform all such acts, matters and things touching her 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 Salatin in said County, this 11th day of March, A.D. 1911.

Mary E. Herbert (Seal)
J. A. Eads (Seal)
John Minnick (Seal)
B. F. Smith (Seal)

Approved by the Court.

P. P. Doak
Judge of the Probate Court
of Daviess County Missouri.

In the Probate Court—In Vacation—March 17, 1911.

In the matter of the estate of { Appointment of Administrator *de bonis non*
Benjamin F. Grimes, deceased. }

Now at this 17th day of March, 1911, it being shown to the Judge of Probate that Benjamin F. Grimes, late of Davies County Missouri, departed this life intestate May 14, 1908; that letters of Administration were granted and issued to Albert F. Grimes upon the estate of said deceased on the 30th day of June 1910; that since the grant of said letters the said Albert F. Grimes has by removal to the State of California become a non-resident of this State; that said Administration has not been completed; that it is for the interest of the said estate that a suitable person be appointed to take charge of said estate and to complete said Administration.

It is therefore ordered that John R. Stanley be, and he is hereby appointed Administrator *de bonis non* of said estate and that before entering upon the duties of his said trust that he be required to enter into bond to the State of Missouri in the sum of One Hundred Dollars, with two or more sufficient securities residents of this County and conditioned according to law.

And comes now said John R. Stanley and accepts said Administratorship and qualifies for said office filing his bond in said sum of \$100.00 with E. D. Mann and H. F. Lawrence as securities thereon and conditioned, as the law directs, which said bond is by the said judge accepted and approved.

C. O. Doak

Judge of Probate

In the Probate Court in Vacation - March 18, 1911.

In the matter of the estate of { Proof of Will,
Louisa DeFord, deceased }

On this day comes P. R. DeFord and produces to the judge of Probate an instrument in writing, purporting to be the last will and testament of Louisa DeFord, deceased, and attested by Rollin Britton and Elsie R. Glasscock as witnesses; and the said P. R. DeFord prays that said instrument in writing be proved and admitted to record as the last will and testament of the said Louisa DeFord. And it being shown to the said Judge of Probate by satisfactory evidence that said Louisa DeFord, late of the County of Daviess, died on or about the 15th day of January, 1911, at her home in Jefferson Township in said Daviess County, said Judge proceeded to take the testimony of Rollin J. Britton and Elsie R. Glasscock, said attesting witnesses in relation to the execution and publication of said instrument and having heard their said testimony and reduced the same to writing and caused said witnesses to sign the same, and being sufficiently advised by the evidence of said witnesses of the proper and legal execution of said will the same is declared and adjudged to be the last will and testament of Louisa DeFord, deceased, late of Daviess County, Missouri, and it is therefore admitted to Probate and ordered to be recorded.

P. P. Doak

Judge of Probate

In the Probate Court - In Vacation - March 24, 1911

In the matter of Estate of { In vacation March 24, 1910,
Chas W Booram, deceased } Assessment of Collateral Inh. Tax.
Date of Death March 26, 1910
F M Ward, Admr }

Due notice having been given the parties entitled thereto, the Judge of this Court this day proceeds of his own motion to assess and fix the cash value of the interests of the beneficiaries of this estate subject to the Collateral Inheritance tax and said Judge having heard all the evidence and proof and being fully advised, find that said Chas. W. Booram, departed this life on the 26th day of March, 1910; that the names of the beneficiaries of said estate, the cash value of their interest in the personal and real estate thereof subject to said tax after deducting debts and expenses, said cash

In Vacation — March 2nd, 1911.

value and the amount of tax thereon being hereby fixed and assessed, are as follows:—

Beneficiaries	Value of Each Interest in the Personal property thereon				Value of Each interest in the Real Estate thereon				Total Tax
James E. Booram	\$401	28	20	06	\$904	72	45	24	\$65.30
John A. Booram	200	64	10	03	452	96	22	62	32.65

Said interests above referred to include the following described real estate, subject to the life estate of James Barngrover, age 85 years and Mary A. Barngrover, age 76 years, the clear market value of which is \$5820.00 and the interests here assessed being an undivided $\frac{1}{3}$ and $\frac{2}{3}$ respectively.

The South half of the South East quarter of Section 4 and the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ Section 3, Township 61, range 26, in Daviess County Missouri.

R. P. Donat

Judge of Probate

In the Probate Court — In Vacation — March 22, 1911.

In the matter of the Estate of
Henry Ward, deceased
Date of death August 19, 1910
Wm. H. McKinis, Executor

Assessment Collateral

One notice having been given the parties entitled thereto, the Judge of this Court this day proceeds of his own motion to assess and fix the cash value of the interests of the beneficiaries of this estate subject to the collateral inheritance tax and the Judge of this Court having heard all the evidence and proof and being fully advised, finds that said Henry Ward departed this life on the 19th day of August, 1910, that the names of the beneficiaries of said estate, the cash value of their interest in the personal ^{and real} estate thereof subject to said Tax, after deducting debts and expenses, said cash value and the amount of tax thereon being hereby fixed and assessed, are as follows:

Beneficiaries	Value of Each Interest in the Personal estate				Tax thereon	Value of Each interest in the Real estate thereon			
William Fog, Edgar, Neb.	\$31	5	31		15	76	\$333	34	16

Said interests above referred to include an undivided $\frac{1}{3}$ interest in the following described real estate, the clear market value of the whole of each tract or piece is as follows:

In vacation March 29, 1911.

Lot 18 & East 1/2 of 19, Block 1- Original Town of Pattonburg, Mo. \$600.00
 East 1/2 of Lot 7 and all of Lot 8 in Block 4 of Humball's
 Fourth Addition to Pattonburg, Mo. 400.00

P. O. Doak,

Judge of Probate

February Adjourned Term - Tuesday - April 4, 1911.

In the matter of the estate of { Judgment Establishing Will.
 Louisa DeFord, deceased }

It being shown to the Court now here, that in vacation of this Court, to-wit: On the 18th day of March, 1911, an instrument of writing purporting to be the last will and testament of Louisa DeFord, deceased, and attested by Rollin J. Britton and Elsie R. Glasscock as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said Louisa DeFord, deceased, and said Judge proceeded to take the testimony of Rollin J. Britton and Elsie R. Glasscock 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 March, 1911.

And the Court having inspected said will, and seen and heard the testimony of Rollin J. Britton and Elsie R. Glasscock 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 Louisa DeFord, 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 Mary A. Herbert, as Guardian of John Herbert, an Insane person filed on the 16th day of March 1911, be and the same is hereby approved.

February Adjourned Term Tuesday - April 4, 1911.

Ordered that the bond of John R. Stanley as Administrator, de bonis non, of the estate of Benjamin F. Grimes, deceased taken by the Judge of this Court in Vacation March 17, 1911, be, and the same is hereby approved and that his appointment to said trust with all the proceedings therein are ratified and confirmed.

In the matter of the Estate of { Demand Allowed
Henry F. McBlung, deceased }

Comes now R. V. Thompson, Administrator of the estate of Edward C. McBlung, deceased, and presents to the Court for allowance against said estate of Henry F. McBlung, deceased a demand for \$ Forty Seven hundred Eighty-eight & 11/100 Dollars, founded on four (4) promissory notes and accrued interest as follows: -

One note dated March 8, 1900, 6% from date for	\$ 210.00;
accrued interest on same to this date	120.83;
One note dated June 16, 1900, 6% from date for	715.00;
and accrued interest to this date	597.10;
One note dated October 24, 1900, 6% from date for	1600.00;
interest on same to date	1341.89
One note dated January 26, 1906, 8% from July 26, 1906 =	104.00
interest on same to date	30 12

Making a total of the said sum of = \$ 4788.94;
And service of notice of presentation for allowance having been waived in writing and the genuineness of the signature to said notes being unquestioned. it is therefore adjudged by the Court to be a just claim against said said estate and it is ordered that same in said sum of \$4788.94 be, and is hereby allowed against said estate and placed in the fifth class.

Estate of Martha Graybill { Demand allowed.
deceased.

Comes now William Gibson, undertaker, and presents to the Court for allowance against said estate a demand for Ninety-eight Dollars. And service of notice being waived in writing, and affidavit and proof made, it is ordered that said account funeral of deceased in the sum of \$98.00 be allowed against said estate, and that it be assigned to Class One.

February Adjourned Term - Tuesday - April 4, 1911

Estate of T. B. Henderson, { Demand allowed.
Deceased }

Comes now Pettijohn Bros and present to the Court for allowance against said estate a demand for \$75.00 on account for grave vault, funeral car service at Gallatin, and service waived in writing and affidavit and proof made, it is ordered that said account in the sum of seventy-five dollars be allowed, and the same is adjudged against said estate as a first class demand.

Estate of Albert Cumberly, { Demand allowed.
deceased }

Come now the J. H. Davis Drug Co. and present to the Court for allowance against said estate a demand for \$2.00 on acct. of Mdse. bought by deceased in his life-time - and service of notice waived in writing and affidavit and proof made - it is ordered that said account in sum of Two dollars be allowed, and same is placed in the 5th Class of demands against said estate.

In the matter of the estate of { Discharge
Richard W. Wolfe, deceased }

Comes now Lucetta J. Wolfe, Administratrix of said estate and files the receipts of the following distributees thereof for the amounts due them on final settlement and distribution heretofore ordered: -

Receipt of Alvina M. Wolfe	for her distributive share	= \$17.12
" " John M. Wolfe	" his "	" = 17.12
" " Lydia B. Wolfe	" her "	" = 17.12
" " Frank L. Wolfe	" his "	" = 17.12
" " Sadie E. Wolfe	" her "	" = 17.12
" " Hazel R. L. Wolfe	" " "	" = 17.12
" " Cornelius W. Wolfe	" his "	" = 17.12

And it appearing the balance due said estate on said final settlement has been distributed in obedience to the order of distribution made by this Court, and the foregoing receipts represent fully said balance - it is therefore ordered that said Administratrix be and she is hereby discharged.

February Adjourned Term Tuesday - April 4, 1911

In the matter of the estate of { Approval of Private Sale of Personalty,
Aaron Bashford, deceased }

Comes now Jas. B. Drummond, Administrator of Aaron Bashford deceased, and reports to this Court:

That in obedience to an order of this Court, made January 19, 1911, directing him to sell the personal estate in said order as follows, to-wit: A Bedstead, feather bed and bedding, an ax and 7 stands of bees belonging to said estate 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 J. R. Dixon C. G. Rader and C. O. Tolen three disinterested householders of said County, they having ^{been} first duly sworn, as appears by the affidavit of said appraisers and their certificate of appraisement heretofore filed.

And Mrs Iva Drummond and Charles Allen were the highest and best bidders for said personal estate, at the price and sum of Eleven and 00/100 Dollars, And the same was sold to them ^{at private sale} accordingly. And the said purchasers have fully complied with the terms of said sale, and have paid him the sum of Eleven & 00/100 dollars in cash as required by said order of sale

and said report being verified by affidavit as required by law and it appearing that said sale was legally and fairly made it is ordered that said report be approved and that the sale be and the same is hereby ratified and confirmed.

In the matter of the estate of { Order To pay into State Treasury
Matilda Taylor, deceased }

It having come to the knowledge of this Court by the records of said Court, that heretofore, to-wit: On the 14th day of May 1910, F. M. Taylor, Executor of the last will of Matilda Taylor, deceased, filed his final settlement of said estate which showed that the provisions of said will had been fully carried out except the payment of a specific legacy to William G. Koger, in the sum of Five dollars and specific legacy to Sarah Ellen Hurd in the sum of Five dollars, each of which had been, by the Legatees, William G. Koger and Sarah Ellen Hurd, refused, and that more than a year has elapsed since said final settlement was made and that the said legatees

refuse to accept their said legacies.

It is therefore ordered by the Court that F. M. Taylor, Executor as aforesaid pay into the State Treasury the legacies of ^{said} William G. Koger and Sarah Ellen Hurd as provided by Section 6257 Revised Statutes 1909.

In the matter of the estate of } Order of Publication
Henry F. M'Clung deceased }

Now at this 4th day of April, 1911, Comes Ida M'Clung administratrix of the estate of Henry F. M'Clung, 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 2nd Monday of May, 1911, 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 Gallatin Democrat, a newspaper published in this County and State, for four weeks before the next term of this court, and that personal service of this notice be made on the heirs and devisees of deceased, resident in said County, at least ten days before the next term of this Court.

Estate of Thos. B. Henderson } Demand allowed
deceased }

Comes now John I. Henderson and presents to the Court for allowance against said estate a demand for Two Hundred Eighty & 17/100 Dollars founded on an account for the payment of Room rent, board and nurse hire, medicine, and funeral expenses &c. &c.

And service of notice for presentation for allowance being waived in writing and

affidavit and proof made it is ordered that said account in the sum of \$280.⁰⁵

February Adjourned Term - Tuesday - April 4, 1911.

be allowed, and the same is hereby adjudged against said estate as a Demand of the Second Class.

In the matter of the estate of { Order Renewing order of sale,
William Baker, Sr., deceased }

Now this day it appearing to this Court that Joseph R. Baker, administrator of the estate of Wm. Baker, Sr., deceased, has not as yet made sale of the real estate ^{of said deceased} described in the Order of Sale made by this Court at its August term 1910, and renewed at the November term 1910, it is therefore ordered by the Court that said order of sale be in all things again renewed

In the matter of the estate of { Order Renewing order of sale,
L. D. Shaffer, deceased }

Now at this day, it appearing to this Court that the Administrator of said estate has not as yet made sale of the real estate of said deceased, described in her petition and the order of sale made by this Court at its August, 1910, term and renewed ^{at} the November, 1910, term thereof, and it is ordered by said Court that said order of sale be again in all things renewed

Ordered that Court adjourn till Court in course
P. O. Roak
Judge

In the Probate Court - In Vacation - April 14, 1911.

In the matter of the estate of } Order granting letters of Administration
Rose B. Read, deceased

And now on this 14th day of April, 1911, Comes Francis L. Read, and prays the Judge of Probate to grant him letters of Administration upon the estate of Rose B. Read, deceased, first having made proof by affidavit, as is by law required that said Rose B. Read late of Daviess County, Missouri, died intestate April 8, 1911, leaving as her sole and only heir David Francis Read whose place of residence is in Daviess County, Missouri, and stating that he will make a perfect inventory of and faithfully administer all the estate of the deceased, and pay the debts as far as the assets will extend and the law direct, and account for and pay all assets which shall come to his possession or knowledge.

And it appearing that said David Francis Read the only heir and distributee of said Rose B. Read is a minor, and that Francis L. Read is his Grandfather, and is a suitable and competent person to administer said estate: Now, therefore, it is ordered that letters of Administration be granted and issue to said Francis L. Read, provided said Francis L. Read enter into bond to the State of Missouri in the sum of Twenty-five hundred (2500.) Dollars with two or more sufficient securities, residents of this County, conditioned according to law.

And Comes now said Francis L. Read and files said bond in the aforesaid sum of Twenty-five ^{hundred} (2500) dollars with Davis E. Waters and E. M. Read as securities thereon, and condition as the law directs, which said bond is by said Judge of Probate accepted and approved. And it is ordered that W. N. Guthrie, and Harry O'Daniels be, and they are hereby appointed to aid said Administrator to examine the ^{books} papers, money and effects of said deceased and to make an inventory thereof, and that said Administrator publish notice of the grant of said letters in some Newspaper published in Daviess County as required by law.

P O Oak
Judge of Probate

In the Probate Court - In Vacation April 15, 1911.

In the matter of the estate of (Proof of Will. Letters granted.
David F. Rea, deceased)

On this 15th day of April, 1911, Comes Robert R. Ray, and produces to the judge of the Probate Court an instrument in writing, purporting to be the last will and Testament of David F. Rea, deceased, and attested by R. T. Deatley and L. R. Smith as witnesses; and the said Robert R. Rea prays that said instrument in writing be proved and admitted to record as the last will and Testament of the said David F. Rea, and it being shown by satisfactory evidence that said David F. Rea late of the County of Daviess, died on Tuesday, the 11th day of April, 1911; said judge proceeded to hear the proof of the execution and publication of said instrument as his last will.

And now come R. T. Deatley and L. R. Smith the attesting witnesses, who being first duly sworn, say respectively, that they were well acquainted with said David F. Rea, ^{late of Daviess County deceased,} in his lifetime.

And the said instrument so produced by said Robert R. Rea, and purporting to be the last will of said David F. Rea, being here shown to them, the each further say that they were present at the execution of said will and saw the said David F. Rea sign it on the day of the date thereof, and heard the said David F. Rea say then and there that said instrument was his last will and Testament; that they subscribed their names as witnesses thereto, at the request of the said David F. Rea and in his presence and in the presence of each other; that at the time of executing said instrument the said David F. Rea was of sound mind and more than twenty-one years of age and not under any restraint which testimony of said witnesses was reduced to writing and signed by them respectively, and the said judge being sufficiently advised by said testimony, doth declare and adjudge said instrument of writing bearing date March 11, A. D. 1899, to be the last will and Testament of David F. Rea, deceased late of Daviess County Missouri, and it is admitted to probate and ordered to be recorded.

And whereas Robert R. Rea a son of said David F. Rea, is named in said will as Executor thereof, and whereas it is requested by the testator that he, the said Robert R. Rea be not required to give bond. it is therefore

In Vacation — April 15, 1911

Ordered that Letters Testamentary upon the estate of David F. Rea, deceased be granted and issue to said Robert R. Rea, and that he be not required to give bond, and it is further ordered that R. T. Deatley and L. R. Smith be, and are hereby appointed witnesses to aid said Executor to examine the books, papers, money and effects of said deceased and to make an inventory of said estate, and that the said Executor publish notice of the grant of said letters as the law requires.

O. P. Doak
Judge of Probate

In Vacation April 14, 1911.

In the matter of the estate of { Choice and appointment of G. Cur.
David F. Read, a minor

Now this 14th day of April, 1911, it having been shown to the Judge of Probate that David F. Read, a minor above the age of 14 years, and a child of Omer L. Read, deceased, and Rose B. Read, deceased, is possessed of personal property of the value of \$2566³², and real estate as follows: All on the South East side of Cypress Creek of the South half of the North East quarter of the South East quarter Sec. 9, Twp. 6, R. 28, being 14²⁵/₁₀₀ acres more or less and South West 1/4 of South West 1/4 of Sec. 10, Twp. 6, R. 28, 40 acres more or less, and that part NW 1/4 of Sec. 15 described as follows: Begin 2 rods E. of N.W. corner of said NW 1/4 of 15; run E. 118 rods; S. 160 rods; N. 71 1/2 rods to public road; N. westerly direction 160 rods more or less to beginning, Except 1 acre in the SW corner of last described tract all in Twp. 6, R. 28, containing in the three tracts, 149²⁵/₁₀₀ acres. Also E 1/2 NW 1/4 Sec 32, Twp. 62, R. 27, Except Right of Way of Railroad, all of said land in Daviess County, Mo.; That said minor has no Guardian of his person or Curator of said estate - his mother, the said Rose B. Read, and heretofore his duly appointed and legally qualified Guardian and Curator having departed this life April 8, 1911.

And now comes said David F. Read, and being instructed by the Judge of Probate to choose a Guardian of his person and Curator of his estate, he makes choice of Francis L. Read, his grandfather and requests the Judge of Probate to appoint him to fill said trust, and the said Judge being satisfied that said Francis L. Read is the proper person for such guardianship - it is ordered that he, the said Francis L. Read be, and he is hereby appointed Guardian of the person and Curator of the estate of David F. Read, minor as aforesaid, and

that before entering upon ^{the duties of} such Guardianship that he be required to enter into bond to the State of Missouri for the use of said minor in the sum of \$5000.00 with two or more securities to be approved by the Court and conditioned for the faithful discharge of his duties as such guardian, according to law.

And now comes said Francis L. Read and accepts said Guardianship and files said bond in the sum of \$5000.00 with David E. Waters and D. W. Read as securities thereon and conditioned as the law directs, which bond is by the Judge of Probate accepted and approved.

P. P. Doak,

Judge of Probate.

In Probate Court, Daviess County, Missouri,
In Vacation, April 20, 1911,

Estate of Rose B. Read, deceased. } Order for Private Sale.
F. L. Read, Administrator.

Now comes F. L. Read, Administrator of said estate, and files his written application for permission to sell 1 sewing machine, 3 bedsteads, 4 Rocking chairs; 3 stoves; 1 Saw, 1 Scythe, 1 hoe, 1-5 gallon can, 1 Lawn mower, 1 machine. Ringer, 1 Carpet, 5 doz. fruit jars, 1 Turkey hen, Some Lard, lot of meat, 1 lantern, Lot Canned fruit, Some Linoleum, Lot of wood, Some Fruit trees, 1 garden Rase & Harrow, Some chickens, 1 buggy, set single harness, 1 black horse, 1 Bay mare, 75 to 100 bu. of Corn, Stand and Looking glass 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 those interested therein, to sell said property at such sale, it is ordered that said Administrator sell said said property at private sale for not less than its appraised value for cash and that he report the same to this Court.

P. P. Doak

Judge of Probate

In the Probate Court of Daviess County - in Vacation April 20, 1911.

In the matter of the estate of (Estate of Will.
Addie Bradley, deceased)

Now this 20th day of April, 1911, an instrument in writing heretofore filed, herein, signed by Addie Bradley and purporting to be the last will and testament of Addie Bradley, late of Daviess County, deceased, is produced before the Judge of the Probate Court, to be proved and admitted to record as the last will of the said Addie Bradley. And it appearing from satisfactory evidence that said Addie Bradley died on or about the 11th day of April, 1911, said Judge proceeded to take the testimony of two of the attesting witnesses to said instrument, to-wit: S. M. Young and Marie Young, who, now here appear and being first duly sworn depose and say that the said Addie Bradley, the testatrix, subscribed the same in their presence, and published the said will or instrument of writing, as her last will; that she, the said testatrix, was at the time of publishing said will of sound mind and of full age; and that they signed said will as witnesses thereto in the presence of, ^{and at the request of} the testatrix and of each other, And said testimony being reduced to writing by the said Judge and signed by said attesting witnesses. And the said Judge being sufficiently advised as to the legal and proper execution of said will, the same of date March 11, 1911, is declared and adjudged to be the last will and testament of the said Addie Bradley, late of Daviess County, deceased, and is therefore admitted to probate and ordered to be recorded.

And whereas Dr. W. T. Lindley of Hamilton, Mo., is appointed by said will as Executor thereof, and whereas, the said Dr. W. T. Lindley has in writing declined to accept said appointment and renounced all claim to letters testamentary upon said estate and to act as executor of said will. And whereas Archie Bradley, a son of deceased, and distributee of said estate, having declined to apply for letters of Administration will annexed upon said estate and has in writing requested the appointment to such Administratorship Thomas D. George of Hamilton, Mo., and whereas the said Thomas D. George has indicated his willingness to accept said appointment and the said Judge being satisfied that he is a suitable and competent person to fill said trust: It is therefore ordered that he the said Thomas D. George be and is hereby appointed Administrator with will annexed of the estate of said Addie Bradley, and that he enter into bond to the State of Missouri, as such Administrator in

The sum of Five Thousand (\$5000) Dollars, with two or more sufficient securities thereon, residents of this County, and Conditioned according to law.

P. P. Doak,
Judge of Probate,

In the Probate Court - In Vacation - April 22nd, 1911.

In the matter of the Estate of { Bond filed - Appointment of witnesses.
Addie Bradley, deceased }

Comes now Thomas D. George, and files his bond as Administrator with will annexed of estate of Addie Bradley, deceased, in the sum of Five Thousand five hundred Dollars, with Edmond J. Harlow and Egbert H. Henry securities thereon, ^{and conditioned as the law directs} which bond is by the Judge of Probate accepted and approved. And it is ordered that W. J. Morrow and A. L. Brown be, and they are hereby appointed witnesses to accompany and aid said Administrator to examine the papers, money and effects of deceased and to make an inventory of all the property of said estate, and that notice of the grant of Letters of Administration upon said estate be published in the Gallatin North Missourian, a newspaper published in this County, as required by law.

P. P. Doak
Judge of Probate

In Vacation - May 4, 1911.

In the matter of the alleged { Information filed.
Insanity of Noah Hershberger }

Now comes Mary C. Hershberger and makes information in writing that Noah Hershberger a resident of Daviess County is a person of unsound mind; that he is above the age of twenty one years and the owner of valuable property which is liable to waste. and prays that the matter be inquired into by a jury. and the Judge of Probate being satisfied that there is good reason for the Court to exercise its jurisdiction in said matter it is ordered that such inquiry be had on Wednesday the 10th inst. at 10 O'clock A.M. and that said Noah Hershberger be duly served with notice of the filing of said information and of the time and place of said inquiry.

P. P. Doak
Judge of Probate

In the Probate Court — May Term — Monday, May 8, 1911-

State of Missouri } ss
County of Daviess }

Be it Remembered, That at a Regular Term of the Probate Court of said Daviess County, begun and held at the Court House in the City of Gallatin, in said County, on Monday, May 8th A.D. 1911, there being present O. P. Doak, Judge (and Ex Officio Clerk) of said Court, and F. M. Parker, Deputy Sheriff of said Daviess County, the following proceedings were had, made and entered of record, to-wit: -

In the matter of the Estate of Judgment Establishing Will,
David F. Rea, deceased }

It being shown to the Court now here, that in Vacation of this Court, to-wit: on the 15th day of April, 1911, an instrument of writing purporting to be the last will and Testament of David F. Rea deceased, and attested R. T. Deatley and L. R. Smith as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said David F. Rea deceased, and said Judge proceeded to take the testimony of R. T. Deatley and L. R. Smith, 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 15th day of April, 1911.

And the Court having inspected said will, and seen and heard the testimony of R. T. Deatley and L. R. Smith 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 David F. Rea, 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 Francis L. Read as administrator of the estate of Rose B. Read, deceased, taken by the Judge of this Court in vacation, to-wit, April 14, 1911, be and same is hereby approved and his appointment as such administrator and all the proceedings therein ratified and confirmed.

In the Probate Court - May Term - Monday, May 8, 1911.

In the matter of the estate of [Judgment Establishing Will.
Addie Bradley, deceased]

It being shown to the Court now here, that in Vacation of this Court, to-wit: On the 20th day of April, 1911, an instrument of writing purporting to be the last will and testament of Mrs. Addie Bradley deceased and attested by J. D. Mosher, S. M. Young and Marie Young as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will and testament of said Addie Bradley, deceased, and said Judge proceeded to take the testimony of S. M. Young and Marie Young 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 20th day of April, 1911.

And the Court having inspected said will, and seen and heard the testimony of S. M. Young and Marie Young the attesting witnesses, so taken in vacation, as to the execution of said will, and being sufficiently advised: - It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Addie Bradley 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 Francis L. Read, as Guardian and curator of David F. Read, a minor, taken by the Judge of this Court in vacation thereof, to-wit: On the 14th day of April, 1911, be, and the same is hereby approved, and his appointment as such guardian is ratified and confirmed.

Ordered that the bond of Robert O'Conner as Administrator of Mary O'Conner deceased, taken by the Judge of this Court in vacation, April 14, 1911 be and same is approved and is his appointment ratified and confirmed.

Ordered that the appointment of Robert R. Rea as Executor of the last will of David F. Rea, deceased, without bond be ratified and confirmed.

Davies County Probate Court.

May Term - Monday - May 8, 1911, 1st day of term

Ordered that the bond of Thomas J. George, as Administrator with will annexed, of Estate of Addie Bradley deceased, ^{taken by the judge of this court in vacation on April 22, 1911.} be, and the same is approved, and his appointment as such Administrator is hereby ratified and confirmed.

Ordered that the order for private sale of personal estate belonging to estate of Rose B. Read, deceased, made by the judge of this Court in vacation April 20, 1911, be and the same is hereby approved.

In the matter of the Estate of
Joseph W. McGinnis, minor
Heir of Anderson McGinnis deceased } Order confirming sale.

Now comes Dan J. Releg, Guardian of the estate of Joseph W. McGinnis, a minor, and submits his report of sale, by which it appears that he did, on Wednesday the 22nd day of March, A.D. One Thousand Nine hundred and eleven, in obedience to the order of this Court made at the February, 1911, Term thereof, sell at private sale to George G. Palmer and Carrie L. Palmer, Husband and wife, for the sum of Fifty-five and 55.00 Dollars, the real estate in said order of Court and report, particularly described, viz:

All of the undivided One Thirty Sixth part of the South-east Quarter (1/4) of the North-east Quarter (1/4) of Section Thirty-four (34), Township Fifty-nine (59) of Range Twenty-nine (29) in Davies County, Missouri, the same being all the interest of the said minor in and to the land herein described.

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 Guardian is ordered to execute, acknowledge and deliver to said George G. Palmer and Carrie L. Palmer a deed in due form of law, conveying to the said George G. Palmer and Carrie L. Palmer, Husband and wife, all the right, title and interest which the said Joseph W. McGinnis, said minor, has in said land.

Ordered that the 2nd Annual Settlement of Mrs. C. Gilligan Curator of Fred Alleman, a minor this day due be continued to May Term 1912 of this Court.

Probate Court - Daviess County, Mo. May Term - Monday - May 8th, 1911.

In the matter of the Estate of } Order of Sale of Real Estate
James Pilcher, deceased }
B. B. Pilcher }
Administrator }

Now, at this day, Comes B. B. Pilcher, Administrator of the estate of James Pilcher, deceased, and proves to the Court that the Order of Publication made by the Probate Court of said County, upon his petition at the February Adjourned Term 1911 thereof, has been published, according to law, and due service thereof had on the heirs and devisees residing in said County, and moves for an Order of Sale, pursuant to said petition and notices; whereupon the Court proceeds to hear the testimony produced, and to examine the parties who appear touching the application of said Administrator for the sale of Real Estate of said deceased, as in said publication and petition mentioned; and it being proved to the Court that there are not sufficient personal estate and effects of said deceased charged with the payment of debts, and not sufficient assets in the hands of said Administrator to pay the debts due and owing by said estate, it is ordered that the said Administrator, first having the same duly appraised according to law, do sell the Real Estate mentioned in said petition, and herein after described, at private sale for the purpose of paying the debts due by said estate as aforesaid. And that said property must be sold for not less than three-fourths of its appraised value.

Description of Property to be sold.

The South Seventeen (17) Acres of the North-West Quarter (1/4) of the South-east Quarter (1/4) of Section Six (6), Township Fifty-eight (58) of Range Twenty-seven (27) in Daviess County, Missouri.

And it is further ordered that said Administrator sell the same for the purposes in said petition mentioned, on the following terms, to-wit: For cash in hand.

And said Administrator is directed to make a full report of ^{his} proceedings in relation thereto, with the certificate of the appraisement thereof, to this Court within ten days after such sale, as required by law.

May Term — Monday — May 8, 1911.

In the matter of Estate of { Receipt of State Treasurer filed Discharge
Matilda Taylor, deceased }

Now Comes F. M. Taylor, Executor of said deceased and files the receipt of James Cowgill State Treasurer for \$10.00 the same being the sum ordered by this to be paid in to said State Treasury as unclaimed Legacies of William G. Koger and Sarah Ellen Kord under the will of said Matilda Taylor, deceased.

And it is ordered by the Court that said Executor be, and he is hereby discharged.

In the Matter of the Estate of { Order of Sale of Real Estate
Henry F. McClung, deceased
Ida McClung, Administratrix }

Now, at this day, Comes Ida McClung, Administratrix of the Estate of Henry F. McClung, deceased, and proves to the Court that the Order of Publication made by the Probate Court of said County, upon her petition at the February Adjourned Term 1911, thereof, has been published, according to law, and due service thereof had on the heirs and devisees residing in said County, and moves for an Order of Sale, pursuant to said petition and notices; whereupon the Court proceeds to hear the testimony produced, and to examine the parties who appear touching the application of said Administratrix for the sale of Real Estate of said deceased, as in said publication and petition 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 Administratrix to pay the debts due and owing by said estate, it is ordered that the said administratrix, first having the same duly appraised according to law, do sell the Real Estate mentioned in said petition, and hereinafter described, at private sale for the purpose of paying the debts due by said estate as afore said, and that said property must be sold for not less than three-fourths of its appraised value.

Description of Property to be sold

The undivided One-fifth interest in the East 118 acres of the South-east Quarter (1/4) of Section Thirty-one (31) and the South-east quarter (1/4) of the South-west Quarter (1/4) of Section Thirty-two (32), Township Sixty (60) of Range

May Term - Monday - May 8, 1911-

Twenty-Six (26) in Daviess County, Missouri, subject to dower interest of said ~~widow~~ ^{including widow of said Henry F. Fincelung, deceased.}

And it is further ordered that the said Administratrix sell the same for the purposes in said petition mentioned, on the following terms, to-wit: For Cash in hand.

And said Administratrix is directed to make a full report of her proceedings in relation thereto with the certificate of the appraisement thereof, to this Court within ten days after such sale, as required by law.

In the matter of the Estate of { Final Settlement and Order of Distribution
Eliza C. Brinnon, deceased }

Now comes W. C. Macy Public Administrator of Daviess County and Administrator, *de bonis non*, of the estate of Eliza C. Brinnon, deceased, and submits his final settlement of said estate from which it appears that there remains in his hands a balance of Eighty-five & 1/100 Dollars - and it further appearing that said estate is fully administered and all the debts owing by said estate paid in full, and that notice for final settlement has been published according to law. It is therefore ordered and adjudged by the Court that said final settlement be approved and Recorded, and said balance of \$85.51 be distributed as follows;

To Frank J. Richardson, a son, $\frac{1}{2}$ of said balance = \$42.75

To Daisy M. Wagner, a daughter, $\frac{1}{2}$ " " = 42.76

and that said Administrator be instructed to pay said distributees the amounts due them and file their receipts for the same.

In the matter of Sarah J. James { Plaintiff
Widow of John D. James, deceased. } { Commissioner's Report
vs filed

Ethel Eiters, et al, Defendants }

And now come Will Dowell, W. N. Githens and W. E. Blackburn, the Board of Commissioners heretofore appointed by this Court on the Petition of said Sarah J. James, widow of John D. James, deceased, to set off Homestead and dower out of the Real Estate of said deceased and file their Report. And it is ordered by the Court that said report be and the same is hereby continued to the 31st inst. for the approval of this Court.

In the Probate - Davies County Missouri - May Term - Monday - May 8, 1911.

May

Ordered that the 4th Annual Settlement of E. M. Foley, Jr., Curator of the estate of Toney Baker, a minor, this day filed be approved and recorded.

Ordered that the Annual Settlement of C. L. Knaue, Curator of Marthe E. Brodbeck, et al, minors, this day due be continued to the August Term, 1911, of this Court.

Ordered that the 4th Annual Settlement of Rachel V. Brown, Curator of the estate of Robert H. Brown, et al, minors, this day filed, be approved and recorded.

Ordered that the Annual Settlement of Arch D. Goutsey, Curator of Malinda May Butler and Lewis Butler, minors, this day due be continued to the August Term, 1911, of this court.

Estate of William Galbreath, deceased, {
Robert E. Maupin, Executor }

Now Comes N. G. Ellis, Undertaker, and presents to the Court for allowance against said estate a demand for \$165.⁰⁰ founded on account for funeral of deceased, and service of notice waived in writing, and affidavit and proof made it is ordered by the Court that said demand in the sum of \$165.⁰⁰ be allowed and the same is adjudged against said estate and it is ordered that said account be assigned to Class one (1).

Ordered that the 11th Annual Settlement of Jacob M. Brown, Curator of Solomon Brown, a minor, this day filed be approved and recorded.

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

P. P. Doak
Judge

May Term — Tuesday — May 9, 1911.

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

In the matter of the Petition of
W. C. Macy Administrator of estate of } Order of Sale
Albert Cubberly, deceased

Now, at this day came W. C. Macy, Public Administrator of Daviess County, and as such Administrator of the Estate of Albert Cubberly, deceased, and proved to the Court that the Order of Publication made upon his Petition at the February Adjourned Term, 1911, thereof, has been published according to law, and that there are none of the heirs and devisees of said deceased, resident in said Daviess County, and moves for an order of sale, pursuant to said Petition and Order of Publication; 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 not sufficient personal estate and effects of said deceased charged with the payment of debts, and not sufficient assets in the hands of said administrator to pay the debts due by said estate, it is ordered that the said W. C. Macy, the aforesaid Administrator do on the 14th day of August next, at the East 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:

Lots Seven (7) and Eight (8) in Block J in Brown and Wirt's Addition to the City of Gallatin, Daviess County Missouri, also that part of the South half of the South-east quarter^(1/4) of Section Eighteen (18) in Township Fifty-nine (59) of Range Twenty-seven (27) lying North of the right of way of the Chicago, Rock Island and Pacific Railway and East of the Rock Road known as the Old Rock Island Depot Road, being about two acres more or less, all 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

In Probate Court - May Term - Tuesday - May 9, 1911

In the

the same appraised, and Notice of the time, Terms and place of said sale published for four weeks prior thereto, in some newspaper published in this County, as directed by law, and that he make return of his proceedings within ten days after such sale.

In the matter of the estate of { Final Settlement and Distribution
Maria F. Drummond, deceased }

Now at this day comes John F. McMahon Administrator of the Estate of said deceased, and first having published notice according to law, submits his final settlement of said estate and it appearing that all demands allowed against said estate have been paid in full and that there is a balance due the estate in the sum of \$380.99, it is ordered and adjudged by the Court said final settlement be approved and recorded and that said balance be distributed among the heirs of deceased, as follows:-

B. F. Mann, A. R. Mann, Amanda Dewey, Sarah F. McMahon and Arpatia Blizzard being full heirs and each entitled to $\frac{1}{4}$ of the whole amount distributed and each having been advanced the sum of \$120.00, as shown by their receipts filed with said Administrator's first Annual settlement, making an aggregate of \$600. heretofore distributed, which added to the above balance makes a total of \$980.99 one seventh of which is \$140.14, so that

B. F. Mann's distributive share is \$140.14 less \$20.00 =	\$20.14
Amanda Dewey's " " " " " "	= 20.14
Alex R. Mann's " " " " " "	20.14
Sarah F. McMahon's " " " " " "	20.14
Arpatia Blizzards " " " " " "	20.14
Joe A Mann son of M. R. Mann deceased ($\frac{1}{2}$) =	46.71
E. D. Mann " " " " " " (")	46.71
Clinton Mann grand child of M. R. Mann deceased ($\frac{1}{8}$)	9.35
Ross Mann " " " " " " ($\frac{1}{8}$)	9.35
Veda Mann " " " " " " ($\frac{1}{8}$)	9.35
Marion Mann same	} 9.35
Harry M Mann same	
Celia Stacks, sole heir of a daughter, deceased, of Eliza Walls	$\frac{1}{2}$ 46.71
Ross Wilson " " " " " " " "	$\frac{1}{2}$ 46.71
Boyd Wallis, 1 of 5 children " " " " " "	$\frac{1}{5}$ 9.35

In the Probate Court - May Term - Tuesday - May 9, 1911

Bessie Walls, one of 5 children of John Walls deceased son of Eliza Walls.	$\frac{1}{105} = 9.34$
Clyde Walls Same	$\frac{1}{105} = 9.34$
Blanche Walls Same	$\frac{1}{105} = 9.34$
Cecil Walls Same	$\frac{1}{105} = 9.34$

Total Amount distributed \$980.99 less \$600.00 heretofore paid out - \$380.99.
And it is further ordered that said Administrator pay over to said distributees the sums due them, respectively, and that he file their receipts for the same.

In the matter of the estate of (Final Settlement; Order of Distribution
Maria P. Dowell, deceased)

Comes now W. C. Macy, Public Admr. having charge of estate of Maria P. Dowell, deceased, and first having published notice according to law submits his final settlement of said estate, which shows a balance due the estate of One Hundred Twenty-eight & 2/100 dollars.

And it appearing that all the assets of said estate have been realized upon as far as known; that the debts have been paid in full and that said balance is for distribution it is therefore ordered and adjudged that said final settlement be approved and recorded and said balance distributed as follows, to-wit: —

To Jacob C. Dowell, (a son)	1/8 of \$128.09, the same being his share	\$16.01
" Sarah Field (a daughter)	Same	16.01
" Mattie Dyche, (a daughter)	Same	16.01
" Elgenia Ward (")	Same	16.01
" Emma Perry (")	Same	16.01
" Lillie Ward (")	Same	16.01
" Sylvester S. Dowell (a son)	Same	16.01
" Maria Hagerty (a daughter)	Same	16.02
Total amount distributed		\$128.09

And it is further ordered that said Administrator pay over to said distributees the sums due them respectively and that he file their receipts for the same in the office of the Probate Court.

In the matter of the Estate of (Final Settlement filed, and
Allen Conner, deceased) (Continued under advisement.

Comes now Martha Conner, Administratrix of said estate and files her final settlement, having published notice thereof according to law, and by agreement of the parties interested therein said final settlement is continued, and the 31st inst is set for the hearing of said Cause.

In the Probate Court - May Term - Tuesday, May 9, 1911

In the matter of the Estate of { Final Receipts filed and Discharge
Jacob Ramey deceased }

Comes now E. M. Street, Administrator of said estate and files the final distributive receipts of the distributees of said deceased for the amounts due them as shown by the order of distribution made by this Court on final Settlement of said estate heretofore made, the names of said distributees and amounts by them received, are as follows, to wit: -

Ollie J. Dillingham	\$37.62;	G. W. Frazier Guardian of	
Thomas Ramey	37.62;	Martha Owens	\$37.62
H. A. Winston Guardian of	Wm Ramey		37.62
Benjamin Ramey	\$188.10	Mary E. Culver	188.10
Cora Ramey	37.62	John W. Ramey	188.10

And it appearing to the Court that said estate is now fully administered and all assets paid out and receipts filed it is ordered that said Administrator be and he is hereby discharged.

In the matter of the estate of { Report of Sale filed & Continued
James Pilcher, deceased }

Comes now B. B. Pilcher Administrator of James Pilcher, deceased, and files his report of Sale of Real Estate made pursuant to the order of this Court on the Petition of said Administrator, and said report is by order of the Court continued till the 19th instant for approval.

Ordered that the 4th Annual Settlement of Braxton Brown, Curator of Claude E. and Cecil L. Calvin, minors this day filed be approved and recorded.

Ordered that the first Annual Settlement of Maude Compton, Curator of the estate of Daniel F. Compton a minor, this day filed be approved and recorded.

Estate of Charles M. Donaldson { 2nd Annual Sett^{ling} & Discharge
a person of unsound mind }

Now this day came John R. Donaldson Curator of said Charles M. Donaldson and files his 2nd Annual Settlement of his account which shows that a balance of \$12.10 is all that is left of said

In the Probate Court - May Term - Tuesday - May 9, 1911

estate, and states to the court that his said ward needs a suit of clothes and other articles of wearing apparel, and it is ordered that said Guardian be authorized to expend said balance in the purchase of clothes for his said ward, and that he file a receipt the same.

And now comes said Jno. R. Donaldson, and files said receipt in the aforesaid sum, and it is ordered by the Court that the Curatorship of said John R. Donaldson be and the same is hereby suspended until upon the discovery of other or further assets he be again ordered to take up the same.

Ordered that the first Annual settlement of E. M. Street, Administrator with the will annexed of estate of Salathiel G. Deem, deceased, this day filed, be approved and recorded.

In the matter of the estate of { Demand allowed. -
O. M. Sulsar, deceased }

Now comes Chas. A. Burrell Cashier of Gilman Bank and presents to the Court for allowance against said estate a Demand for \$1209.70 founded on two promissory notes - one for \$949.00 dated April 18, 1910 bearing interest at 8% from date signed O. M. Sulsar and payable to order of Gilman Bank; the other for \$171.00 ^{signed O. M. Sulsar} payable to order of H. E. Dornny at Gilman Bank endorsed H. E. Dornny dated Sept. 12, 1910, at 8% - 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 Demand be and is hereby allowed against said estate in the sum of Twelve hundred nine & 70/100 dollars, and it is ordered that same be placed in the 5th class of demands.

In the matter of the estate of { Allowance of Demand.
Timothy Culver, deceased }

Now this day comes John Culver and presents to the Court for allowance against said estate a Demand for \$12.00 founded on account for one hog sold deceased. weight 200 lbs. @ 6¢. - And service of notice for presentation being waived in writing and affidavit and proof made it is ordered and adjudged against said estate in the aforesaid sum of Twelve dollars, and ordered that same be placed in the fifth class of demands.

May Term - Tuesday - May 9, 1911.

In the matter of the estate of { Order to pay into the State Treasury
Walter Nevins, deceased. }

Comes now W.C. Macy, Public Administrator of Davies County, and as such, Administrator, de bonis non of estate of Walter Nevins deceased, and shows to this Court that on the 11th day of March 1910, he made his final settlement of said estate and that accordingly an order of distribution was made by this Court which shows that the sum of thirty-one and 7/100 (\$31.01) dollars was due to Nettie Nevins as her distributive share of said estate; that since said final settlement and order of distribution ^{was made} more than twelve months have elapsed and that said Nettie Nevins, distributee, has not applied for nor claimed her distributive share of said estate; that her place of residence was, and still is unknown to him; he therefore prays this Court to make

an order authorizing him to pay said distributive share into the State Treasury as provided by Statute. Whereupon, it is ordered by the Court that the said W.C. Macy, Administrator pay said distributive share into the Treasury of the State of Missouri, as provided by Section 625-7, Revised Statutes, 1909, and that he file herein a receipt for the same.

In the matter of the estate of { Order to ^{pay} into State Treasury,
Joel J. Long, deceased }

Now this day comes Charles Long, Administrator of said deceased, and shows to the Court that heretofore, to-wit: May 12, 1910, final settlement and order of distribution of said estate was made; that said order of distribution showed the amount due to Ocal Purley, one of the distributees of said estate, to be Ten and 42/100 (\$10.42) dollars; that said Ocal Purley was, and is yet a minor under the age of Twenty-one years; that he has no guardian or curator of his estate, who has been duly appointed and legally qualified, or other person who is authorized to receive said sum and to receipt therefor; and petitioner prays the Court to order said money paid into the State Treasury. And it is ordered by the Court that said Charles Long pay said distributive share of Ocal Purley, in the said sum of \$10.42 into the State Treasury, as by statute provided, and that he file herein a receipt for the same.

Ordered that Court Adjourn till 9 o'clock, tomorrow morning
R.D. Doak, Judge

In the Probate Court - May Term - Wednesday - May 10, 1911

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 alleged
Insanity of Noah Hershberger, } Inquisition of Insanity.
Mary C. Hershberger Informant.

Now at this day comes Mary C. Hershberger and by information in writing, heretofore filed, informs the court that Noah Hershberger, a resident of Daviess County, is a person of unsound mind and incapable of managing his affairs, and it appearing to the court that said Noah Hershberger was duly served with notice of the filing of said information more than five days prior to the day set for the said inquiry. and now comes the said Noah Hershberger in person and by his attorney Thomas R. Shaw and enters his appearance to said proceeding, and comes a jury duly summoned to-wit: - R. M. Barnett, James Vandyke, J. L. Roberts, J. B. Ward, H. B. Miller, Oscar Conklin, Geo. O. Shipley, Ephraim Smith, Henry O. Smith, Noble J. Young, Robert C. Stapleton and Wm. W. Martin, twelve good and lawful men, who are duly sworn, to well and truly make inquiry and determine whether the said Noah Hershberger is a person of unsound mind or not, and the jury having seen and examined the said Noah Hershberger and heard the evidence offered touching his condition retired to consider their verdict, and after due deliberation returned in to court the following verdict:

In the matter of the alleged Insanity of } Verdict:
Noah Hershberger

We, the jury, find Noah Hershberger to be of unsound mind and incapable of managing his affairs.

R. M. Barnett
James Vandyke
J. L. Roberts
J. B. Ward
H. B. Miller
O. Conklin
Geo. O. Shipley
Eph. Smith
Henry O. Smith
Noble J. Young
Robert C. Stapleton
W. W. Martin

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It is therefore adjudged by the Court that said Noah Hershberger is a person of unsound mind and incapable of managing his affairs, and the Court hereby appoints B. W. Patrick guardian of said Noah Hershberger, 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 Five thousand Dollars, conditioned as required by law with such security as the Court shall approve.

And it appearing to the Court that the safety of the said Noah Hershberger and of others as well makes his restraint necessary; it is therefore ordered by the Court that J. A. Blair, Sheriff of Daviess County keep him in custody and confinement till his said guardian shall have made other provisions for his restraint, support and safe keeping.

In the matter of the Co-partnership
estate of J. B. Graham and L. W. Graham, } Final Settlement and Discharge
L. W. Graham, deceased

Comes now J. C. McDonald, Administrator of said Co-partnership estate and first having published notice as required by law, submits his final settlement of said Co-partnership, from which it appears that the same has been closed, the debts having been paid and the balance of the assets turned over to the surviving partner and the administrator of the estate of said L. W. Graham, deceased and their receipts for the same filed. 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 } Final Settlement and Order ^{of} Distribution
L. Wilmot Graham, deceased

Now, at this day, Comes J. C. McDonald Administrator of said estate and first having published notice according to law, submits his final settlement of said estate, and it appearing that all the assets of said estate have been realized upon so far as may be; that all the lawful debts against said estate have been paid in full, and that a balance Nine hundred and thirty dollars is due to said estate: it is ordered and adjudged by the Court that said balance be distributed to the legal heirs of said deceased,

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as follows, to-wit:

To C. W. Graham, his father	$\frac{1}{10}$ of the same =	\$93.00
" B. J. Graham, " mother	$\frac{1}{10}$ " " "	93.00
" Ida E. Graham a sister	$\frac{1}{10}$ " " "	93.00
" Lula J. Scott " "	$\frac{1}{10}$ " " "	93.00
" Rymer O. Graham a Brother	$\frac{1}{10}$ " " "	93.00
" Bruce Graham " "	$\frac{1}{10}$ " " "	93.00
" Chas. W. Graham jr " "	$\frac{1}{10}$ " " "	93.00
" Samuel O. Graham " "	$\frac{1}{10}$ " " "	93.00
" Wayne Graham " "	$\frac{1}{10}$ " " "	93.00
" S. M. Graham " "	$\frac{1}{10}$ " " "	93.00

And it is ordered that said Administrator pay said distributees their respective shares of said estate and that he file their receipts for the same with this Court. And it is further ordered that said final settlement be approved and recorded and Administrator Discharged when said receipts are filed.

In the matter of the estate of (Final Settlement filed and Continued.
David Groomer, deceased)

Now Comes W. F. Groomer, Executor of the last will and testament of said deceased, and proves to the Court that he has published notice for final settlement according to law, and submits his final settlement of said estate, and it is ordered by the Court that said final settlement and affidavit of publication of final settlement notice be filed and that said Cause be continued to the August Term, 1911, of this Court.

In the matter of the Estate of 2nd Annual Settlement — Part-Distribution
John A. Dunn, deceased.

Comes now Ruth J. Dunn, Administratrix of the estate of John A. Dunn deceased, and files proof of publication of final settlement notice, and submits to the Court a Statement of her account with said estate, and it appearing to the Court that there are some debts due to said estate which have not been collected on account of which final settlement cannot be made at this time — it is therefore ordered that said Statement be approved and recorded as a 2nd Annual Settlement, and that said final settlement notice be continued. And it appearing to the Court that all of the debts due the estate have been paid in full, and

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that there is in the hands of said Administratrix a balance of \$1200.00 in cash, which she asks the Court to order distributed.

Whereupon, it is ordered by the Court that she, the said Administratrix distribute said \$1200.00 as follows: —

To Ella Reed \$300.00; to Harvey Dunn \$300.00; John J. Dunn \$300.00 and to Eldie Dunn, daughter of Chas. W. Dunn deceased \$75.00 and to the guardian and Curator of the estate of Bulah G. Dunn, Testa Dunn, and Chas. W. Dunn, jr. minor heirs of said Chas. W. Dunn deceased the sum of \$225.00, and that she pay said distributees said amounts and that she file with this Court their receipts for the same

Ordered that 8th Annual Settlement of Jas. J. A. Carter Curator of the estate of Edith V. Carter, minor this day filed be approved and recorded.

Ordered that the 1st Annual Settlement of Lillie Easter, Administratrix of estate of John Easter deceased this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of M. H. O'Hare Curator of estate of Lewis A. Ellis, et al minors, this day filed be approved and recorded.

In the matter of the estate of (Final Settlement & Discharge Maria Q. Erwin, deceased)

Now, at this day, Comes Rollin J. Britton Executor of last will of said deceased, and, first having published notice according to law, submits his final settlement of said estate and it appearing that said estate is fully administered, all debts and legacies due by said estate paid and all the assets distributed according to the provisions of the said will and receipts for the same filed - it is ordered that said final settlement be and the same is hereby approved, and it is ordered that same be recorded and that said Executor be and is hereby discharged.

Ordered that the 3rd Annual Settlement of O. M. Foley, jr., Administrator of estate of J. M. Goins, deceased, this day due be continued till May term 1912, of this Court.

Ordered that the 2nd Annual Settlement of N. F. Groomer, Curator of Estate of David L. Groomer, a minor this day filed be approved and recorded

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

May Term - Thursday - May 11, 1911 -

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

Ordered that the annual settlement of Albert Johnson Curator of estate of Early R. Johnson, minor this day due be continued till the August term, 1911, of this Court.

~~On the~~ matter of the estate of } Continued to August term 1911,
Henry C. Jordan, deceased }

Comes now R. G. Yates and shows to the Court that he has published notice ^{for} final settlement as Administrator of said estate but on account of pending litigation in another Court he will be unable to make such final settlement at this term of Court and asks the Court to continue said final settlement to the August term 1911 of this Court. It is therefore ordered that the proof of final settlement notice together with said final settlement be continued to said August term, 1911.

Ordered that the 7th Annual Settlement of L. M. Best, Guardian and Curator of Elmer D. Lambert, ~~et al~~ minors this day filed be approved and Recorded.

Ordered that the 10th Annual Settlement of Ben. A. Prichard, Curator of estate of John F. Lampkin, ~~et al~~ minors, this day filed be approved and recorded.

Ordered that Annual Settlement of A. J. McBrayer, Curator of Grace A. McBrayer, minor, this day due be continued to the August term -

Ordered that the 2nd Annual Settlement of Levi P. Cox, Guardian of the person and estate of Emily Minnick, insane, this day filed be approved and recorded.

Ordered that first Annual Settlement of W. N. Nickell, Curator of Ralph Nickell, ~~et al~~ minors this day filed be approved and recorded.

Ordered that 8th annual Settlement of M. R. Patton, Curator of estate of Cles. M. Patton, minor, this day filed be approved and recorded

May Term Thursday May 11, 1911-

In the matter of the estate of } Final Settlement & Distribution.
Fannie Munn, deceased. } Partial Discharge

And now comes James M. Blankenship, Administrator of said deceased and, first having published notice as required by statute, submits his final settlement of said estate which shows a balance due to said estate of the sum of \$158.68. And it appearing to the court that all the assets of said estate have been realized upon so far as may be; that the debts due by said estate have all been paid in full and that said Balance is for distribution it is therefore ordered that the same be distributed to the heirs of said deceased as follows:-

To James M. Blankenship Guardian and Curator of Delbert Browning; Justine Browning and Mary Browning, minor heirs of said deceased $\frac{3}{4}$ - \$119.01

To Ora Watkins Guardian & Curator of Harley E. Munn, minor heir of said deceased $\frac{1}{4}$ 39.67

and that said Administrator be directed to pay over the same and that he file receipts therefor with this Court.

And now comes said James M. Blankenship said Administrator and files the receipt of James M. Blankenship Guardian and Curator of said Delbert Browning, Justine Browning and Mary Browning, minors as afore said for the said sum of \$119.01. and it is ordered by the court that said final settlement be approved and recorded and that said Administrator be discharged herein as to the distributive shares of said Delbert Browning, Justine Browning and Mary Browning.

May Term — ~~Friday~~ May 12, 1911.

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

Estate of Owen Sulzar, { Demand allowed
deceased

Now comes Dr. Jacob Geiger of St. Joseph, Mo., and presents to the Court for allowance against said estate a Demand for One Hundred and fifty dollars, founded on account for an operation upon said deceased, for appendicitis, and service of notice for presentation being waived in writing and affidavit and proof made, it is adjudged by the Court that said account of \$150.00 be allowed against said estate and it is ordered that the same be allowed as a demand of the 2nd class.

Estate of Owen Sulzar { Allowance of demand.
deceased

Comes now P. F. Honan, and presents ^{to} the Court for allowance against said estate a Demand for ^{Eighty four & 4/100} Three Hundred ~~Dollars~~ Dollars, an account of Balance on Bill for Mdse. And service of notice for presentation waived in writing and affidavit and proof made, it is ordered and adjudged by the Court that said Balance in the sum of \$384⁴¹/₁₀₀ be allowed against said estate and that same be placed in Class five -

Estate of Owen Sulzar { Allowance of demand.
deceased

And now comes Charles Whitley and presents to the Court for allowance against said estate a demand for \$16.¹³ founded on an account for services rendered deceased in Harvesting grain. And service of notice for presentation being waived in writing and affidavit and proof made, it is ordered that said account in said sum of \$16.¹³ be and the same is hereby allowed, and placed in Class five

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In the matter of the estate of { Resignation of Administratrix
L. D. Shaffer deceased }

Now, this day comes Julia M. Shaffer, Administratrix and first having published notice of her intention to resign as Administratrix of said estate, and tenders her resignation thereof and prays the Court to accept the same. And it is ordered by the Court that said resignation be and the same is hereby accepted and it is further ordered that said Julia M. Shaffer make a final settlement of her account as such administratrix and that so soon as a successor in said office shall have been appointed and qualified ^{shall have} that she turn over all the estate and effects in her hands to such successor and that she file a receipt for the same.

In the matter of the estate of { Appointment of Administrator
L. D. Shaffer, deceased } { De bonis non. Bond filed & approved }

Now comes John F. Oram and makes application for letters of administration de bonis non upon the estate of L. D. Shaffer deceased, and it appearing to the Court that a part of said estate remains unadministered. it is therefore ordered that he the said John F. Oram be and he is hereby appointed Administrator De bonis non of the estate of L. D. Shaffer, deceased, and that before entering upon said trust that he be required to enter into bond to the State of Missouri, as such Administrator, in the sum of \$5000.00 with good and sufficient security thereon and conditioned according to law.

And now comes said John F. Oram and files his said bond in the sum of Five Thousand five hundred Dollars, with Julia M. Shaffer and M. F. Ward 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 { 2nd Annual & Final settlement of re-
L. D. Shaffer, deceased } { signed Administratrix }

Comes now Julia M. Shaffer, retiring Administratrix of said estate and makes her 2nd Annual and final settlement. And it appearing to the Court from said said settlement that

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Said estate is in debt to the said retiring Administratrix in the sum of \$417.³³ - She having used that amount of her own money in said administration, it is therefore ordered and adjudged by the court that said settlement be approved as a final ^{settlement} of the Administration of said Julia M. Shaffer, resigned Administratrix, and it is ordered that she be, and is hereby discharged.

In the matter of the estate of } Final Settlement on Resignation of Curator
Jesse Q. Cole, a minor.

Now comes Richard G. Griffith, Curator of the estate of Jesse Q. Cole, a minor, and offers his resignation of said Curatorship. and it appearing to the Court that he has published notice of his intention to tender his resignation, as such curator, at this time in the Jamesport Gazette a Semi-Weekly Newspaper published at Jamesport, Missouri, for four weeks before the first day of this term of the Probate Court. and the said Richard G. Griffith having adjusted with the Court his account as Curator of said estate as shown by his final settlement here, now filed - which shows a deficit of (\$22⁸¹) Twenty-two & 81/100 - Dollars. It is therefore ordered by the Court that his said settlement be approved and recorded; that his resignation be accepted and he be discharged of his said Curatorship.

In the matter of the estate of } Choice and Appointment of Curator,
Jesse Q. Cole, a minor

And now comes Jesse Q. Cole, who being above the age of 14 years, and makes choice of his brother Anson D. Cole as Curator of his estate, as successor to Richard G. Griffith, his former Curator, resigned, and said choice being approved by the Court. it is ordered that said Anson D. Cole, be and is hereby appointed Curator of the estate of said Jesse Q. Cole, and that before entering upon the duties of said trust that he be required to enter into bond to the State of Missouri for the use of said Jesse Q. Cole, in the sum of \$6000.⁰⁰

Ordered that the first Annual Settlement of M.F. Ward, Administrator of the estate of Charles W. Booram, deceased this day filed be approved and recorded.

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In the matter of the estate of { Order for Partial Distribution.
Charles W. Booram, deceased. }

Now comes W. F. Ward, Administrator of the estate of said deceased, and represents and shows to the Court that he has this day filed his first annual settlement of his account as administrator of said estate, which shows a balance due the estate of \$2077.03; that all the debts against said estate have been paid so far as he has any knowledge of them; that of the assets of said estate about the sum of \$1800.00 is in cash; that he could make a distribution of \$1600.00 without prejudice or injury to any one interested in said estate and prays the Court for an order distributing said amount. And the Court being satisfied that such distribution can be made without prejudice to the rights of those interested it is ordered that the said sum of \$1600.00 be distributed among those having right thereto as follows to wit:

To Mrs. Gertrude Booram	\$1000.00 less \$400. already paid -	\$600.00
" W. J. Booram, father	- - - - -	400.00
" Elmer Booram, Brother	- - - - -	400.00
" John Booram 1/2 brother	- - - - -	200.00

and that he, the said Administrator pay the said distributees said amounts and that he file their respective receipts for the same

In the matter of the estate of { Final Settlement - Order Distribution
J. W. Patton, deceased }

Now comes John T. Patton, Executor of the last will of said deceased, and first having published Notice according to law, makes final settlement of said estate, and it appearing to the Court that all the debts due by said estate have been paid in full as well as all specific legacies and that a balance of \$826.14 remains to be distributed equally among the five residuary legatees, except Lena B. Christian who received \$5.00 in excess in the partial distribution heretofore made.

To Florence E. Miller	- - - - -	\$166.23
To Ohebe N. Grove	- - - - -	166.23
To W. R. Patton	- - - - -	166.23
John T. Patton	- - - - -	166.23
Lena B. Christian	- - - - -	761.22

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and it is ordered by the Court that ^{said} Executor pay over to said distributees the above amounts which by order of this Court is found to be due to them respectively and that he file their receipts for the same.

In the matter of the estate of { Final Settlement and Discharge,
John Sandidge, deceased }

Comes now Rollin J. Britton Administrator with will annexed of estate of John Sandidge deceased, and proves to the Court that he has published notice for final settlement of said estate according to law, and submits said final settlement for the approval of the Court. And it appearing that said estate is fully administered, the debts and legacies paid and that the assets have all been paid out according to the provisions of the last will of said deceased and proper vouchers filed it is therefore ordered and adjudged by the Court that said final settlement be approved and recorded and said Administrator discharged.

Ordered that the first Annual Settlement of V. D. Osborn, Executor of the last will of W. O. Osborn deceased this day filed be approved and recorded.

Ordered that the 1st Annual Chas & Milos Pugh, administrators of Estate of Benjamin F. Pugh deceased, this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of Frances V. Rader, Curator of the estate of Clarence E. Rader a minor this day filed be continued to the August term, 1911, of this Court.

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 August term 1911 of this Court.

Ordered that the first Annual Settlement of R. J. Thompson, Administrator of the estate of Lawrence P. Robinson deceased, this day filed be approved and recorded.

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Ordered that the 2nd Annual Settlement of John E. Robison, Guardian and Curator of John Colbert Robison this day filed be approved and recorded.

In the matter of the Estate of (New Bond filed and approved, John F. Lamphkin, et al, minors)

Now this day it appearing to the Court from the annual examination of the bond of Benjamin A. Prichard, as curator of said minors that the securities on ^{his} said have become Non-resident it is therefore ordered that said Benjamin A. Prichard, curator as aforesaid be required to enter into a new bond to the State of Missouri, in the sum of Two Thousand Dollars, for the use of John F. Lamphkin, Oscar P. Lamphkin and Lawrence Bull Lamphkin, minors, with two or more securities to be approved by the Court and conditioned as the law directs.

And now comes said Benjamin A. Prichard and files his said bond in the sum of \$2000.00 with Joseph Vogel and James Everly as Securities thereon and conditioned for the faithful discharge of his duties as such Curator, according to law.

And it is ordered by the Court that said bond be approved.

In the matter of the estate of (Order renewing order of sale. L. D. Shaffer, deceased)

Now this day it appearing to the Court that the Administratrix of said estate had not succeeded in making a sale of the real estate of said deceased pursuant to the order of this Court made at August term 1910, and renewed at the November term 1910, and at the February term 1911 of said Court, previous to her resignation, and it is ordered the said Order of sale be and the same is in all things, again renewed, and that John F. Oram, Administrator, de bonis non, of said estate, proceed to sell said property as authorized in said order.

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

P. P. Doak judge

May Term - Saturday - May 13, 1911.

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

Ordered that the first Annual Settlement of Lewis B. Gilligan, Executor of the last will of Lewis Banton deceased, this day filed be approved and recorded.

Ordered that the 2nd 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 13th Annual Settlement of Joshua B. Scott, Curator of the Estate of Fannie Scott, et al, minors, this filed be approved and recorded.

Ordered that the 3rd. Annual Settlement of Richard G. Griffith, Executor of the last Will of Jack Low Shuler, deceased, this day filed be approved and recorded.

In the matter of the Estate of (Final Settlement & Discharge Joseph Thomas, deceased.)

Comes now S. P. Orten, Administrator of said estate, and, first having published notice as required by law, files his final settlement of said estate. And it appearing that said estate is fully administered, the debts paid, the assets paid out to those entitled thereto and proper receipts filed, it is ordered and adjudged by the Court that the said final settlement be approved and recorded and that said Administrator be discharged.

In the matter of the estate of (Final settlement, Discharge Earnest W. Vallandigham deceased)

Comes now Hugh C. Vallandigham, Administrator of said deceased, and, first having the required notice by publication, files his final Settlement of said estate, and it appearing that there were no personal effects belonging to said deceased; that the whole estate consisted of 40 acres of land, to-wit: the S.E. 1/4 of the S.E. 1/4 Sec. 13, Twp. 5 S.; R. 2 E., in Daviess County, Mo.; that there were no debts against said estate and that

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Said Administrator has paid the Costs of the Administration which was for the sole purpose of perfecting the title to the aforesaid real estate, it is therefore ordered by the Court that said final settlement be and same is hereby approved and ordered to be recorded, and said Administrator discharged.

Ordered that the 2nd Annual Settlement of Cort Francisco, Curator of the estate of Roger Vipond, et al, minors, this day filed be approved and recorded.

In the matter of the estate of (Final Settlement and Discharge.
Geo. W. Wallace, deceased)

Now comes Belle D. Wallace, Administratrix of said deceased and, first having given notice by publication as the law requires, files her final settlement of said estate, and it appearing to the Court that said estate is fully administered; that the debts of the estate are all paid; the assets properly distributed, paid out and proper vouchers filed and receipts filed, it is therefore ordered and adjudged by the Court said final settlement and distribution be and the same is hereby approved, and it is ordered that the same be recorded and that said Administratrix be, and she is hereby discharged.

Ordered that the first Annual Settlement of Fred E. Warner, Administrator of Edward R. Warner, deceased, this day filed be approved and recorded.

In the matter of the estate of (Final Settlement And Order Distribution
Hugh E. Wells, deceased)

Comes now Myrtle Wells, Administratrix of said deceased, and, first having published notice according to law, files her final settlement of said estate, and it appearing to the Court that all the debts due to the estate have been realized upon so far as can be; that all debts against the estate which have been legally allowed have been paid in full and that there is a balance due said estate of Two hundred Eighty-one & 60/100 Dollars. it is ordered by the Court that said balance of \$281. 60 be distributed to Wilbur W. Wells, the only child of deceased — the widow having

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ing heretofore received the sum of \$400⁰⁰, and said final settlement is by the court adjudged to be correct, and it is ordered that same be approved and recorded.

In the matter of the estate of (final settlement: Order Distribution
John R. Williams deceased)

Comes now J. B. Evans, Administrator of the estate of said deceased, and, first having given notice as required by law, files his final settlement of said estate. And it appearing to the Court that said estate is fully administered; the debts thereof all paid and that a balance of \$484.76 is due to the estate for distribution.

And it is ordered that said balance be distributed as follows, to-wit: —

To Charles E. Williams $\frac{1}{3}$ of said \$484.77 =	\$161.59
" Virgil A. Williams, minor, $\frac{1}{3}$ same =	161.59
" Della B. Williams, " $\frac{1}{3}$ " =	161.59.

and that said J. B. Evans, Administrator pay to said distributees, the amounts due them respectively and that he file properly executed receipts for the same.

In the matter of the Estate of (Final Settlement & Discharge
Roy Whetstone, minor,)

And now comes Edward Jenkins, Curator of Roy Whetstone, who attained his legal majority on the 30th day of July, 1910, and having filed final settlement exhibit with notice thereof duly acknowledged and service waived more than 4 weeks prior to the first day of this term. and submits to the court his final settlement of his wards account. which shows a balance due said ward of the sum of \$99.23 and the court having examined said final settlement doth declare and adjudge the same to be correct, and it is ordered that said final settlement be approved and recorded, and it is ordered that said Curator pay over to said ward the aforesaid balance and that he file his receipt for the same. And now comes said Edward Jenkins and files the receipt of the said Roy Whetstone for said balance of \$99.23 as being in full payment of all money and property due him from said Curator, and it is ordered that said Curator be discharged as to the Curatorship of Roy Whetstone.

May Term Saturday May 13, 1911.

Ordered that the first Annual Settlement of William C. Gillihan, Executor of the Last Will of Charles A. Norden, deceased, this day filed, be approved and recorded.

Ordered that the 7th Annual Settlement of Arch S. Youtsey, Guardian and Curator of M. E. & F. A. Youtsey, minors, this day filed, be approved and recorded.

In the matter of the estate of Florence Wright and Woody O. Wright } Report of Sale filed and continued.
minors.

Now this day comes E. M. Foley, Jr., Curator of the estate of Florence Wright and Woody O. Wright, minors, and files his report of Sale of Real Estate, belonging to the estate of said minors, and it is ordered by the Court that said report be and remain upon file in the office of this Court till the 31st inst, to which date said cause is continued.

In the matter of the estate of Virgil S. Williams, and Della B. Williams, minors } Choice and appointment of Curator

It having come to the knowledge of this Court that Virgil S. Williams, fourteen years of age, and Della B. Williams, nine years of age, minor heirs of John R. Williams deceased, late of Daviess County Missouri are possessed of personal estate of the estimated value of \$325.⁰⁰; that they have no legal Guardian or Curator of their estate, and comes now said Virgil S. Williams and being instructed by the Court in regard to his right to choose a Curator of his estate, the said Virgil S. Williams makes choice of his mother Anna M. Williams. and the Court being satisfied that the said Anna M. Williams is suitable and capable person for said Curatorship it is ordered that she, the said Anna M. Williams be and is hereby appointed Curator of the estate of Virgil S. Williams, minor, and also of the estate of Della B. Williams, minor, and that before entering upon the duties of said Curatorship, that she be required to enter into bond to the State of Missouri for the use of said minors in the sum of \$650.⁰⁰, with good and sufficient security thereon and conditioned according to law.

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In the matter of the estate of (Report of Private Sale filed and continued
William R. Cole, deceased)

Now this 13th day of May, 1911, Comes Nancy E. Cole, Executrix of the Last Will of William R. Cole, deceased, and files her report of Sale of real estate belonging to the estate of said deceased at private Sale and it is ordered by the Court that the said report remain on file in the office of this Court till the 31st day of May, 1911, to which time the said Cause is continued.

In the matter of the estate of (Report of Public Sale filed & continued.
William R. Cole, deceased)

And on this 13th day of May, 1911, Comes Nancy Ellen Cole, Executrix, of the Last Will and Testament of William R. Cole, deceased, and files her report of Sale of real estate belonging to the estate of said deceased. Said Sale having been made at Public Sale - And it is ordered by the Court, that the same remain on file here in till the 31st day of May 1911, to which said date said Cause is continued.

In the matter of the estate of (Bond filed and approved.
Jesse Q. Cole, a minor)

Now comes Anson D. Cole, Curator of the estate of Jesse Q. Cole, a minor, and files his bond as such Curator, in the sum of Six Thousand Dollars, with Ramess M. Cole, Robert B. Cole, and Rienzle J. Cole as securities thereon, and conditioned for the faithful discharge of his duties as such Curator.

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

In the Matter of the Estate of
William O. Osborn, deceased (May Term 1911
Date of death February 23rd 1910
V. J. Osborn, Executor

Due notice having been given the parties entitled thereto, the Judge of this Court this day proceeds of his own motion to assess and fix the cash value of the interests of the beneficiaries of this estate subject to the Collateral Inheritance Tax and the Judge of this Court having heard all the evidence and proof and being fully advised, finds that said Wm. O. Osborn departed this life on the 23rd day of

May Term - Saturday, May 13, 1911

February, 1910; that the names of the beneficiaries of said estate, the cash value of their interest in the personal and real estate thereof subject to said tax, after deducting debts and expenses, said cash value and the amount of tax thereon being hereby fixed and assessed, are as follows: -

Beneficiaries	Value of Each Interest - Personal Property	Tax thereon	Value of Each Interest in Real Estate	Tax thereon
Oliver O. Osborn	16 24	81	75 38	3 77
Isaac O. Osborn	16 24	81	75 38	3 77
Thomas B. Osborn	16 24	81	75 38	3 77
Verden D. Osborn	16 24	81	75 38	3 77
Franklin D. Osborn	16 24	81	75 38	3 77
Martha A. Smith	16 24	81	75 38	3 77

Said interests above referred to include the following described real estate, the clear market value of each parcel of which is as follows: -

The north west quarter of the North west quarter of Section 32, Twp. 59, R. 26, Daviess County Missouri. Incumbrance \$750, and said tract is appraised at \$1500. less \$750. = \$750.

Lots 1, 6 and 7. Block 10 in Carlow Daviess County

Missouri. Clear market value fixed at 250.00

And Lot 12, Block 10 in Carlow, Mo., subject to a \$90.00 incumbrance - which is full value 90.00

In the matter of the estate of (Final Settlement & Discharge.
Uriah Wright Doty, deceased)

Now this day comes J. W. Meade, Administrator of said deceased, and first having published notice as required by law, submits final settlement of his account with said estate, from which it appears that no balance remains in his hands. All debts having been paid in full and the balance of assets distributed and receipts filed in first Annual settlement, and said Administration being completed it is ordered that said final settlement be approved and recorded and said administrator discharged.

Ordered that Court Adjourn till Friday May 19, 1911
at 9 O'clock A.M.

O. P. Doak,
Judge

In the Probate Court- County of Daviess-
In Vacation — May 17, — 1911 —

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Estate of Charles W. Miller } Order Refusing Letters of Administration,
deceased.

Now at this day comes Roberta Miller and shows to the Judge of said Probate Court that she is the widow of Charles Miller, 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 as the absolute property of the widow.

It is the end, therefore, that the said Roberta Miller, 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. C. D. Oak

Judge of Probate

May Adjourned Term — Friday — May 19, 1911.

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

Estate of Mary M. Groomer, { Settlement filed and approved,
a minor,

Comes now Letitia Groomer, Guardian and Curator of said Mary M. Groomer, minor, and files her 2nd Annual Settlement, which is in part in correction of her first Annual Statement heretofore filed. And the Court having examined said corrected statement and being satisfied that it sets forth a correct account of her curatorship to date. it is ordered that said Settlement be approved and recorded.

In the matter of the estate of (Final Distributive Receipts filed) { Partial Discharge
Maria T. Drummond, deceased

Comes now John F. McMahon, Administrator of the estate of Maria T. Drummond, deceased, and files the receipts of the following distributees of said estate for the ^{amounts} paid them on final distribution of said estate, as follows, to wit: —

Receipt of B. F. Mann	balance due him	he having recd \$120. =	\$20.14
" Amanda H. Dewey	" her	she having recd \$120. =	20.14
" A. R. Mann	" him	he " \$120. =	20.14
" Sarah F. McMahon	" her	she " \$120. =	20.14
" Arpatia Blizard	" " " "	" \$120. =	20.14
" Joe A. Mann	Amount due him	—	46.71
" E. D. Mann	" " " "	—	46.71
" Ross Wilson	[By R. A. Wilson for amt due him =	46.71	
" Receipts of E. D. Mann	Curator of Ross Mann	his share	9.34
" " " " " "	Clinton Mann	" "	9.34
" " " " " "	Veda Mann	her "	9.34
" " " " " "	Marion Mann	his "	9.34
" " " " " "	Harry M Mann	" "	9.34
Receipt of Cecil Walls	for his share		9.34
" " Blanche Walls	" her "		9.34
" " Boyd Walls	" his "		9.34
" " Bessie Walls	" her "		9.34
" " Clyde Walls	" his "		9.34

and it is ordered by the Court that said Administrator be and he is hereby discharged as to above distrib-

May Adjourned Term - Friday - May 19, 1911.

Estate of J. M. Parker } Allowance of Demand.
deceased.

Come now O. E. Doak and presents to the Court for allowance against said estate a demand of Doak Bros. for \$91.30 on account for meat and hay sold deceased and for hauling; And service of notice for presentation for allowance 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 is placed in Class five.

In the matter of the Estate of } Order Confirming Sale.
James Pilcher, deceased }

Now Comes B. B. Pilcher, Administrator of said James Pilcher, deceased, and submits to the Court his report of sale, which report was filed herein on the 9th day of May, 1911, and has been continuously on file for ten days as required by law, by which it appears that he did on Tuesday the 9th day of May, 1911, in obedience to the order of this Court made at the May Term, 1911, thereof, sell at private sale to Henry H. Pilcher, for the sum of Seven Hundred (700.) Dollars, the real estate in said order of Court and report, particularly described, viz:

The South Seventeen (17) Acres of the North-west Quarter (4) of the South-east Quarter (4) of Section Six (6), Township Fifty-eight (58) 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 hereby approved and confirmed, and the said Administrator is ordered to execute, acknowledge and deliver to said Henry H. Pilcher a deed in due form of law conveying to the said Henry H. Pilcher all the right, title and interest which the deceased had in the same at the time of his death.

Ordered that Court adjourn till 9 O'clock, Wednesday Morning, May 31, 1911

O. E. Doak, Judge

In the Probate Court-County of Daviess, Missouri. In Vacation May 22, 1911.

In the matter of the estate of {
Lela Nickeson and
Juanita Nickeson minors } Curator Appointed.

Now on this 22nd day of May, 1911, it being shown to the Judge of Probate that Lela Nickeson 16 years of age and Juanita Nickeson 14 years of age, children of Albert Nickeson of Jamesport Township in Daviess County, Missouri, are heirs at law of Harry Nickeson, late of said County, deceased, that heretofore, to wit, on September 24, 1910, said minors did in writing, request the Probate Court of said Daviess County to appoint their father, the said Albert Nickeson, as Curator of their said estate. And that said Albert Nickeson, though having been notified to appear in said Court and give bond as such Curator, has failed to qualify by giving said bond.

And now this day at the solicitation of said minors comes Isaac C. Hill and applies for the appointment to said Curatorship and files his bond as such Curator, in the sum of \$400.00 with R. V. Thompson and W. T. Hutchison as securities thereon and conditioned for the faithful discharge of his duties as such Curator.

And it is ordered by said Judge of Probate that the said Isaac C. Hill be and he is hereby appointed Curator of the estate of said Lela and Juanita Nickeson, and that said bond be accepted and approved as sufficient in said matter.
P. P. Doak, Judge of Probate.

In the Probate Court- In Vacation - May 23, 1911

In the matter of the estate of {
Noah Herschberger, Insane } Public Guardian Ordered To Take Charge.

Now this day, it appearing to the Judge of Probate that heretofore, to wit: On the 10th day of May, 1911, said Noah Herschberger, by our said Probate Court adjudged to be a person of unsound mind. and that on said 10th day of May B. W. Patrick was by said appointed guardian and Curator of the person and estate of said insane person and required to give bond in the sum of \$5000. before entering upon his duties as such guardian. And whereas the said B. W. Patrick has failed to qualify as such guardian; and whereas no one else can be found who is competent

In Vacation - May 23, 1911-

MAY 23 1911

MAY 23 1911

and willing to take charge of such estate and to act as such Guardian. Now, therefore, to the end that said Noah Hershberger be properly cared for, and to prevent his estate from being injured, wasted, purloined or lost, it is ordered that W. C. Macy, Public Administrator of said Daviess County, and Ex-Officio Public Guardian, ^{and Curator}, be and he is hereby appointed Guardian of the person and Curator of the estate of said Noah Hershberger, ~~insane~~, and that he, the said W. C. Macy, as such guardian, is hereby authorized to restrain, support and safe-keep the person, and manage and administer the estate of his said ward.

P. P. Doak, Judge of Probate

In the Probate Court - In Vacation - May 24, 1911

MAY 24 1911

In the matter of the estate of (Administration granted,
Albert B. Scott, deceased)

Now, this 24th day of May, 1911, Comes John E. Scott, and, first having made affidavit stating that Albert B. Scott, died ^{intestate} on the 8th day of May, 1911; that he left as his heirs the following persons, to-wit: Alexander D. Scott, his father; Matilda J. Scott, his mother; Cordia E. Troxell, sister; Jesse R. Scott, brother; Walter R. Scott, brother; Laura L. Scott, sister, and John E. Scott, brother, all residents of Daviess County, Missouri, and that he will make a perfect inventory of and faithfully administer all the estate of the deceased, pay the debts as far as the assets will extend and the law direct, and account for and pay all assets which shall come to his possession or knowledge. Prays the Judge of Probate to grant him letters of Administration upon said estate - and it appearing to said Judge of Probate, that said Albert B. Scott died possessed of property in this County not to exceed \$1000.; that said John E. Scott is a brother of said deceased, who was single and unmarried; that he the said applicant is a suitable and competent person for such trust, and that it is mutually agreed by the heirs of deceased that said John E. Scott administer said estate - it is therefore ordered that letters of Administration on the estate of said Albert B. Scott, be granted and issue to said John E. Scott, 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

MAY 24 1911

In the Probate Court - In Vacation - May 24, 1911.

Three Thousand (\$3000.) Dollars, with two or more good and sufficient securities thereon, and conditioned according to law.

And now comes said John E. Scott and files his said bond in the aforesaid sum of Three Thousand (3000) Dollars with Alexander D. Scott and William C. Gilliam 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 John H. Gillespie and J. C. McDonald, be and they are hereby appointed witnesses to accompany and assist said Administrator to examine the books, papers, money and other effects of said deceased and to make an inventory thereof. And that said Administrator publish notice of the grant of said letters in the Gallatin North Missourian a newspaper published in this County for four weeks as required by Law.

P. P. Doak
Judge of Probate.

MAY 26 1911

The State Board of Embalming.

State of Missouri No. 1553.

To all Whom it may concern, Greeting:

By Virtue of authority vested in us by the State of Missouri, by an Act Approved March Sixteenth eighteen hundred and ninety-five, to regulate the practice of embalming.

We do hereby Grant a License for the term of One year from date, to Noble J. Young, of Gallatin, County of Daviess, to practice the Science of Embalming, he having passed a satisfactory examination by the State Board.

Given under our hands and seal of this Board, this 13th day of May, Nineteen hundred and eleven

W. M. McCullure

Irl P. Oliver

F. C. Haley, Jr.

H. R. McCaw, Secretary (Seal)

Thomas O'Donnell President.

The State Board of Embalming.

Filed, Recorded and Registered
in my Office this May 26,
1911.

P. P. Doak

Judge of Probate

The
State Board of Embalming.
State of Missouri. No. 1865.

To all whom it may concern, Greeting:

By virtue of Authority vested in us by the State of Missouri by an act approved March Sixteenth, eighteen Hundred and ninety-five, to regulate the practice of Embalming.

We do hereby grant a License for the term of One Year from date to W. G. Ellis of Pattonsburg, County of Daviess to practice the Science of Embalming, he having passed a satisfactory examination by the State Board.

Given under our hands and seal of this Board this 13th day of May nineteen hundred and eleven

W. M. McClure

Dr. T. Olinger

F. C. Haley Jr.

H. R. McCaw, Secretary

Thomas O'Donnell President

The State Board of Embalming.

(Seal)

Filed, Recorded and Registered in my Office. This 30th day of May, 1911.

J. P. C. Doak

Judge of Probate

In the Probate Court—May Adjourned Term—Wednesday—May 31, 1911.

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

In the matter of the estate of { Order Confirming Sale.
William R. Cole, deceased }

Now Comes Nancy D. Cole, Executrix of the last will and testament of the said William R. Cole, deceased, and submits to the Court her report of sale, which said report was heretofore filed, to-wit: May 13, 1911, and has remained on file in the office this Court, continuously from said 13th day of May till this 31st day of May, 1911, and it appears from said report that she did, on Thursday the 18th day of May 1911, in obedience to the order of this Court made at the November term 1910, there of, sell at public auction to L. Dow Perry, for the sum of Fifteen Hundred and Seventy (\$1570.) Dollars, the real estate in said order of Court and report, particularly described, viz: All of that part of the West Half of the Northeast Quarter of Section Twenty Six (26) in Township Sixty-two (62) of Range Twenty Six (26) in Harrison County, Missouri, Commencing Thirty-five (35) rods East of the Northwest corner of said West Half, thence South One Hundred and Forty (40) rods; thence East Twenty Three (23) rods; thence North One Hundred and Forty (40) rods; thence West Twenty-three (23) rods to place of beginning, 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 Executrix is ordered to execute, acknowledge and deliver to said L. Dow Perry, a deed in due form of law, conveying to the said L. Dow Perry, all the right, title and interest which the deceased had in the same at the time of his death.

In the matter of the estate of { Order confirming Sale
Florence Wright and
Woody O. Wright minors }

Now Comes E. M. Foley, Jr., Curator of the estate of Florence Wright and Woody O. Wright, minors, and submits to the Court his report of sale—heretofore filed, to-wit May 12,

May Adjourned Term - Wednesday - May 31, 1911.

1911. - by which it appears that he did, on Saturday the 15th day of April, 1911, in obedience to the order of this made ^{Court} at the February Term, 1911, thereof, sell at private sale to James Cox, for the sum of Seventy-five (\$75.) dollars the real estate in said order of court and report, particularly described, viz: The undivided one thirty-second ($\frac{1}{32}$) interest in the North-east quarter of the Northwest quarter of Section 36, Township 59 of Range 28 = 40 acres; Also $7\frac{1}{2}$ acres described as follows, to-wit: Beginning at Southeast Corner of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36, Twp. 59 of Range 28; running thence South 20 rods; thence West 20 rods; thence South 20 rods; thence West to a small Branch, called Horse Branch; thence in a Northeasterly direction and following the meanderings of said Branch to the South line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36, Township 59, Range 28; thence East to the place of beginning - all 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 hereby approved and confirmed, and the said Curator is ordered to execute, acknowledge and deliver to said James Cox a deed in due form of law, conveying to the said James Cox all the right, title and interest which the said Florence Wright and Woody O. Wright have in ^{said} land.

In the matter of the Estate of (Order Confirming Sale
William R. Cole, deceased)

Now this 31st day of May, 1911, Comes Nancy B. Cole, Executrix of the last will and Testament of William R. Cole, deceased, and having heretofore filed her report of sale, submits the same to the Court for approval, from which said report it appeared, that she did, on Saturday the 13th day of May 1911, in obedience to the order of this Court made at the November Term 1910, thereof, and renewed at the February term, 1911 of said Court, sell at private sale to Othias Carter, for the sum of Two Hundred and ten (\$210.) dollars, the real estate in said order of the Court and report, particularly described, viz: - All of Lots Four (4) Five (5) Six (6) and Seven (7) in Block Six (6) of College Addition to Gallatin in said Daviess County, 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 that said ~~Executor~~ ^{Executor} is ordered to execute, acknowledge and deliver to the said Othias Carter a deed in due form of law, conveying to the said Othias Carter all the right, title and interest which the said deceased had in the same at the time of his death.

In the matter of the Estate of
Forest O. Dunnington, Amanda Dunnington,
Osie Dunnington and Jasper Dunnington,
Minors, } Order confirming Sale.

Now this day, Comes E. M. Foley, Jr. Curator of the estate of said Forest O. Dunnington, Amanda Dunnington, Osie Dunnington and Jasper Dunnington, minors and submits to the Court his report of sale, by which it appears that he did, on Wednesday the 24th day of May, 1911, in obedience to the order of this Court made at the February Term, 1911, thereof, sell at private sale to Jasper Tyler and Jesse Tyler for the sum of Two Hundred, twenty-eight and 80/100 Dollars the real estate in said order of Court and report, particularly described, viz:

The undivided $(4/35)$ four-thirty-fifths of the following described real estate: Beginning at the South East Corner, of the North half of the South East quarter of Section Nineteen (19) Township fifty-eight (58) of Range twenty-six (26) and running thence North $53\frac{1}{3}$ rods; thence East 120 rods; thence South $53\frac{1}{3}$ rods; thence West 120 rods to the place of beginning. Containing 40 acres more or less in Daviess County, Missouri, being $4/5$ of one share which is one-fifth, 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 Curator is ordered to execute, acknowledge and deliver to said Jasper Tyler and Jesse Tyler a deed in due form of law, conveying to the said Jasper Tyler and Jesse Tyler all the right, title and interest which his wards have in said land

Ordered that the bond of Isaac C. Hill as curator of the estate of Lefa Nickerson and Juanita Nickerson, minors, taken by the Judge of this Court in Vacation May 22nd 1911, be and same is hereby approved and his appointment as such curator ratified and confirmed.

Ordered that ^{the action and} proceedings of the Judge of this Court ^{had in vacation,} in the matter of the appointment of W. C. Macy, Public Administrator and Ex Officio Public Guardian and Curator, to be Guardian of the person and estate of Noah H. Hershberger, an Insane person, be and the same are hereby ratified and confirmed.

Ordered that the bond of John E. Scott, Administrator of the estate of Albert B. Scott, deceased, taken by the Judge of this Court in Vacation, May 24, 1911, be and same is hereby approved, and his appointment as such Administrator ratified and confirmed.

In the matter of the Estate of (State Treasurer's Receipt filed - Discharge Walter Nevins, deceased)

Comes now W. C. Macy, Administrator of the estate of Walter Nevins deceased, and files receipt of James Cowgill, State Treasurer, for the sum of Thirty one & 1/100 Dollars, the same being the unclaimed distributive share of Nettie Nevins, heir and distributee of said deceased as shown by final settlement and order of distribution heretofore made in this Court.

And it appearing that said estate is fully administered and all assets distributed and receipts filed pursuant to the order of the Court and in accordance with the law it is therefore ordered that said Administrator be and he is hereby discharged.

In the matter of the Estate of (Receipt of S. T. filed - Discharge Joel J. Long deceased)

Comes now Chas. Long, Administrator of the estate of said Joel J. Long, deceased and files the receipt of State Treasurer, James Cowgill, for the sum of Ten & 42/100 Dollars, paid into said Treasury - the same being the unclaimed distributive share of Ocal Purly and their

May Adjourned Term - Wednesday - May 31, 1911.

and distributee of said deceased as shown by the final settlement and order of distribution of said estate heretofore made in this Court, and it appearing that the balance of assets are all paid out pursuant to the said order of distribution, and the receipts therefor filed, it is ordered that said Administrator be and he is hereby discharged.

Estate of J. M. Patton { Final Receipts filed. Order of Discharge
Deceased,

Comes now J. T. Patton, Executor of the last will of said J. M. Patton deceased the receipts of the residuary legatees of said estate for the amounts due them under the provisions of said last will and pursuant to the final settlement and order of distribution heretofore made, as follows, to wit:

The Receipt of W. R. Patton for the sum of	\$166.23
" " " Rhede M Grove " " " "	166.23
" " " J. T. Patton " " " "	166.23
" " " Florence E. Miller " " " "	166.23
" " " Lenora B. Christian " " " "	161.22

And it appearing that said estate is fully administered in accordance with the provisions of said will, the balance of assets paid out and receipts therefor filed, it is ordered that said executor be and he is hereby discharged.

In the matter of the estate of (Final Receipts filed; Order Discharge
Maria C. Dowell, deceased)

Now Comes W. C. Macy, Administrator of said estate and files the receipts of the final distributees of said estate for their distributive shares as shown by the final settlement and order of distribution heretofore made, as follows, to wit:-

The Receipt of Sylvester S. Dowell for the sum of	\$16.01
" " " Elgenia Ward " " " "	16.01
" " " Lillie Ward " " " "	16.01
" " " Jacob C. Dowell " " " "	16.01
" " " Maria Hagerty " " " "	16.01
" " " Emma Perry " " " "	16.01
" " " Sarah Field " " " "	16.01
" " " Mattie Dyche " " " "	16.01

and it appearing that said estate is fully administered

May Adjourned Term — Wednesday — May 31, 1911.

and the assets paid out to those entitled to same as shown by final settlement and order of distribution and receipts for the same filed: it is therefore ordered that said Administrator be and he is hereby discharged.

Estate of Noah H. Hershberger, { Order Confirming Compromise
a person of unsound mind }

Now on this day comes W. C. Macy, Public Administrator and Ex Officio Public Guardian and Curator, having in charge the person and estate of Noah Hershberger, an insane person and represents to the Court that said Noah Hershberger, prior to his being adjudged insane, was the owner of the following described real estate, situate in Daviess County, Missouri, to-wit:

The North half of the North East quarter, and the North East quarter of the North West quarter of section Thirty-two (32) in Township Fifty-eight (58) of Range Twenty-six (26), and said land is encumbered \$3271.51, by trust deeds, delinquent taxes and other liens. That one of said trust deeds has been foreclosed, and if said foreclosure be binding and valid, said Hershberger now has no interest in or to said land. That on the 21st day of March, 1911, and prior to his being adjudged insane, and incapable of managing his affairs, said Noah Hershberger entered into an agreement to sell said land to James H. Heldon for the sum of \$6000, but from said sum there was to be deducted the sum of \$600, on account of certain interest and rents claimed. That pursuant to said understanding, said Hershberger executed and placed in escrow a deed conveying said land to said Heldon, with the consideration there in named of \$6000, which said deed was to be delivered to said Heldon upon the payment of the sum of \$5400, less all liens and encumbrances, with an abstract showing perfect title, and whereas the validity of said agreement has been questioned by said guardian and curator, but has been and is now claimed by said Heldon to be valid and binding.

That to determine as to the validity of said agreement and deed would involve said guardian and curator in litigation, which would probably involve the estate of his said ward, and entail great costs and expenses

May Adjourned Term - Wednesday - May 31st, 1911

on said estate; that the liens and encumbrances aforesaid are now due and payable, and there are now no available funds in the hands of such guardian and curator to pay or protect the property of said ward from said liens, taxes and other encumbrances.

That said guardian and curator has agreed, subject to the approval and confirmation of the Probate Court of his said Daviess County, Missouri, that said Contract and deed shall be ratified and confirmed in all things and be held binding and effectual forever, provided the consideration of said sale be increased to the sum of \$5500.00, less the encumbrances thereon, computed and agreed to be the sum, in the aggregate, at \$3271.51, leaving a balance due the estate of said ward, of the sum of \$2228.49

Said Guardian and Curator believes it to be to the best interests of the estate of said ward that the compromise agreed to be so approved, ratified and confirmed by the court, and recommends to the Court that said Contract and deed as amended, be so confirmed by the Court.

And it further appearing to the Court that there are no assets in the hands of said guardian and curator to care for said ward.

Wherefore it is adjudged by the Court that the compromise as proposed is for the best interest of said estate and said ward, and that the same ought to be, and is hereby adjudged to be valid and binding and is ratified, approved and confirmed by this Court in all things, and that said guardian and curator be and he is hereby authorized to receive in full satisfaction of said deed and contract the said sum of \$2228.49

In the matter of the estate of (Order Confirming Sale
Huldah McLaugh, deceased)

Now comes W.C. Macy, Public Administrator, having in charge the estate of Huldah McLaugh, deceased, and submits to ~~the~~ Court his report of sale - the same having been heretofore filed herein, to-wit: On May 11, 1911, and having remained continuously on file since said 11th day of May to this 31st day of May 1911 - by which report it appears that he did on Saturday the 6th day of May, 1911, in obedience to the order of this Court

May Adjourned Term - Wednesday - May 31, 1911

made at the November term, 1910, thereof and renewed at the February adjourned term, 1911, of said Court, sell at public auction to George W. McLaugh for the sum of fifty dollars (\$50.), the real estate in said order of court and report, particularly described, viz: -

All of the following described part of the East half of the South-West quarter of Section No. Twenty (20) in Township No. Fifty-nine (59) of Range No. Twenty-seven (27), Commencing at a point ~~fifty seven~~ (67) feet East and Two hundred and eighty (280) feet South of the North West corner of a tract of land conveyed by N. P. Ogden and wife and the Burns estate to said grantor, William Lewis, by deed dated April 29, 1890, and recorded in Deed Record No. 60, at page 38 in Recorder's office of said Daviess County; running thence South one hundred and forty-four (144) feet; thence East one hundred and four (104) feet; thence North one hundred and four (104) feet; thence East sixteen (16) feet; thence North one hundred and sixty (160) feet; thence West one hundred and twenty (120) feet; thence South one hundred and twenty (120) feet, to place of beginning, 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 George W. McLaugh, 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 (Objections to final settlement filed - Cause continued to July 6, 1911 - Allen Conner, deceased)

Come now Myrtle Bowling and Nettie Breunertuhl, heirs and distributees of the estate of said Allen Conner, deceased, by their Attorney, Fred Fair, and offer objections and exceptions to the final settlement of the Administrator of said estate, heretofore filed in this Court, and it is ordered by the Court that said exceptions and objections be filed and that said Cause be continued till July 6, 1911.

Ordered that the 2nd Annual Settlement of Robert L. Etter as Curator of the estate of Robert M. D. Etter and Golden Etter, minors this day filed be and the same is hereby approved and ordered to be recorded

May Adjourned Term - Wednesday - May 31, 1911,

May Adj

In the matter of the estate of
William P. Miller, deceased }
Mary E. Miller, Administratrix }

Now on this ^{day} comes said Administratrix and submits ^{to} the court her petition praying for an order of the court permitting her to assign notes and other assets in her hands to the distributees of the estate of said deceased in proportion ^{to} the respective shares of such distributees in and to said estate. Said Administratrix also represents to the court that all debts due and owing by said estate have been fully paid, and it appearing to the court upon enquiry and examination of the records of this court, that said estate has been duly administered upon and that the time for the exhibit and allowance of demands or claims against said said estate has passed and that there can now be no claims or demands allowed, according to ^{the} laws of this State, against said estate, it having been more than two years since the grant of letters upon the same, said letters ^{having been granted on} August 27, 1908; that due notice of the grant of such letters was published as required by the Statutes of this State, and that all allowed demands have been paid.

It is therefore ordered, adjudged and decreed by the court that said Administratrix be and she is thereby authorized and empowered to assign any notes, credits or assets in her hands now belonging to said estate to any distributees entitled to part of said estate according to, and in proportion to the rights and interest of such distributee in and to said estate, and the court further finds that the distributees of said estate are as follows: - Mary E. Miller, Veturia Maude Miller, Archibald W. Miller, Bob. H. Miller, Gus T. Miller, Charles M. Miller, Lucy Patton, Davis L. Miller, Ethelbert W. Miller, Josie Pastorius, Jewey H. Miller and Corley J. Miller.

Ordered that the First Annual Settlement of J. R. Baker, Administrator of the estate of William Baker, Sr., deceased this day filed, be approved and recorded.

Ordered that the First Annual Settlement of B. B. Pilcher, Administrator of the estate of James Pilcher deceased, this day filed be approved and recorded.

May Adjourned Term - Wednesday - May 31, 1911.

Sarah J. James, widow of
John D. James, deceased
Vs.

Plaintiff

Petition for the
Assignment of
Homestead
and

Ethel Eilers and Edward Eilers her husband,
Bessie Millsbaugh and Cornelius Millsbaugh her husband,
Lula McNeil and William McNeil, her husband,
Howard James, Frank James, Ray James and
Leo James, and W. E. Macy, Public Adminis-
trator, who as such having in charge as
Administrator de bonis non the estate
of John D. James, deceased.

Dower.

Defendants.

Now at this day this Cause coming on and it appearing to the Court that the Commissioners appointed to set out homestead and assign dower of Sarah J. James, in the lands of John D. James, deceased, filed their report herein on May 8, 1911, and that by order of the Court said Cause was on said 8th day of May, A.D. 1911, continued to this 31st day of May, 1911. And the Court having having fully examined and considered said Commissioners Report and being fully satisfied that the same is in all things just and correct, and no one appearing to make objections to the Confirmation thereof, it is ordered and adjudged by the Court that said report be in all things confirmed and held as firm and effectual forever; that the costs and charges in these proceedings incurred be taxed against the estate of John D. James, deceased.

Which said Commissioners Report is in words and figures the following, To Wit: —

State of Missouri { ss.
County of Daviess }

We, Will Dowell, W. R. Githens and W. E. Blackburn, Commissioners appointed by the Probate Court of Daviess County, Missouri, in the Cause of Sarah J. James vs. Ethel Millsbaugh et al, to set out homestead and set off and assign dower of the said Sarah J. James, solemnly swear that we will faithfully and impartially discharge the duties as said Commissioners to the best of our ability. So help us God.

Will Dowell

W. R. Githens

W. E. Blackburn

Adjoined
May Term Wednesday — May 31, 1911.

Subscribed and Sworn to before me this 28th day of April 1911.

(Seal)

James Birge, Notary Public.
My Commission as Notary Public expires Feb 28, 1913.

In the Probate Court of Daviess County Missouri.
May Term 1911.

Sarah J. James, widow of
John D. James, deceased

VS

Ethel Etters and Edward Etters her husband
Bessie Millsbaugh and Cornelius Millsbaugh, her husband,
Lula McNeil and William McNeil, her husband,
Howard James, Frank James, Oda James, Ray James, Leo James
and H. C. Macy, Public Administrator, who as such having
in charge as Administrator, de bonis non the estate
of John D. James, deceased.

Petition for
the

Assignment
of
Homestead
and
Dower.

To the Honorable Probate Court of Daviess County, Missouri:—

We, the undersigned Commissioners appointed by the said Court to set out homestead and set off and assign dower in the premises described in the Certified Copy of the Order and Judgment of the said Court in the above entitled cause, which is hereto attached, and which is herewith returned, Come now and beg leave to report that before proceeding to the discharge and execution of our duties as such Commissioners we each personally appeared before James Birge, a Notary Public within and for the said County of Daviess and were each duly sworn that we would faithfully and impartially discharge the duties as such Commissioners, which oath is endorsed on said Certified Copy and is also herewith returned. We then went upon the said premises and after carefully examining the same and estimating the value thereof and the quality, quantity and value thereof do hereby admeasure, set off and assign to the said Sarah J. James, widow of the said John D. James, deceased, and the minor children of the said deceased, namely, Howard James, Frank James, Oda James, Ray James and Leo James as their homestead in the real estate described in said Order, the following real estate to-wit:

— The West thirty (30) acres of the north half of the South East quarter of Section thirty two (32), Township sixty one (61), range twenty seven (27) in Daviess County.

May Adjourned Term — Wednesday — May 31, 1911.

Missouri, untill each of the said minor children shall attain their majority and untill the death of the said widow, which homestead we estimate and value at fifteen hundred dollars.

And your Commissioners further report that said homestead does exceed in value the one third part of all the real estate of which the said John D. James deceased, died seized and possessed, and that by the terms of the decree the said Sarah J. James is not entitled to a dower in the said premises.

We would further report that we were engaged in making assignment of Homestead as follows:—

Will Dowell 1 day @ \$2.50

W. N. Githens 1 " 2.50

W. E. Blackburn 1 " 2.50

James Birge Notary Public 1.00

All of which is respectfully submitted for the further action of the said Court.

In testimony whereof we have hereunto set our hands this 29th day of April, 1911

Will Dowell

W. N. Githens

W. E. Blackburn

Commissioners.

State of Missouri { ss
County of Daviess }

On this 29th day of April, 1911, before the undersigned Notary Public within and for the County and and state aforesaid, personally appeared Will Dowell, W. N. Githens and W. E. Blackburn, to me known to be the Commissioners in the above entitled cause, and acknowledged that they executed and delivered the foregoing report at their free act and deed as such Commissioners.

In testimony whereof I have hereunto set my hand and affixed my official seal at my office in Coffey, Missouri, the day and year last above written. My Commission as Notary Public expires Feb. 23rd 1913.



James Birge
Notary Public

Ordered that Court adjourn till Thursday morning, at 9 O'clock, July 6, 1911.

P. P. Doak, Judge.

In the Probate Court - County of Daviess, Missouri - In Vacation - June 8, 1911.

In the matter of the Estate of ^(Petition for performance of Specific Contract)
John W. Pennebaker, deceased
Wm. A. McNeal Plaintiff

VS

Agnes V. Pennebaker and John W. Pennebaker, Defendants
Now this 8th day of June, 1911, Comes William A. McNeal
and files his petition setting forth that John W. Pennebaker, now
deceased, did in his lifetime ^{to wit Dec. 7, 1908} enter into a contract to convey
to said petitioner, Wm. A. McNeal, by warranty deed free from encumbrance the following described real estate lying, being and
situate in the County of Atchison and State of Missouri, to wit:-
Lot Number Eight (8) of Block Eighteen (18) of the Fifth Addition
to the Town of Parkio, according to the recorded plat there-
of, in consideration of the sum of Seven Hundred and Fifty
Dollars, to be paid by said petitioner to the said John W.
Pennebaker, upon the following terms: Twenty-five dollars
on the signing of said contract, and \$6²⁵ each month thereafter
until said monthly payments shall amount to Seven Hundred
and twenty five dollars; the first of said payments to be
made on the 1st day of November A.D. 1901, and each succeeding
payment to be made on the first day of each succeeding
month until the whole sum shall be paid &c

That said Pennebaker did not execute said conveyance
in his life time nor give power by will or other wise
to any other person to execute the same; that said
Wm. A. McNeal has complied with all the terms of said
Contract on his part to be performed by paying to said
John W. Pennebaker, now deceased, the sum of \$506.25-
and the balance of said purchase money to said Agnes
B. Pennebaker, Administratrix of said John W. Pennebaker
deceased, and has fully complied with his part of said
Contract, and prays for an order that said Agnes B.
Pennebaker, Administratrix execute said contract
specifically &c

Said Petition being accompanied by a copy of said
Contract and all duly verified by affidavit.

It is therefore ordered by the Judge of Probate
that said Defendants, to wit Agnes V. Pennebaker and
John W. Pennebaker, be ^{duly} served with notice of the fil-
ing of this petition and that the same will be
submitted to the Court for action at the August

In the Probate Court - In Vacation.

Term, 1911, thereof, which said August term will be begun and held on the 14th day of August, 1911.

P. P. Doak

Judge of Probate

In Vacation - June 10, 1911.

In the matter of the Estate of { Report of Sale Real Estate filed
Henry F. McBlung, deceased }

Now at this 10th day of June, 1911, Comes Ida McBlung, Administratrix of the said Estate and files her report of Sale of real estate belonging to said estate, and it is ordered by the Judge of Probate that that said report be continued till the next Session of the May Adjourned term of the Probate Court, to-wit: July 6, 1911.

P. P. Doak, Judge of Probate.

In Vacation - June 23, 1911.

In the matter of the Estate of { Administration granted.
John P. Easter, deceased }

Comes now Nellie E. Easter, and makes application for letters of Administration upon the Estate of John P. Easter, late of Daviess County, Missouri, deceased, And having made the required Affidavit in which she says that the said John P. Easter died on the 13th day of June 1911, intestate; that he left surviving him Nellie E. Easter, his widow, who resides in Daviess County, Missouri, and Gracie Helen Easter, a child, who resides in Daviess County, Missouri, and that she will make a perfect inventory of and faithfully administer all the estate of the said deceased, and pay the debts as far as the assets will extend and the Law direct, and account for and pay over all assets which shall come to her possession or knowledge. And said Applicant being the widow of said deceased, and the Judge of Probate having confidence in her ability and integrity, it is ordered that letters of Administration upon said estate be granted and issue to the said Nellie E. Easter and that she be required to enter into bond to the State of Missouri as such Administratrix, in the sum of

Probate Court - In Vacation -

One Hundred and fifty dollars (\$150⁰⁰) with two or more sufficient securities and conditioned according to law.

And now Comes said Nellie E. Easter and files her said bond in the sum of One Hundred and fifty dollars, with J. M. DeGolia and John Brown as securities thereon and conditioned as the law directs, which said bond is by said Judge of Probate, accepted and approved, and it is ordered that J. M. DeGolia and Selas E. Drake be and they are hereby appointed witnesses to accompany and aid said Administratrix to examine the books, papers and money and other property of said deceased and to make an inventory thereof, and that said Administratrix publish notice of the grant of said letters in the Altamont Times & Newspaper printed at Altamont in said Daviess County.

R. T. Doak
Judge of Probate

In Vacation - June 28, 1911.

In the matter of the Estate of } Curator appointed, bond filed
Wilbur W. Wells, a minor. }

It being shown to the Judge of Probate now here, that Wilbur W. Wells, a minor, aged 3 years and 9 months, is the child of Hugh E. Wells, late of Daviess County, deceased and Myrtle A. Wells who resides in the County of Daviess, Missouri, and that he possesses personal estate not exceeding in value the sum of Three hundred dollars, therefore to the end that said estate may be properly conserved for the benefit of said minor, it is ordered by the said Judge of Probate that the said Myrtle A. Wells, the mother of said minor be and she is hereby appointed Curator of the estate of said minor, and that before entering upon the duties of such Curatorship she be required to enter into bond to the State of Missouri for the use of said minor in the sum of Six Hundred dollars, (\$600⁰⁰) with two or more securities thereon to be approved by the Court, and conditioned for the

In the Probate Court — In Vacation

faithful discharge of her duties according to law.

And now Comes said Myrtle A. Wells and files her said bond in the said sum of six hundred dollars, (\$600.00) with J. W. Wright and S. H. Wright, as securities thereon and conditioned as the law directs, which said bond is by the judge of Probate accepted and approved.

P. P. Doak,

Judge of Probate

In the Probate Court of Daviess County, Missouri, In vacation.
July 5th 1911

In the matter of the estate of { Order for Private Sale
Charles W. Dunn, deceased }

Now Comes Mrs. Ruth J. Dunn, Administratrix of said estate and files her written application for permission to sell fourteen shares of the Capital stock of the Jameson Telephone Company which said shares are designated by Certificate No. 30 shares, Certificate No. 67, containing 8 shares, and Certificate No. 70, containing 4 shares, belonging to said estate at private sale, and the court being satisfied that it will be for the best interest of the said estate, and not prejudicial to the persons interested therein, to sell the same at such sale it is therefore ordered that that said Administratrix sell said property at private sale for not less than its appraised value for cash in hand and that she report the said sale to this court.

P. P. Doak

Judge of Probate

May Adjourned Term - Thursday - July 6 1911.

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

Ordered that the bond of Nellie E. Easter as Administratrix of the estate of John P. Easter, deceased, taken by the Judge of this Court in vacation June 23, 1911, be and the same is hereby approved and her appointment as such Administratrix Ratified and confirmed.

Ordered that the Bond of Myrtle A. Wells as Guardian and Curator of the estate of Wilbur W. Wells, a minor, taken by the Judge of Probate in vacation on June 25, 1911, be and same is hereby approved, and that her appointment to said Guardianship ^{be} Ratified and Confirmed.

Ordered that the orders made by the Judge of Probate in vacation since May 31, 1911, be Ratified and Confirmed and that the record entries of said orders be and they are hereby approved.

In the matter of the Estate of
Forest O. Dunnington, Amanda
Dunnington, Osie Dunnington and
Jasper Dunnington, Minors

Order Confirming Sale

Now Comes Elijah M. Foley, Curator of the estate of said Forest O. Dunnington, Amanda Dunnington, Osie Dunnington and Jasper Dunnington, minors, and submits to the Court his report of sale, (which said report was filed herein on May 31, 1911, and has remained on file continuously for more than ten days, to wit: From said 31st day of May till the present time.) by which said report it appears that he did, on Wednesday the 24th day of May 1911, in obedience to the order of this court made at the February term, 1911, thereof, sell at private sale to Jasper Tyler and Jesse Tyler for the sum of Two Hundred, Twenty-Eight and $\frac{9}{100}$ Dollars, the real estate in said order of Court and report, particularly described, viz: The undivided ($\frac{4}{35}$) four thirty-fifths of a tract of land described as follows:

Beginning at the South West corner of the North half of the South East quarter of Section 19, Township 58 of Range 26 run thence North $53\frac{1}{3}$ rods, thence East 120 rods, thence South $53\frac{1}{3}$ rods, thence West 120 rods to the place of beginning

May Adjourned Term - Thursday - July 6, 1911

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Containing 40 acres more or less in Daviess County, Missouri - being $\frac{4}{5}$ of one share which is $\frac{1}{5}$.

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 Jasper Tyler and Jesse Tyler a deed in due form of law, conveying to the said Jasper Tyler and Jesse Tyler all the right, title and interest which his said wards have in said real estate.

In the matter of the Estate of [Order of Sale of Real Estate.
Clarence E. Rader, a minor]

On this day Comes Frances V. Rader, Guardian of the person and Curator of the Estate of Clarence E. Rader, a minor about the age of 20 years, and submits to the Court her petition for the sale of Real estate of said minor therein described, as follows, to-wit: -

All his interest as a son of Robert Rader, deceased, in the North (30) Thirty Acres of the Southwest quarter of the South east quarter of Section Thirty four (34), in Township Fifty-nine (59) of Range Twenty-six (26) in Daviess County, Missouri - and states that all the remaining interest in said real estate is owned ^{by} said petitioner, which said interest amounts to an undivided eight ninths of said tract; that said land is at present being rented; that after the payment of taxes, repairs and other expenses necessarily incurred in renting and keeping up said farm, that the share of said ward derived therefrom is so small that she believes a better revenue could be derived ~~by~~ ^{the} loaning proceeds of the sale of said land on good security; that owing to the small amount of land in said farm - although improved - and has a dwelling upon the same - ~~that~~ it cannot be rented to advantage; that because of ^{the} small amount of the interest of said ward in said farm and because of the other considerations mentioned she believes that the interest of said ward would be promoted by the sale of said land and reinvestment of the proceeds therefrom in a first Mortgage real estate loan or such other form of security as the Court may order.

Wherefor, petitioner prays for an order to sell her ward's interest in said real estate -

And the Court having heard said petition and the

May Adjourned Term - Thursday - July 6, 1911

May Adj

evidence in relation thereto, is satisfied that said order should be granted. It is therefore ordered by the Court that said Guardian and Curator be, and is hereby authorized and empowered to sell the said real estate, at either public or private sale, (first having had the same appraised according to law) on the following terms, to wit: For cash in hand, and that said guardian report said sale and her proceedings therein to this Court within ten days after such sale

In the matter of the estate of { Order Confirming Sale,
Henry F. McClung, deceased }

Now comes, Ida McClung, Administratrix of said Henry F. McClung, deceased, and submits to the Court her report of sale, (which said report was heretofore filed herein, to wit: on the 10th day of June, 1911, and, has been, and remained on file in the office of the Probate Court continuously for more than ten days, viz: from said 10th day of June till this 6th day of July.) by which report it appears that she did, on Monday the 5th day of June, 1911, in obedience to the order of this Court made at the May term, 1911, thereof, sell at private sale to William J. Caraway, for the sum of Two Thousand Dollars (\$2000.00) the real estate in said order of Court and report, particularly described, viz: —

The undivided ($\frac{1}{5}$) one fifth interest in and to the East 118 acres of the South East ($\frac{1}{4}$) quarter of Section (31) Thirty-one, Township (60) Sixty, Range (26) Twenty-six; Also the the undivided ($\frac{3}{4}$) one fifth interest in the South East ($\frac{1}{4}$) quarter of the Southwest ($\frac{1}{4}$) quarter of Section (32) Thirty-two, in said Township 60 and Range 26.

And it is shown by said report that said consideration of \$2000.00 includes the agreed value of the life estate of Ida McClung, widow of deceased, which by agreement and signed stipulation of all the parties at interest, is fixed at the sum of Four Hundred and ninety dollars, which is by said agreement paid to the said Ida McClung for the relinquishment of her said life estate in said property - leaving the sum of \$1510.00 due to the estate of said Henry F. McClung, deceased, and it appearing that said sale was legally and

May Adjourned Term - Thursday July 6, 1911

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 T. Baraway, a deed in due form of law, conveying to the said William T. Baraway all the right, title and interest which the said deceased, had in the same at the time of his death.

In the matter of Estate of { Continued to 14th of July, 1911.
Allen Conner, deceased }

Ordered by the Court that the Final Settlement of Martha M. Conner, Administratrix, of Allen Conner deceased, heretofore filed, together with the Exceptions to the same be, and same is hereby continued to the 14th inst.

Ordered that Court Adjourn till Friday the 14th instant at 9 o'clock A. M.

O O Doak, Judge

May Adjourned Term—Friday—July 14, 1911.

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Court convened pursuant to adjournment with P. P. Doak, Judge, and F. M. Parker, Deputy Sheriff, present. When the following proceedings were had, to wit:—

In the matter of the Estate of { Order of Sale.
Gabriel L. Ballinger, Insane }

now at this day comes John C. Leopard, Guardian of the Estate of Gabriel L. Ballinger, an Insane person, and presents to the Court his petition praying for an order of Sale of certain real estate belonging to said ward to enable him to procure means for the support and maintenance of said ward, at State Hospital No. Two (2), for the Insane at St. Joseph, Mo., and the Court having heard and considered the said petition and being fully advised and satisfied that it is necessary and proper to sell said real estate for the purpose aforesaid; it is thereupon Ordered, that the said John C. Leopard, guardian as aforesaid, (first having had the same appraised according to law) do sell at private sale, for cash in hand, the real estate in said petition described as follows, to wit:—

An undivided One-sixth ($\frac{1}{6}$) interest in and to the East Eleven and one-half ($11\frac{1}{2}$) acres of the North-west $\frac{1}{4}$ of the South-east $\frac{1}{4}$, and that part of the South-east $\frac{1}{4}$ of the North-east $\frac{1}{4}$, described as follows, to-wit:—

Commencing at the South-west corner thereof, running East Sixteen and $16\frac{1}{9}$ rods; thence North Forty (40) rods; thence West Sixteen and $16\frac{1}{9}$ rods; thence South Forty (40) rods to place of beginning, containing Four and $4\frac{1}{9}$ acres, all in Section Thirty-three (33) Township Fifty-nine (59), Range Twenty-six (26) in Daviess County, Missouri, Subject to the Life Estate of Maria E. Ballinger, who is about Seventy (70) years of age; and sell the same for the purposes in said petition mentioned and that he make return of his proceeding therein to this Court within ten days after such sale

In the matter of the Estate of { Allowance of Demand.
Thomas B. Henderson, deceased }

Now come Mollie Gaines and presents to the Court for allowance against said estate a demand for \$55.¹⁵ founded on an account for services rendered deceased as nurse during his last

May Adjourned Term ~~Friday~~ July 14, 1911

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illness, and for expenses incurred in going to and from Excelsior Springs to look after said patient during his said sickness, and service of notice having been waived in writing and affidavit and proof being made it is ordered and adjudged by the Court that said account be and the same is hereby allowed against said estate, and is placed in Class No. 2.

In the matter of The estate of
Otto Berg, Arora Berg, Mellew
Berg and George Berg, minors } Order approving Purchase

Comes now George F. Alexander, Curator of said Minors, and reports that in obedience to the Order of this Court made at its February Adjourned Term, 1911, to-wit on the 11th day of March, 1911, empowering and directing him to purchase the real estate in said order ^{and report} described as follows, to-wit: All of Lots 1 and 2 and the West 46 1/2 feet of Lot 3 in Block R. of William B. Nirt's Second Addition to the City of Galatin County of Daviess, Missouri, subject to an incumbrance of \$350.00 he did on April 1, 1911, having first had said real estate duly appraised by Thomas R. Shaw, Samuel O. Venable and Frank M. Davis, three disinterested householders of said Daviess County, they having been appointed by the Court and duly sworn as such appraisers as appears by their affidavit and certificate of appraisement filed with said report and marked exhibit "A." purchase said real estate from John Jenkins and Minnie Jenkins, his wife, at the price and sum of \$1850.00, \$1500. of which was paid in cash and the grantees assuming an incumbrance of \$350.00 payable to Daviess County, Missouri, Mortgagee, said mortgage bearing interest at the rate of 6% per annum.

And it further appearing from said report that said Curator has procured from said grantors, the said John Jenkins and Minnie Jenkins, his wife a general warranty deed in due form of law, conveying to the said Otto Berg, Arora Berg, Mellew Berg and George Berg the real estate above described free and clear of incumbrance, also an abstract of title to said premises showing said John Jenkins and Minnie Jenkins, his

May Adjourned Term - Friday July 14, 1911,

May

wife, to be the owners in fee of said premises, and that the same is clear and free of all judgments, liens and incumbrances.

Whereupon it is Ordered by the Court that the action and proceedings of said Curator, as set forth in said report, be and they are hereby approved and said purchase is hereby ratified and confirmed.

Ordered that the 3rd Annual settlement of George F. Alexander, Curator of George Berg et al, minors, this day filed be approved and recorded.

Estate of Noah Hershberger, Demand allowed.
an Insane person

Comes now Mollie F. Welch and presents to the Court for allowance a demand for \$9.00 on account for 6 days board at \$1.50; service of notice waived in open by the guardian, and affidavit and proof made. it is ordered and adjudged by the Court that Claimant be allowed her said account in the sum of \$9.00

Estate of Noah H. Hershberger, Allowance of Demand
Insane

Now comes Dr. M. A. Smith and presents to the Court for allowance against said Estate a demand for \$9.00 on account of Mental Examination in October last, and service of Notice waived in open Court, and affidavit and proof made; it is ordered and adjudged that said claim in the sum of \$9.00 be and the same is allowed against said estate.

Estate of Noah H. Hershberger, Allowance of demand
Insane

And now Comes Dr. J. F. Hanna and presents to the Court for allowance against said estate a demand for \$9.00 found on account for mental examination. Service waived in open Court and affidavit and proof made. it is ordered and adjudged by the Court that said account in the sum of \$9.00 be allowed against said estate

May Adjourned Term - Friday - July 14, 1911.

In the matter of the Estate of { Order to Amend final Settlement - Continued.
Allen Conner, deceased. }

Now this day, this cause coming on and Martha M Conner, Administratrix of said deceased having heretofore filed her final settlement of said estate, and Myrtle Bowling and Nettie Brennenstuhl, heirs and distributees of said estate having filed exceptions to said final settlement setting forth that it erroneously charges said Administratrix with a certain note or bond signed by Stewart P. Conner, for the sum of \$1837.⁷⁵, which said note or bond was intended as an advancement to the said Stewart P. Conner, and is therefore not chargeable as an asset of ^{said} estate.

They further set forth that said Administratrix has taken credit for Commission on \$4565.³⁸, whereas the afore said sum of \$1837.⁷⁵ should have been deducted there from and said Commission computed on \$4565.³⁸ less \$1837.⁷⁵ and the Court having heard said objections and exceptions to said final settlement and ^{having} ~~and~~ ^{duly} considered the same, it is ordered and adjudged ~~by the court~~ ^{that} said objections and exceptions be and they are hereby sustained - and that said Martha M. Conner, Administratrix be and is hereby required to amend said final settlement by crediting said estate with the sum of \$1837.⁷⁵ erroneously charged as assets, and by charging back to said estate the sum of \$91.⁸⁵ erroneously credited as Commission. And it is further ordered that said Administratrix be given till the August ¹⁹¹¹ term of this Court in which to file said amended settlement, and said cause is hereby continued to said August term.

Estate of Noah H. Herskberger, { Demand Allowed
Indane }

Comes now the Chaffin Mercantile Company of Breckinridge, Mo. and presents to the court for allowance against said estate a demand for \$72.⁵⁰ founded on an account for Mdse. purchased by said Noah H. Herskberger - said demand being an unpaid balance thereon, And service of Notice duly waived, and affidavit and proof made, it is ordered and adjudged that said balance of \$72.⁵⁰ be allowed said

May Adjourned Term - Friday - July 14, 1911

May

Claimant, and it is ordered that same be entered as a demand against said estate.

Estate of Noah H. Hershberger { Demand allowed.
Insane }

Comes now J. B. Gocis, and presents to the Court for allowance against said estate a demand for \$23⁵⁰ on account for Board furnished said Noah H. Hershberger, And Service of Notice waived in writing and affidavit and proof made - it is ordered and adjudged that Claimant recover his said demand and the same is hereby allowed against said estate in said sum of \$23⁵⁰

Estate of Noah H. Hershberger, { Demand allowed.
Insane. }

And now comes Chas D. Grunn and presents to the Court for allowance against said estate, ^{a demand for \$4.85.} and service of Notice being waived in writing, and affidavit and proof made, it is ordered that said demand in sum of \$4.85 be and same is hereby allowed against said estate

Estate of John Loney { Demand allowed.
Deceased }

Comes now James Gurin and presents to the Court for allowance against said estate a demand for \$3³⁵ on account for Mdse. furnished for funeral of deceased, and the administrator of said estate having waived service of Notice and certified the correctness of the account, which is duly verified by affidavit - it is ordered that same in said sum of \$3³⁵ be and is hereby allowed against said estate and assigned to Class one.

In the matter of the alleged
insanity of Robert Homer
Gaines, R. E. L. Gaines, Informant { Information filed.

Comes now R. E. L. Gaines and by information in writing informs the Court that Robert Homer Gaines, a resident of Daviess County, is a person of sound mind and incapable of managing his own affairs, and it appearing to the Court that said Robert Homer Gaines

May Adjourned Term Friday - July 14, 1911.

is the owner of real estate situate in said Davies County; that he is now receiving treatment at Dr. Woodson's Private Sanitarium at St. Joseph, Mo., and being satisfied that inquiry ought to be made by a jury whether the said Robert Homer Gaines is a person of unsound mind or not it is ordered that such inquiry be had on Saturday July 22, 1911, at one o'clock in the afternoon of that day and that said Robert Homer Gaines be duly served with notice thereof, and that a jury of 18 men be summoned to be and appear in our said Court at the time above specified

In the matter of the Estate of { Receipt filed Partial discharge
Eliza C. Brunson deceased }

Comes now W. C. Macy administrator of said deceased and files the receipt of Frank Richardson for \$42.76 his distributive share of said estate as shown by the final settlement and order of distribution thereof heretofore made and it is ordered that said administrator be, and he is discharged as to said Frank Richardson.

Ordered that Court Adjourn Till 9 O'Clock, Saturday Morning July 22, 1911.

O. O. Doak,
Judge.

May Adjourned Term — Saturday July 22nd 1911.

May

Court Convened 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 Alleged {
insanity of Robert Homer Gaines, } Inquisition of Insanity.
R. E. L. Gaines, informant

Now at this time Comes R. E. L. Gaines, and by information in writing, heretofore filed, informs the Court that Robert Homer Gaines, a resident of Davies County, who is now being treated at Dr. Woodson's Private Sanitarium at St Joseph, Mo., is a person of Unsound mind and incapable of Managing his affairs. And it appearing that said Robert Homer Gaines has been duly served with notice of the filing of the aforesaid information and of the time and place for an Inquiry by a jury of whether he, the said Robert Homer Gaines is a person of unsound mind or not, but the said Robert Homer Gaines, appears not. And now comes a jury duly summoned to wit:— James B. Gorsuch, Wm. F. Nichols, R. M. Barnett, John R. Welder, O. F. Brown, J. W. Harlow, W. E. Wampler, Chas. McDonald, George Welch, J. C. Robinson, John Caraway^{2nd} A. R. Maffitt, twelve good and lawful men, who are duly sworn, to well and truly make inquiry and determine whether the said Robert Homer Gaines is a person of unsound mind or not, and the jury having heard the evidence offered touching his condition retired to consider their verdict, and after due deliberation returned into Court the following verdict:

We, the jury, find ^{that} Robert Homer Gaines is a person of unsound mind and incapable of Managing his own affairs.

Signed:

J. B. Gorsuch
W. F. Nichols
R. M. Barnett
John R. Welder
O. F. Brown
J. W. Harlow
W. E. Wampler
Chas. McDonald
George Welch
J. C. Robinson
John Caraway
A. R. Maffitt