

Record Book

Volume 8

**September 1911 -
February 1914**

**September 21, 1911-
February 17, 1912
(Pages 1-100)**

In the Probate Court - Daviess County, Missouri - August Adjourned Term - Sept. 21, 1911.

In the matter of the Estate of (Wanda Roberts, Lucile Roberts and Elvaree Roberts, minors. } Final Settlement and Discharge of Barbara Roberts.

Now at this day comes Barbara Roberts, guardian and Curator of the estate of said minors and presents her accounts and vouchers for her final settlement, she having removed from the State, which said settlement shows a balance due her said wards of \$511.08, which balance is now, and has been for a number of years invested in real estate in the City of Galatin, and while it appears that said investment of her wards' estate in said real estate was made by said Barbara Roberts, Curator as aforesaid, without any order of this or any other Court and without any sanction of law, yet in as much as it appears that she, the said Barbara Roberts did have the title to said real estate vested in her said wards, and whereas it further appears that the estate of said minors has not been depreciated ^{not injured} by such investment, and whereas the said Barbara Roberts has by this settlement surrendered control of said real estate to her successor, Philip B. Smith, duly appointed and legally qualified as the Curator of said Wanda, Roberts, Lucile Roberts and Elvaree Roberts, minors as aforesaid, and has turned the same over to him, the said Philip B. Smith as such Curator for the use and benefit of said minors. It is therefore ordered that said final settlement be approved and recorded and that said Barbara Roberts be, and she is hereby discharged.

In the matter of the estate of (Lewis A. & Malinda M. Butler, minors. } Final Receipts filed - Order Discharge.

Comes now Arch S. Goutsey, Guardian of said minors and files receipts of said wards as follows: Of Lewis A. for \$310.¹⁵ and of Malinda May for \$182.⁴¹ the same being the amounts due them respectively as shown by final settlement heretofore made and approved by this Court, and it is ordered that said guardian be discharged.

Ordered that Court adjourn till Court in Course

P. P. Doak,
Judge.

A. D. 1911

In the Probate Court of Daviess County, Missouri - In Vacation, Sept 25-

In the

In the matter of the estate of { Administration granted
Amos M. Foster, deceased }

Now this 25th day of September, 1911, Comes Albert J. Pratt and makes application for letters of Administration upon the estate of Amos M. Foster, deceased, And having made affidavit as required by law showing the names and places of residence of the widow and heirs of said Amos M. Foster and stating that he departed this life September 6, 1911, without a will, and that he, the said Applicant will make a perfect inventory of and faithfully Administer all the estate of the deceased, pay the debts as far as the assets extend and the law directs, Account for and pay all assets which shall come to his knowledge or possession.

And it appearing that Hester A. Foster, widow of said deceased has relinquished her right and claim to letters upon said estate, and the Judge of Probate having confidence in the ability and integrity of said Applicant - it is ordered that letters of Administration upon the estate of the said Amos M. Foster deceased be granted and issue to the said Albert J. Pratt, and that before entering upon his duties as such Administrator that he be required to enter into bond to the State of Missouri, in the sum of Fifteen Hundred Dollars, with two or more good and sufficient securities thereon and conditioned according to law.

P. P. Doak

Judge of Probate

In vacation - September 26, 1911.

Estate of Amos M. Foster, deceased, {

Now Comes Albert J. Pratt and files his bond as Administrator of Amos M. Foster, deceased, in the sum of Fifteen Hundred (\$500) Dollars, with John A. Galbreath and Chas. W. Githens as securities thereon and conditioned as the law directs, which said bond is by the Judge of Probate accepted and approved.

And it is further ordered that and

be and are hereby appointed witnesses to accompany and assist said Administrator to examine the papers, books and money of said deceased and to make an inventory of all the property of said estate, and that said Administrator publish notice of the grant of letters upon said estate in some newspaper published in this County as the statute directs

P. P. Doak,

Judge of Probate.

In the Probate Court, Daviess County Missouri - In Vacation - October 2nd, 1911.

In the matter of the estate of
 Bruce Graham, Chas. W. Graham, jr.,
 Sam P. Graham, Wayne Graham
 and Scott McClure Graham, minors } Choice and Appointment of Curator.

It having been shown to the judge of Probate, that Bruce Graham, aged 18 years; Chas. W. Graham, jr., aged 16 years; Sam P. Graham, aged 16 years; Wayne Graham, aged 9 years; and Scott McClure Graham, aged 3 years, residents of Daviess County Missouri, and children of Chas. W. Graham and Elloe J. Graham of said Daviess County possess personal estate of the probable value of Four Hundred and Sixty-five (465) Dollars not derived from their said parents, and said Bruce Graham and Chas. W. Graham, jr., being above the age of 14 years, and said judge having instructed said Bruce and Chas. W. jr., to choose their own Curator, now appear in their own persons, before said judge, and declare that it is their desire to have their father the said Chas. W. Graham act as such Curator and their nomination being approved by said Judge of Probate. it is ordered that he, the said Chas. W. Graham be, and he is hereby appointed Curator of the estate of said Bruce Graham and Chas. W. Graham jr., and also of the estate of the said Sam P. Graham, Wayne Graham and Scott McClure Graham and that before entering upon the duties of said Curatorship that he be required to enter into bond to the State of Missouri for the use of said Bruce Graham, Chas. W. Graham, Sam P. Graham, Wayne Graham and Scott McClure Graham, minors as aforesaid, in the sum of (\$950.00) Nine Hundred and Fifty Dollars, with such security as the Court shall approve and conditioned for the faithful discharge of his duties as such Curator according to law.

And now comes said Charles W. Graham and files his said bond in the aforesaid sum of Nine Hundred and fifty (950.) dollars with Ellen Graham and Elloe J. Graham as securities thereon and conditioned as the law directs, which said bond is by said judge accepted and approved.

P. P. Doak
 Judge of Probate

In the Probate Court of Daviess County - In Vacation - October 5th 1911.

In the matter of the estate of { Administration granted,
John Blair, deceased }

Comes now J. A. Blair, and having filed his affidavit required by law, submits his application for the grant of letters of Administration upon the estate of John Blair who died in testate September 3, 1911, possessed of personal estate of the probable value of Fifteen Hundred dollars, and it appearing to the Judge of Probate that the widow of said deceased, viz. Jane Blair, has renounced her right and claim to letters upon said estate, and that J. A. Blair, said applicant is a son of the deceased and a distributee of said estate and that he is otherwise competent to administer the same - it is ordered that letters of Administration upon the estate of said John Blair, late of Daviess County, deceased, be granted and issue to said J. A. Blair, provided he enter into bond to the State of Missouri, as such Administrator, in the sum of Three Thousand dollars, with two or more securities thereon to be approved by the Court, and Conditioned according to law.

P. P. Doak,

Judge of Probate

In the Probate Court - In Vacation - October 6, 1911.

In the matter of the estate of { Will probated.
Simon P. Mills, deceased }

Now on this 6th day of October, 1911, an instrument in writing, signed by S. P. Mills and purporting to be the last Will and Testament of Simon P. Mills, deceased, who died at his home in Grand River Township, Daviess County, Missouri, September 20, 1911, (as appears from the affidavit of Jas. H. Mills and Jos. H. Mills filed in this office) is produced before the Judge of Probate to be proven and admitted to probate and record as the last will and testament of said Simon P. Mills, deceased, and said Judge of Probate having examined said instrument of writing, and having heard the testimony of John C. Leopard and William R. Handy, the subscribing witnesses thereto in relation to the execution of the same, doth declare and adjudge said instrument of writing to be the last will and testament of Simon P. Mills, 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 of Daviess County Missouri - In Vacation - October 6, 1911

In the matter of the estate of { Grant of Letters Testamentary
Simon P. Mills deceased }

Now Comes, Elizzie C. Mills, widow of Simon P. Mills, deceased, and who is named in the last will and testament of said deceased, as executrix of said will, and asks that letters testamentary on said estate be granted to her, and it appearing that from said last will that it was the request of said testator that she be not required to give bond as such executrix, and it further appearing that the said Elizzie C. Mills, is the sole beneficiary of the personal estate of said deceased, subject to the payment of the debts of said estate: It is therefore ordered that letters testamentary upon the estate of the said Simon P. Mills, deceased be granted and issue to her, the said Elizzie C. Mills, and that she be not required to give bond as such Executrix, and it is further ordered that F. M. Doty and William Prichard be and they are hereby appointed witnesses to assist said Executrix to open and examine the papers, money and other property of the deceased, and to make an inventory of the same, both real and personal, and that Notice of the grant of said letters be published according to law.

P. P. Doak

Judge of Probate

In the Probate Court - In Vacation - October 7, 1911.

In the matter of the Estate of { Bond filed - Witnesses appointed -
John Blair, deceased }

Comes now J. C. Blair, and files his bond as Administrator of the estate of John Blair, deceased, said bond being for the sum of Three Thousand Dollars, and is signed by E. M. Street and Abe Hawk as securities, and is conditioned as the law directs, and the same is by the Judge of Probate accepted and approved. And it is ordered that Davis Waters and Elwood O'Hare be and they are hereby appointed witnesses to assist said Administrator to examine the papers, money and other property of the deceased and to make an inventory of said estate both real and personal, and that said Administrator publish notice of the grant of letters of administration upon said estate in some newspaper published in this County as the law directs.

P. P. Doak

Judge of Probate

In the Probate Court of Daviess County, Missouri - In Vacation - Friday, October 13, 1911.

In the matter of the estate of (Administration granted. Bond filed.
Saluda J. Sailor, deceased)

Now Comes Moses N. Sailor and makes application for letters of Administration upon the estate of Saluda J. Sailor, and by his affidavit shows to the Judge of Probate that said Saluda J. Sailor died in Daviess County Missouri February 13, 1911, intestate leaving as her heirs, Isabelle Downing, Dinuba, California; M. N. Sailor, Daviess County Missouri; W. M. Sailor, New Haven, Colorado; Leella Culver, Daviess County, Missouri; Lena Callison, Dinuba, California; Roberta Callison, Richard Callison and — Callison, Dinuba, California - the last three named being grand-children of the deceased and children of Mary Sailor Callison, late of Dinuba California, deceased.

And it appearing that said deceased died possessed of real estate situate in Daviess County; that her personal estate is in sufficient to pay the debts due and owing by her at the time of her death, and that the aforesaid grand children are minors - it is therefore ordered that letters of Administration upon the estate of said Saluda J. Sailor, deceased, be granted and issue to the said Moses N. Sailor and that before entering upon the duties of his said office he be required to enter into bond to the State of Missouri, as such Administrator, in the sum of Four hundred dollars with two or more good and sufficient securities thereon and conditioned according to law.

And now Comes said Moses N. Sailor and submits his said bond in the sum of \$400⁰⁰ with J. W. Meade and Homer Feurt 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 Vick Love and Joseph Curtis be and they are hereby appointed witnesses to accompany and aid said Administrator to examine the papers, money and other property of the deceased and to make an inventory of the same, and that said Administrator publish notice of the grant of said letters in some newspaper printed in this County as required by law.

O. P. Doak
Judge of Probate

In the Probate Court of Daviess County, Missouri — In Vacation — Saturday, October 14, 1911.

In the matter of the alleged Insanity of } Information filed.
N. Virginia McVeigh }

Comes now, F. M. Parker, Deputy Sheriff of Daviess County, Missouri, and by information in writing makes the judge of Probate to know and be informed that N. Elizabeth McVeigh a resident of Gallatin in said County is a person of unsound mind and incapable of managing her affairs, and praying that an inquiry thereinto be had by a jury, whether the said N. Virginia McVeigh be a person of unsound mind or not.

And the judge of Probate being satisfied that said Probate Court ought to exercise its jurisdiction in said matter, it is therefore ordered that inquiry whether the said N. Virginia McVeigh be a person of unsound mind or not, be had by a jury, and that for such inquiry a Special Term of said Probate Court be held on Thursday, October 19, 1911, and that said N. Virginia McVeigh be notified of the time and place of holding said inquiry at least five days before said 19th day of October.

P. P. Doak
Judge of Probate

Special Term - Tuesday - October 19, 1911

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

In the matter of the alleged Insanity of { Inquisition
N. Virginia McVeigh.

Now on this 14th day of October A.D., 1911, Comes Frank M. Parker Deputy Sheriff of the County of Daviess, and gives information in writing to the Judge of the Probate Court of said County, in vacation, that Mrs. N. Virginia McVeigh, a resident of said County, is of unsound mind and incapable of managing her affairs, and praying that an inquiry therein be had, and said judge being satisfied that there is good cause for the exercise of the jurisdiction of said Probate Court in said matter, now calls a special term of said Court to be held on Thursday, the 19th day of October A.D., 1911, for the purpose of holding an inquiry whether the said N. Virginia McVeigh be of unsound mind or not, and orders that said N. Virginia McVeigh be notified of such proceedings at least five days before said special term of said Court.

And now, this 19th day of October, A.D., 1911 Court met pursuant to the order of the judge in vacation - (there being present R. P. Doak, Judge of said Court and J. A. Blair, Sheriff of Daviess County) - for the purpose of holding an inquiry whether N. Virginia McVeigh be of unsound mind or not, and notice to said N. Virginia McVeigh being returned by J. A. Blair, Sheriff of Daviess County, served by delivering to the hands of the said N. Virginia McVeigh, a copy of said Notice. And the said N. Virginia McVeigh appearing not, the Court here now appoints John C. Leopard to represent the said N. Virginia McVeigh, such inquiry, and comes now ^{a jury duly summoned to wit:-} George Welch, C. H. Welden, T. A. Gillespie, T. B. Knight, J. S. Marshall, W. S. Townsend, J. A. W. Alexander, Robert Messelman, Thomas Martin John Surface Allen R. Maffitt and Allen E. Place twelve good and lawful men, who are duly sworn, to well and truly make inquiry and determine whether the said N. Virginia McVeigh is a person of unsound mind or not, and the jury having heard the evidence offered touching her condition retired to consider their verdict, and after due deliberation returned into Court the following verdict:

In the matter of the alleged insanity of Mrs. N. Virginia McVeigh.

We, the jury find Mrs. N. Virginia McVeigh to be of unsound mind and incapable of managing her affairs.

Tuesday— Oct 19, 1911

Signed

N. J. Townsend
 T. A. Gillespie
 G. H. Welden
 George Welch
 J. S. Marshall
 A. R. Maffett
 John Surface
 A. A. Place
 Robert Musselman
 T. B. Knight
 J. A. W. Alexander
 Thomas A. Martin

It is therefore adjudged by the Court that said N. Virginia McVeigh is a person of unsound mind and incapable of managing her affairs, and the Court hereby appoints Homer Feurt guardian of said N. Virginia McVeigh, and it is ordered that said guardian before entering on the duties assigned him shall enter into a bond to the State of Missouri in the sum of Thirty two hundred Dollars, conditioned as required by law with such security as the Court shall approve.

Now comes said Homer Feurt and and qualifies as said Guardian and files his bond as such, in the said sum of \$3200.⁰⁰ with John W. Meade and Joe W. McElvain 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, which said bond is in words and figures the following:

"We, Homer Feurt as principal and John W. Meade, Joe McElvain as securities, are held and firmly bound unto the State of Missouri, in the sum of Thirty two hundred Dollars for the payment of which we bind our selves and our heirs:

Upon The Condition, That Whereas, the said Homer Feurt has been appointed by the Probate Court of Daviess County, Missouri, Guardian of the person and estate of N. Virginia McVeigh of said County, a person of unsound mind.

Now, if the said Homer Feurt shall take due and proper care of such N. Virginia McVeigh and manage and Administer her estate and effects to the best advantage, according to law, and shall faithfully do and perform all such other acts, matters and things touching his Guardianship as may be prescribed by law or enjoined on him by the order, sentence or judgment of any Court of competent jurisdiction, then this Bond to be void; otherwise to remain

in full force and effect.

In Testimony Whereof, We have hereto set our hands and affixed our seals, at Gallatin in said County, this 19th day of October A.D. 1911.

Homer Feurt

(Seal)

John W. Meade

(Seal)

Joe M. Elvain

(Seal)

Approved by the Court

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

And it is further ordered that said Guardian publish notice of his appointment in some Newspaper published in Daviess County according to law.

Ordered that Court adjourn.

P. P. Doak

Judge of Probate

In the Probate Court In Vacation, October 23, 1911

In the matter of the Estate of
Virgil S. Williams and Della } Bond filed.
B. Williams, minors,

Now comes Anna M. Williams, Guardian of the person and Curator of the estates of Virgil S. Williams and Della B Williams, minors and files her bond as such Guardian and Curator, in the sum of Six hundred and fifty (\$500.) dollars with J. B. Evans and Robert E. Maupin as securities thereon and conditioned for the faithful discharge of her duties as such guardian and Curator according to law, which said bond is by the judge of Probate accepted and approved.

P. P. Doak

Judge of Probate

In the Probate Court in Vacation - October 26th, 1911.

In the matter of the Estate of {
Harry Bradley and Roscoe
Bradley, minors } Choice and appointment of guardian and Curator,

Now this day it having been shown to the Judge of Probate that Harry Bradley aged 14 years January 15, 1911 and Roscoe Bradley aged 12 years October 1, 1911 are minor heirs of Addie B. Bradley late of Daviess County, Missouri, deceased; that said minors have no parent living; that they have no guardian of their person or curator of their estate who has been duly appointed and legally qualified as such; that they possess personal estate estimated to be of the value of (\$500.) Five hundred dollars each, or \$1000.00 to the two said minors.

And said Harry Bradley being above the age of 14 years and having been previously instructed to choose a guardian of his person and estate comes now and files his written request that Elmer E. Clark a resident of Hamilton, Mo., be appointed as such guardian and curator, and the said Judge of Probate having confidence in the ability and integrity of said Elmer E. Clark, it is therefore ordered that he the said Elmer E. Clark be and he is hereby appointed guardian of the person and curator of the estate of the said Harry Bradley and also of Roscoe Bradley the aforesaid minors, and that before entering upon such guardianship he be required to enter into bond to the State of Missouri in the sum of Two thousand (2000) dollars for the use of said Harry Bradley and Roscoe Bradley minors as aforesaid, with good and sufficient security thereon and conditioned according to law.

And now comes said Elmer E. Clark and qualifies as such guardian and files herein his said bond in the sum of Two thousand (2000) dollars, with J. D. George and J. W. Vaughn as securities thereon and conditioned for the faithful discharge of his duties as such guardian and curator, which said bond is by said Judge accepted and approved.

O. P. Doak

Judge of Probate

In Vacation - November 10, 1911

In re Estate of N. Virginia McVeigh, insane.

Horner Fendt, Guardian.

Now, on this 10th day of November, 1911, it is ordered by the Judge of Probate that Wm. G. Cline and Joe McElveigh be and are hereby appointed Appraisers to appraise the estate of said insane person.

O. P. Doak, Judge of Probate

November Term 1911.

In the Probate Court, Daviess County, Missouri, Monday, November 13, 1911.

Novem

State of Missouri } ss.
 County of Daviess }

Be it Remembered, that at a Regular Term of the Probate Court within and for said Daviess County, begun and held at the Court house in the City of Gallatin in said County on Monday the 13th day of November, A.D. 1911, there being present P. P. Doak, Judge of said Court, and as such Ex Officio Clerk, thereof, and J. A. Blair, Sheriff of Daviess County, Mo., the following proceedings were had, made and entered of record, to-wit:—

Ordered by the Court that the bond of Albert J. Pratt, as Administrator of the estate of Amos M. Foster, deceased, taken by the Judge of Probate in vacation September 26, 1911, be, and the same is hereby approved and his appointment to said office and all the proceedings therein are hereby ratified and confirmed.

Ordered that the bond of Charles W. Graham, as Curator of the estate of Bruce Graham, Chas. W. Graham jr., Sam O. Graham, Wayne Graham and Scott McClure Graham, minors, taken by the Judge of this Court in vacation thereof ^{October 2, 1911,} be, and the same is hereby approved, and that his appointment to said trust with all the proceedings therein be and are ratified and confirmed.

It is ordered by the Court that the bond of J. A. Blair, as Administrator of the estate of John Blair, deceased, taken by the Judge of said Court in vacation, October 7, 1911, be approved and that his appointment to said office with all the proceedings therein be and the same is ratified and confirmed.

Ordered that the bond of M. N. Sailor, Administrator of the estate of Saluda J. Sailor, deceased, be approved and that his appointment made in the vacation of this Court, ^{October 13, 1911,} and all the proceeding therein be and the same is hereby ratified and confirmed.

Ordered that the bond of Anna W. Williams, as Curator of the estate of Virgil S. Williams and Della B. Williams minors, taken by the Judge of this Court in vacation on October 23, 1911, be approved and that her appointment

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with all the proceedings therein be ratified and confirmed.

Ordered that the bond of Elmer E. Clark as guardian and curator of Harry Bradley and Rocco Bradley, minors, taken by the judge of this Court in vacation on October 26, 1911, be approved, and that his appointment as such guardian and curator be ratified and confirmed.

In the matter of the estate of { Judgment Establishing Will.
Simon P. Mills, deceased. }

It being shown to the Court now here, that in vacation of this Court, to wit: On the 6th day of October, 1911, an instrument of writing purporting to be the last will and Testament of Simon P. Mills, deceased, and attested by John C. Leopard and William R. Handy as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said Simon P. Mills deceased, and said Judge proceeded to take the testimony of John C. Leopard and William R. Handy 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 6th day of October, 1911.

And the Court having inspected said will, and seen and heard the testimony of John C. Leopard and William R. Handy 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 Simon P. Mills deceased. And the said proceedings and action of the judge in the premises, are in all things ratified and confirmed, and it is ordered that said will be admitted to record.

In the matter of the estate of { Final Settlement and discharge.
Solomon Brown, a minor. }

Comes now Jacob M. Brown, guardian and curator of the estate of Solomon Brown, who has attained his legal majority, and first having made and submitted to his said ward a final settlement Exhibit upon which the said accepted service, proceeded to make a final settlement of his account with said Solomon Brown who here, now enters his personal appearance in open Court as a party to said final settlement which shows a balance of Four Hundred twenty and 7/100 dollars to be due from said

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guardian to his said ward, which said balance of \$420.74 is by the said Solomon Brown accepted and in open court receipted for as being in full payment of all money and property due to him by the said Jacob M Brown, by reason of his said guardian and curatorship, and he, the said Solomon Brown here now in open court declares that he is 21 years of age, and that he consents to the discharge of said Jacob M Brown as such guardian and curator, and the Court having examined said Final Settlement Exhibit and also this final settlement and being satisfied that they are correct doth declare and adjudge said final settlement to be approved and it is ordered that same be recorded and that said guardian and curator be and he is hereby discharged.

It is ordered by the court that the first Annual settlement of H. C. Macy, Public Administrator, having in charge, as such, the estate of Albert Cubberly, deceased, this day filed be approved and recorded.

In the matter of the estate of
William O. Osborn, deceased, } Order of Sale of Real Estate.
Verden D. Osborn, Executor

Now Comes Verden D Osborn, Executor of the estate of William O. Osborn, deceased, and shows to the Court that the order of publication made at the August Adjourned term of this Court, held on September 21st, 1911, upon the petition of said executor asking for an order of sale of certain real estate of the deceased therein described, for the payment of the debts due by said estate, has been published for more than four weeks prior to the first day of the present term of this Court, in the Jamesport Semi-Weekly Gazette, a semi-weekly newspaper published in the City of Jamesport, in the County of Daviess, in the State of Missouri, and the Court having heard said application and being satisfied that the personal estate of the deceased in the hands of said Executor is not sufficient to pay the debts due and owing by said estate, including the encumbrance on said real estate: It is ordered that said Executor, first having had the same appraised according to law, do sell at private ^{sale} for cash in hand the real estate mentioned in said petition, and described as follows, to-wit:—

The Northwest quarter (1/4) of the Northwest quarter (1/4) of Section Thirty-two (32), Township Fifty-nine (59) of Range Twenty-six (26).

Also Lot Twenty (20) in Block Four (4) and Lots One (1),

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Six (6), seven (7) and twelve⁽¹²⁾ in Block Ten (10) in the town of Jackson (now called Barlow). All of the above described real estate situate in Daviess County, Missouri.

Said Sale to be made for the purpose of paying the debts due by said estate as aforesaid and encumbrance on said land, and that he, ^{the said executor} report his proceedings therein to this Court within ten days after making such sale.

Estate of Joseph Dilley, deceased, { Allowance and classification of demand.
Chas. Dilley Administrator }

Now Comes R. Davis and submits to the Court a demand for \$32.³³ on account for mds. purchased by deceased in his lifetime, and said Administrator having waived service of notice for presentation and affidavit and proof being made it is ordered by the Court that said demand in the sum of \$32.³³ be and the same is hereby allowed against said estate and that it be assigned to the 6th class of demands.

Estate of David Gulpin, deceased, { Demand allowed and classified
S. G. Hosman, Administrator, }

Comes now Henry J. McBrayer and presents to the Court for allowance against said estate a demand for \$11.⁰⁰ founded on account for services rendered to deceased in his lifetime, and service of notice for presentation being waived in writing and affidavit and proof made. it is ordered that same in said sum of \$11.⁰⁰ be and is hereby allowed against said estate and that it be placed in the 6th class of demands.

Estate of Thos. B. Henderson, deceased, { Demand allowed.
John D. Henderson, Administrator }

Comes now Dr. J. M. Lawrence and presents to the Court for allowance against said estate a demand for \$74.²⁵ found on an account for medical services rendered deceased in his lifetime and now comes also John D. Henderson Administrator as aforesaid and claimant having made affidavit to said demand as required by law, and service being waived. Said parties by an agreement make settlement of said matter and ask the Court to give judgment against said estate for the sum of \$55.⁰⁰ it is therefore ordered that said demand be allowed against said estate in the sum of \$55.⁰⁰ and that same be assigned to Class five.

Ordered that the 8th Annual Settlement of M. B. Blackburn, guardian and Curator of Forest W. Blackburn, minor this day filed be approved and recorded

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In the matter of the estate of
Hugh H. Bowers, deceased,
Joshua N. Alexander, Executor } Final Settlement and Order of Distribution.

Now this day comes said J. N. Alexander, and first having published final settlement notice as required by law, submits his final settlement of said estate which shows a balance of Eleven hundred, forty-one and 40/100 dollars due to said estate, and it appearing that all of the debts and legacies provided to be paid by the last will and testament of said deceased have been fully paid, except the specific legacy to be paid to Douglas Bowers, son of deceased, on condition that said Douglas Bowers appear and claim the same within two (2) years from the grant of letters upon said estate, and the said Douglas Bowers having failed to appear and claim said legacy of one thousand dollars, the same is therefore included in the above balance, which said Executor asks the Court to distribute to the remaining heirs as provided by said last will.

And the Court having examined said final settlement and being satisfied that the same is correct. It is ordered that it be approved and recorded, and that said balance of \$1141⁴⁰/₁₀₀ be distributed to the heirs of said deceased as follows:—

To Porter M. Bowers his distributive share =	\$228. ²⁸ / ₁₀₀
" Mrs. Alice Black her " " " =	228. ²⁸ / ₁₀₀
" Nettie Bowers " " " =	228. ²⁸ / ₁₀₀
" Mrs. Jessie Glick " " " =	228. ²⁸ / ₁₀₀

and to the children and heirs of Charity Prosper, deceased, her distributive share thereof (there being three) as follows:

To H. H. Prosper 1/4 of said share =	32.61
" Mrs. Josie Dewey 1/4 of said share =	32.61
" Ray Prosper 1/4 " " " =	32.61

W. L. Prosper Guardian and Curator of Floyd Prosper, Lyle Prosper, Vernon Prosper and Ray Prosper minors. 1304⁵⁰/₁₀₀
and that he file the receipts of said distributees for their respective shares when he shall be entitled to his discharge herein.

Ordered that the first Annual settlement of P. P. Smith, administrator of Lydia Cummings, deceased, this day due be continued to the August 1912 term of this Court for final settlement.

November 1911, term - Monday November 13, 1911

In the matter of the estate of { 5th Annual (and final as to Ruth Brodbeck.)
Martha E. Brodbeck et al, minors }

Comes now Charles L. Knauer, Curator of the estate of said minors and files his fifth Annual Settlement of his account with the estate of Martha E., Lenora^{and} Russell Mark Brodbeck; and Ruth Brodbeck having attained her legal majority and said Curator having filed a final settlement exhibit of his said ward's account, as required by law, and having served a copy of the same upon the said Ruth Brodbeck, more than four weeks prior to the first day of this term of our court, he proceeds to settle his said account and the court having examined said final settlement exhibit and the said final settlement here now submitted and being satisfied that the same are correct it is ordered that said settlement be approved and recorded, and that said settlement as it pertains to the account of said Curator with his said ward, Ruth Brodbeck be adjudged to final as to her, the said Ruth Brodbeck, and it is further ordered that said Curator pay over the balance of (\$377.³⁴) Three hundred, Seventy-seven & $\frac{34}{100}$ dollars shown by said final settlement to be due to the said Ruth Brodbeck to his said ward, and that properly executed receipt for the same be filed herein

In the matter of the estate of { Choice and Appointment of Curator.
Floyd Prosper, Lyle Prosper, Vernon Prosper and Ray Prosper, minors }

Now this day it having been shown to this Court that Floyd Prosper, aged 19 years; Lyle Prosper, aged 17 years; Vernon Prosper, aged 15 years; and Ray Prosper aged 12 years, who ^{are} Children of Charity Prosper, deceased, and of M. A. Prosper a resident of Daviess County, Missouri; that they possess personal estate of the value of \$121.73, the same being being a part of the inheritance of their deceased mother, the said Charity Prosper who was a daughter of Hugh H. Bowers, deceased, and who died after the death of the said Hugh H. Bowers, but before the final distribution of said estate; that the above mentioned minors are four of the seven surviving children of the said Charity Prosper, deceased, that said minors have no duly appointed and legally qualified Curator of said estate. And the said Floyd Prosper, Lyle Prosper and Vernon Prosper being above the age of 14 years, and being by the Court instructed to choose a Curator of their said estate come now and choose their father the said M. A. Prosper, and said choice being by the Court approved it is ordered that the said M. A. Prosper be and he is hereby appointed Curator of the estate of said minors.

November Term, 1911.

In the Probate Court of Daviess County, Missouri, November Term, Tuesday Nov. 14,

Court met pursuant to adjournment; present O. P. Doak, judge and F. M. Parker, Deputy Sheriff, when the following proceedings were had, to-wit:—

In the matter of the estate of
Gabriel Ballinger, Insane, { Report of Sale filed. Cause continued.
John C. Leopard, Guardian }

Comes now John C. Leopard, guardian of said insane person, and files his report of sale of real estate of said Gabriel Ballinger, insane, made pursuant to the order of this Court made at the May adjourned term, 1911, thereof, to-wit:— July 14, 1911, and renewed at the August term of said Court, which said Report is hereby ordered continued to the November adjourned term of this Court to held on the 27th day of November, 1911

Ordered by the Court that the 3rd Annual Settlement of Jonathan B. Welden, Curator of the estate of Guy M. Dawson, et al, Minors, this day due be and the same is hereby continued to the February term, 1912, of this Court.

In the matter of the estate of { Final Settlement and Order Distribution
S. S. Dutro, deceased. }

Now Comes James W. Dutro, Executor of the Last Will and Testament of said S. S. Dutro, deceased, and first having published notice of his intention to make final settlement of said estate at the present term of this Court in the Gallatin Democrat, a newspaper published in this County, for more than four weeks prior to the first day of said term, and submits his final settlement of said estate, from which final settlement it appears that a balance of \$1444.61 remains due to said estate, and which said balance is by the Court adjudged to be correct, and to be due to the following heirs and residuary legatees in equal parts, share and share alike in accordance with the afore said last will, to-wit:—

To C. C. Salsberry, Metz, Mo., $\frac{1}{4}$ of said balance	\$ 206.37
To A. C. Dutro, St. Joseph, Mo., $\frac{1}{4}$ " " "	206.37
To Clara Brodbeck, Pueblo, Colo., $\frac{1}{4}$ " " "	206.37
To James W. Dutro, Pattonsburg, Mo $\frac{1}{4}$ " " "	206.37
To John A. Dutro, Pattonsburg, Mo $\frac{1}{4}$ " " "	206.37
To S. S. Dutro, Rose, Kans. $\frac{1}{4}$ " " "	206.37
To Filmore S. Dutro, Ridgeway Mo., $\frac{1}{4}$ " " "	206.37

November Term 1911, Tuesday, November 14, 1911.

and it is ordered that said Executor pay to the foregoing distributees their said shares, respectively and that he file their receipts duly executed herein, and further ordered that said final settlement be approved and recorded.

In the matter of the Estate of (Final Settlement and Order of Distribution.
John A. Dunn, deceased)

Now at this day comes Ruth J. Dunn, Administratrix, de bonis non, of the estate of John A. Dunn deceased, and first having given notice by publication in the Gallatin Democrat, a Weekly Newspaper, published in the City of Gallatin in Daviess County, Missouri, more than four weeks prior to the first day of the present term of this Court - presents her accounts and vouchers for her final settlement of said estate from which it appears that said Administratrix has in her hands for distribution the sum of \$777.²⁵. And the Court having examined said final settlement and being satisfied that the same is correct

it is therefore ordered and adjudged to be approved and that the same be recorded. And it is further ordered that said balance of seven hundred, seventy-seven and ²⁵/₁₀₀ dollars be and the same is by the court hereby ^{ordered} distributed to the heirs of said deceased as follows:—

To Ella Reed $\frac{1}{4}$ of said balance =	\$194.32
To John J. Dunn $\frac{1}{4}$ of said balance =	194.31
To Harvey Dunn $\frac{1}{4}$ of said balance =	194.31
To Estate of Chas. W. Dunn, Ruth J. Dunn Admrx $\frac{1}{4}$ of said balance =	194.31

And upon an examination of the former partial distributions made by order of this Court it appears that said Administratrix has regarded the children and heirs of C. W. Dunn deceased as having inherited from their grand father, the said John A. Dunn, deceased. But the said C. W. Dunn having died after his father the said John A. Dunn, the distributive share of said C. W. Dunn should go to his estate and be distributed in five equal parts: to Ruth J. Dunn, widow, and the 4 children of the said C. W. Dunn. it is therefore ordered that said Administratrix make such adjustment of the distributions of \$500, and of \$300. heretofore made and of the 194.31 now made that said aggregate sum of \$994.³¹ shall be equally divided among the five heirs of the said C. W. Dunn.

Ordered that the 2nd Annual Settlement of Ruth J. Dunn as Administratrix of the estate of C. W. Dunn deceased this day due be continued to the February term 1912 of this Court

November Term, 1911, Tuesday, November 14, 1911

In the matter of the estate of { Final Settlement and Order Distribution
David Galpin, deceased }

Now this day comes S. G. Hosman, and first having published notice as required by law, presents his accounts and vouchers for his final settlement as Administrator of the estate of David Galpin, deceased, which said final ^{settlement} shows a balance due estate of \$503.00, the said balance having been derived from the sale of real estate by foreclosure and in which the widow, Mary Jane Galpin, has a life estate, in which she asks the Court to give her the present worth of the same as her absolute property, it is therefore ordered and adjudged by the Court that said balance of \$503.00 be distributed as follows, to-wit: -

To Mary Jane Galpin, widow, age 75 years. the present worth of her life estate in same	\$143.66
To Chas E. Galpin 1/6 of the remainder of \$359.34 -	59.89
To Martha McBrayer same	59.89
To Jno. L. Galpin "	59.89
To Mrs. Galpin "	59.89
To Floyd E. Galpin "	59.89
To Maggie E. Crocker "	59.89

and said Administrator is ordered to pay over to distributees their respective shares, and to file their receipts for the same and it is further ordered that said final settlement be approved and recorded.

Executor of John Donohue deceased

Ordered that the final settlement of R. V. Thompson, heretofore filed be continued with approval to the February Term 1912 of this Court

Ordered that the 2nd Annual Settlement of Ruth J. Dunn, Curator of the estate of Chas. M. Dunn, et al minors, this day due be continued to the February term 1912 of this Court.

In the matter of the estate of { Report of Sale filed and Continued
W. O. Osborn, deceased }

Come now V. D. Osborn Executor of said W. O. Osborn deceased and filed his report of sale of the real estate of said deceased, made in pursuance of an order of this Court made at this term, and it is ordered that said report be continued till the 27th inst.

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In the matter of the estate of } *Nunc pro Tunc* Order.
A. T. Patton, deceased.

Comes now Thos. R. Ford, Executor of the last will and testament of A. T. Patton, deceased, and shows to this Court that the balance due to the estate of said deceased, as shown by his final settlement made at the February Adjourned term of said Court held on the 7th day of March, 1911, was \$11568.74; that out of this balance there was due to Mrs. Gabriella Patton, widow of said deceased a specific legacy of \$2500.00 less the aggregate sum of what had been advanced by said executor and credited in his first annual settlement and in said final settlement - said aggregate sums being \$455.00 and \$270.00 respectively, and make a total amount advanced on said specific legacy of \$725.00 and leaving a balance of \$1775.00 due to her; that the balance due estate, less said amount due on said specific legacy leaves a balance of \$9793.74 as the amount to be distributed to the ten residuary legatees or distributees of said estate, and which distributed in equal parts, share and share alike as provided by said last will gives to each of said heirs the sum of \$979.37; that by a clerical error in making the distribution of the assets due said estate, as above set forth, it is made to appear that the amount due to said Mrs. Gabriella Patton on said specific legacy was \$1717.80 and that there was due to each of the ten residuary legatees or distributees the sum of \$993.18; that being misled by said clerical error he has paid to each of said ten distributees of said estate the sum of \$13.81 too much or to the ten the total sum of \$138.10 more than was due to them as shown by said final settlement.

Wherefore, he prays the Court to make such order as will correct the aforesaid error.

And the Court having examined the said final settlement and other papers filed and which constitute basis for the record in said cause doth find that the error as above set forth is found to exist in said record and to be due to a clerical error and that the same ought to be corrected by a *nunc pro tunc* entry.

Whereupon it is ordered by the Court that the balance of \$11568.74 due to the estate of A. T. Patton, deceased, as shown by the final settlement thereof filed in this Court at the February Adjourned term of said Court held on the 7th day of March, 1911, be and the same is hereby amended and

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corrected by this *hunc pro tunc* entry, as follows, to-wit:

To Mrs. Gabriella Patton the balance due on specific legacy	\$1775.00
" Executor of Magdalena J. Nelson, deceased, (John P. Nelson)	979.37
" Mary F. Zeigler	979.37
" Laura D. Backley	979.37
" Thomas J. Patton	979.37
" Ruby L. Patton	979.37
" Elwood F. Patton	979.37
" Congrave H. Patton	979.37
" Alta Pearl Myers	979.37
" Myrtle Shumway	979.37
" Alva Patton	979.37

Total Amount distributed = \$11568.70

And it is further ordered that said distributees, viz: John P. Nelson, Executor of Magdalena J. Nelson deceased; Mary F. Zeigler; Laura D. Backley; Thomas J. Patton; Ruby L. Patton, Elwood F. Patton; Congrave H. Patton; Alta Pearl Myers; Myrtle Shumway and Alva Patton be and each of them are hereby required to refund to the said Thos. R. Ford, Executor of said estate, the sum of \$13.81, the amount so paid in excess of their ^{lawful and} distributive share of said balance of \$11568.74.

Ordered that the 2nd Annual Settlement of N. C. Macy, as Curator of the estate of Gertrude Grove, et al, minors, this day filed be approved and recorded.

Estate of M. Mildred Miller, a minor; Gdn. Chosen - Bond filed.

Comes now M. Mildred Miller, a minor, 15 years of age, whose parents, David A. and Minnie E. Miller, are both dead - who possesses real and personal estate the value of which does not exceed \$3000 - and chooses E. O. Loe as Curator of said estate - and it is ordered by the Court that said E. O. Loe enter into bond before entering upon said trust. And comes said E. O. Loe and accepts said Curatorship and qualifies according to law. And files bond as such Curator in the sum of \$5000, with Anne M. Loe, Mrs. Lydia Barber and C. B. Barber as securities and conditioned for the faithful discharge of his duties as such Curator and said bond is by the Court approved and said choice confirmed.

Ordered that Court adjourn till 9 o'clock to morrow
Morning

O. P. Doak
Judge

November Term 1911 - Wednesday - November 15, 1911

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

In the matter of the estate of } Final Settlement, Distribution and discharge.
William A. Grimes, deceased }

Now this day comes Sarah A. Grimes, Administratrix of the estate of said William A. Grimes, deceased, and first having published notice as required by law, presents her ^{accounts and} vouchers for final settlement and it appearing that said estate is fully administered and all the debts paid and that a balance of \$38.²⁵ remains in the hands of said Administratrix to be distributed to the heirs of said deceased it is therefore ordered that the same be and it is hereby distributed as follows:

To Mollie E. Eades $\frac{1}{5}$ of same	\$ 7.65
" Dudley Grimes $\frac{1}{5}$ " "	7.65
" Sarah A. Grimes guardian and Curator of Oscar E. Grimes, Thomas J. Grimes and Dora Lee Grimes, minors, $\frac{3}{5}$ of same	\$ 22.95

and that said Administratrix pay over to said distributees, the amounts due to them respectively and that she file their receipts for the same.

And now comes said Administratrix and files the receipt of Sarah A. Grimes, Guardian and Curator of said Oscar E. Grimes, Thomas J. Grimes and Dora Lee Grimes minors as aforesaid, for the share of said minors =	\$ 22.95
The receipt of Dudley Grimes for	7.65
and of Mollie E. Eades for	7.65

And it is ordered and adjudged by the Court that that said final settlement be approved as correct, that it be recorded and that said Administratrix be discharged.

In the matter of the estate of }
Oscar E. Grimes, Thomas J. Grimes and Dora Lee Grimes } First Annual Settlement
Minors } and Order Suspension

And now comes Mrs Sarah A. Grimes guardian and Curator of said minors, and files her first annual settlement of her wards' account which shows a balance of \$20.³⁰ due said estate, and it appearing that said balance is all the personal estate which

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said minors possess and that the mother, who is also the Curator of said estate needs said balance to supply her said wards with school supplies and other necessities, it is ordered that the same be and it is hereby appropriated for the purpose of furnishing said supplies and necessities for said minors and that said settlement be credited with such appropriation and that the aforesaid settlement be approved and recorded, ^{and} that said Curatorship be suspended.

Ordered that the 2nd Annual Settlement of W.C. Macy, Public Guardian and Curator having in charge as such the estate of Gertrude Grove, et al, minors, this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of W.C. Macy Public Administrator, having in charge the estate of Marshall Jones, deceased, this day filed be approved and recorded.

Ordered that the first Annual Settlement of H.C. Culver, Guardian and Curator of the estate of James E. Culver, a minor, this day filed be approved and recorded.

Ordered that the first Annual Settlement of Robert E. Maupin, Executor of William Galbreath, deceased, this day filed be approved and recorded.

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

Now comes Robert E. Maupin, Executor of said deceased and presents to the Court for allowance against said estate a demand of the Maupin Pharmacy of Pattonburg for \$15⁹⁰ and W.C. Gilliam, a suitable person is by the Court appointed to represent said estate pending the hearing of said cause, and service of notice for the presentation being waived in writing and said claimant having made the required affidavit to his claim and the Court having heard the testimony adduced doth find for said claimant in the sum of \$15⁹⁰ and

and costs - and the same is ordered and adjudged against said estate in said sum of \$15.⁹⁰ and is placed in the 6th class of demands.

Ordered that the 2nd annual settlement of J.W. De Gloria, Guardian of the person and estate of William Clyde Hughes, insane, this day filed be approved and recorded.

In the matter of the estate of (Second Annual Settlement and Order Partial Distribution,
Marshall Jones deceased)

Now this day comes W.C. Macy, Public Administrator of Daviess County, and as such, having charge of the estate of Marshall Jones, deceased, and presents his accounts and vouchers for his 2nd annual settlement, and it is ordered by the that same be approved and recorded.

And it appearing to the Court that there is a balance of \$7691.³⁶ due the estate; that all the debts owing by said estate are paid in full; that the assets of said estate consist of two notes; one for \$3779.⁴⁷, the other for \$800.⁰⁰ and the rest = \$3111.⁸⁹ is cash in the bank.

It is therefore ordered by the Court that the sum of three thousand and sixty dollars of said balance be distributed to the heirs of said deceased as follows:

To Mrs. Florence Zimmerman, a niece,	$\frac{1}{8}$ of said sum of \$3060. =	\$170. ⁰⁰
To Harland McWaid, a nephew	" " " " "	170. ⁰⁰
" Arthur S. McWaid, " "	" " " " "	170. ⁰⁰
" Almira Dillay " niece	" " " " "	170. ⁰⁰
" H.B. Jones, " nephew	" " " " "	170. ⁰⁰
" Jonathan Jones " "	" " " " "	170. ⁰⁰
" Homer Jones " "	" " " " "	170. ⁰⁰
to his children, Opal and Ornie Jones his share }		
" Isadore Jones Nephew $\frac{1}{8}$ of said sum of \$3060. =		170. ⁰⁰
" Frank Perry " " " " "		170. ⁰⁰
" Emma Miller Niece " " " " "		170. ⁰⁰
" Margaret Johnston " " " " "		170. ⁰⁰
" Ida Faulk " " " " "		170. ⁰⁰
" Jennie Williams " " " " "		170. ⁰⁰
" Allie Williams, " " " " "		170. ⁰⁰
" Anna Reeves " " " " "		170. ⁰⁰
" Nettie Conant " " " " "		170. ⁰⁰

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To Lillie Woods, Grand niece ($\frac{1}{6}$ of $\frac{1}{8}$ of said sum of \$3060.) = $\frac{1}{48}$ = \$28.33
 " Mary Troop, Green " " (" ") = " 28.33
 " Margaret Troop " " (" ") = " 28.33
 " Edna Troop " " (" ") = " 28.33
 " Loran Troop " Nephew (" ") = " 28.33
 " Ray Troop " " (" ") = " 28.33

and that the said Administrator file the receipts of the foregoing named distributees for the amounts paid to them respectively, and that he be allowed credit for the same in his settlement of said estate.

In the matter of the Estate of (Final Settlement & Discharge,
 Aubrey Lester Mann, Minor)

Now, at this Comes Elijah M. Poley, Jr., Guardian & Curator of Aubrey L. Mann, a minor heir of Adam Mann, deceased, and shows to the Court that he has made a true Exhibit of Final Settlement of his ward's estate and that his said ward has acknowledged service upon the same, and files his final settlement of his account with his said ward, and comes also, the said Aubrey L. Mann, and enters his personal appearance as a party to said final settlement and in open Court declares himself to be more than 21 years of age, and said final settlement is examined by the Court and found to contain a correct state^{ment} of said ward's estate, and the said Aubrey L. Mann, here now accepts the balance of \$1154.83 shown to be due to him by said final settlement and receipts his said guardian and Curator for the same as in full payment and satisfaction of all money and property due to him from said guardian and consents to his discharge herein. And said final settlement is by the Court adjudged to be approved and it is ordered that same be recorded and that said guardian be discharged.

In the matter of the estate of (Demand allowed,
 Martha Graybill, deceased)

Now comes Dr. E. H. Wagoner, and presents to the Court for allowance against said estate a demand for \$36.25, founded on book account for services rendered deceased and members of her family during several years prior to her death. said claim being the balance due after deducting all

Credits and offsets. And service of notice being waived in writing and Affidavit and proof made. it is ordered that same ~~be~~ said sum of \$35⁰⁰, be allowed against said estate and assigned to class no. five (5)

In the matter of the estate of Demand allowed
William D. Osborn, deceased.

Comes now Mary A. Osborn and presents to the court for allowance against said estate a demand for \$267.⁰⁰ the same being founded on an obligation of said deceased secured by a mortgage on his real estate and service of notice being waived in writing, and said claim verified by affidavit and proof heard it is ordered that same in the said sum of \$267.⁰⁰ be and is hereby allowed against said estate and assigned to class six (6).

In the matter of the Estate of Demand allowed
Hatten Price, deceased

Comes now Dr. S. J. Farrett, and presents to the court for allowance against the estate of said Hatten Price deceased, a demand for \$95⁰⁰, founded on account for medical services rendered deceased in his life time, and service of notice for presentation being waived in writing and affidavit made by said claimant, and the administrator having certified in his written waiver of service that he is satisfied of the correctness of said account, it is ordered that said claim in said sum of \$95⁰⁰ be and the same is hereby allowed against said estate and is assigned to class six (6)

In the matter of the estate of Order for Allowance in lieu of years subsistence.
Carston Pape, deceased.

Comes now Mrs. Catharine Pape, widow of said deceased, and represents to the court that when the inventory of said estate was made that there was not grain, meat &c provided and set apart for the subsistence of her self and 4 minor children for one year - and prays for an allowance of \$300. for such purpose. And it is ordered that an appropriation of the sum of \$300 be allowed out of the assets in the hands of the administrator for such purpose, and that the same be paid to said widow, and receipt of

Ordered that Court adjourn till 9 o'clock tomorrow morning.

P. P. Doak
Judge

November Term, 1911, Thursday, November 16, 1911,

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

Estate of Rhoadham N. Miller, deceased, { Demand following
Chas. E. Nest, Administrator with will annexed }

Comes now R. T. McGaskey, Undertaker, and presents to the Court for allowance against said estate, a demand for \$72.⁰⁰ on account for funeral furnished deceased, and service of notice being waived in writing and affidavit and proof made it is ordered that said account in the sum of Seventy-two & 00/100 dollars be paid same is hereby allowed against said estate, and assigned to class One D.

Ordered that first Annual Settlement of Isaac M. Haines Curator of the estates of Elta M. Dains, Haze M. McCarty and Lois M. McCarty minor heirs of Jas. M. McCarty, deceased, this day filed be approved and recorded.

Ordered that the first Annual Settlement of Elizabeth C. McBlung guardian and Curator of the estate of Fred H. Doty, minor, this day filed be approved and recorded.

In re Estate of Rhoadham N. Miller deceased &

Comes now Dr. J. L. Cox and presents to the Court for allowance against said estate a demand for \$63.²⁵ on account of medical services rendered deceased in last sickness. Service of notice waived in writing and affidavit and proof made. it is ordered that said account in said sum of Sixty three & 25/100 dollars be allowed and the same is hereby adjudged against said estate and placed in the second class of demands.

In the matter of the estate of (Final Settlement
Henry Clay Jordan, deceased)

And now comes Robert G. Yates, Administrator of said estate, and first having ^{published} notice as required by law, presents his accounts and vouchers for final settlement, and it appearing that the only asset of said estate was a claim against the Chicago, Rock Island and Pacific Railroad Co. for damages resulting from the death of said Henry Clay Jordan and that said claim has been settled by a Comprom-

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mise with said Company; that there were no debts against said estate except Costs of Administration and Contingent attorney fee in prosecuting said claim against said Railroad Company - And the allowed demand of Sadie Barrett; that said Costs and attorney fees and costs of Administration are paid in full and that the balance of \$919.67 has been paid on said allowed demand. it is therefore ordered that said final settlement be, and the same is hereby declared and adjudged to be approved, and it is ordered that same be recorded and that said administrator be discharged.

In re Estate of Rhoadham N. Miller, deceased

Come now Dudley and Selby and present to the court for allowance against said estate a demand for \$500 on account for writing will for deceased, and said claim being verified by affidavit and the Administrator having waived service and certified the correctness of said claim it is ordered that same in sum of \$500 be, and is hereby adjudged against said estate and it is ordered that said account be allowed as a fifth class demand against said estate.

Ordered that the first Annual Settlement of W. F. Hutchison, Administrator of the estate of John Loney, deceased, this day filed be approved and recorded.

Ordered that the 8th Annual Settlement of E. D. Mann, Guardian & Curator of Harry M. Mann, et al, minors this day filed be and same is hereby ordered approved and to be recorded.

Ordered that the 4th Annual Settlement of J. N. Morton and W. C. Gillihan, Administrators ^{de bonis non} with will annexed of estate of Chas. B. Morton deceased, this day filed be approved and recorded.

Ordered that the first Annual Settlement of Ora L. Watkins Guardian and Curator of Harley B. Munn, a minor, this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of Braxton King, Administrator of the estate of Sarah C. Murry, deceased, this day filed be approved and recorded.

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In the matter of the estate of { Final Settlement, Distribution, Part. Disch.
James M. McCarty, deceased }

Comes now Laura J. McCarty Executrix of James M. McCarty, deceased, and first having given due notice by publication as required by law, presents her accounts and vouchers for her final settlement of said estate, and it appearing to the Court that all the assets of said estate have been realized upon as far as can be; that the ^{debts} due and owing by said estate have all been paid in full and that there remains a balance due to said estate of Twenty-four hundred fifty-one & 53/100 dollars. (\$2451.53) which said balance is by the Court hereby ordered to be distributed according to the provisions of the last will of the deceased, as follows, to wit:-

To Mrs. Laura J. McCarty one fifth (1/5) =	\$490.30
To " Hallie Dains " " (1/5) --	490.30
To J.W. Haines guardian and Cur. of Est. Haze McCarty 1/5 =	490.30
" " " " " " " " Lois McCarty 1/5 =	490.30
" " " " " " " " Elta M Dains 1/5 =	490.33

And it is further ordered that said final settlement be approved and recorded and that said Executrix pay over to the abe distributees their respective shares of said estate and that she file properly executed receipts for the same

And now comes said Executrix and files the receipt of said Laura J. McCarty for the sum of \$490.30 the same being the amount due her as per above order, and the receipt of J.W. Haines G. and Cur. of Haze McCarty, Lois McCarty and Elta M. Dains, minors, for the sum of \$1470.93, the same being the distributive shares of his said wards, and it is ordered that said Executrix be discharged as to said Laura J. McCarty, Haze McCarty, Lois McCarty and Elta M Dains

In the matter of the estate of { Final Settlement and order distribution
Edward C. McClung, deceased }

Now at this day comes, Robert V. Thompson, Administrator of the estate of said deceased, and first having given due notice by publication in the Jamesport Semi-Weekly Gazette, a newspaper published in Daviess County, Mo., for more than 4 weeks prior to this term of our Court, presents his accounts and vouchers for final settlement of said estate, And it appearing to the Court that the assets of said estate have been realized upon as far as is possible; that

November Term 1911 - Thursday - November 16, 1911.

the debts of said estate have been fully paid and that a balance of Twenty six hundred nineteen and 8/100 dollars is due to said estate for distribution

And that Court having examined said final settlement and finding the same to be correct, doth declare and adjudge the same to be approved, and it is ordered to be recorded.

And it is further ordered that said balance be distributed as follows:

To Mrs. Elizabeth C. McBlung, widow, $\frac{1}{4}$ of said balance =	\$654.95
" " Minnie R. Pennington, daughter, " " " " =	654.95
" " Sallie M. Caraway, " " " " " " =	654.95
To Catharine E. Doty, grand-child, $\frac{1}{20}$ " " " " =	130.99
To Minnie Doty, " " " " " " =	130.99
To Isaac E. Doty, " " " " " " =	130.99
To Roberta M. Doty, " " " " " " =	130.99
To Mrs. Elizabeth C. McBlung, guardian, for Freddie Doty, grand-child, $\frac{1}{20}$ " " " " =	130.99

and that said executor file the receipts of said distributees for their respective shares when he shall be entitled to discharge herein.

Ordered that the first Annual Settlement of Ida McBlung, administratrix of Henry F. McBlung, deceased, this day due be continued to the February Term, 1912.

Ordered that the the 2nd Annual Settlement of C. E. Orcutt, Curator of Harry Meahl, deceased, this day due be continued to the November term, 1912.

Estate of D. M. Breeden, deceased. { Demand allowed
Albert Gibbons, Executor }

Comes now the Bank of Jameson and presents to the Court for allowance against said estate a demand for \$783.⁰⁰ founded on three promissory notes all of which were signed by D. M. Breeden as surety. And service of notice waived by Admr in writing and affidavit and proof made it is ordered that said demand in the sum of \$783.⁰⁰ be allowed against said estate and that it be assigned to Class five

In the matter of the estate of Floyd, { Bond filed and approved.
Lyle, Vernon and Ray Prosper, minors }

Now comes W. A. Prosper, heretofore appointed guardian and curator of said minors and accepts such appointment and qualifies as such guardian and curator and gives bond to the State of Missouri for the use of said Floyd Prosper, Lyle Prosper, Vernon

November Term - Thursday - November 16, 1911.

Trosper and Ray Trosper in the sum of Three hundred and fifty dollars and conditioned for the faithful discharge of his duties as such guardian and curator according to law, said bond being signed by Roy Trosper and B. W. Patrick as securities, and it is ordered by the court that said bond be and the same is hereby approved.

In the matter of the estate of { Order of Publication,
John D. James, deceased }

Now at this day comes N. C. Macy administrator of the estate of John D. James, deceased, and presents to the Court his petition praying for the sale of so much of the real estate of said deceased, as will pay and satisfy the remaining debts due by said estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists and inventories, required by law in such cases, on examination whereof it is ordered that all persons interested in the estate of said deceased be notified that application as aforesaid has been made, and that unless the contrary be shown on or before the first day of the next term of this Court, to be held on the second Monday of February, 1912, 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 North Missourian, 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.

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

P. P. Doak, judge

November Term 1911, Friday, November 17, 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 estate of { Demand allowed.
John Blair, deceased }

Comes now J. N. Blair and presents to the Court for allowance against said estate a demand for \$2531.50 founded on a promisory note, signed ^{for \$1640.00} John ^{his} Blair and Jane Blair, date August 17, 1893, with interest at 3% per annum. Credit endorsed August 1, 1902, \$5.00. And service of notice for presentation being waived in writing and affidavit and proof made it is ordered that said note and accrued interest to this date in the sum of \$2531.50 be and the same is hereby allowed against said estate and the same assigned assigned to the fifth class of demands against said estate.

Ordered that the 3rd Annual Settlement of Mary E. Miller, Administratrix of the estate of Wm. D. Miller, deceased this day filed be approved and recorded.

In the matter of the Estate of { Final Settlement and Order of distribution
Kenneth A. Newton, deceased }

Comes now Richard W. Newton, Administrator of said deceased, and, first having given due notice by publication in the Gallatin Democrat, a newspaper published in Daviess County, Missouri, for more than 4 weeks prior to the first day of this Term, that he would make final Settlement at the present term of this Court, presents his accounts and vouchers for such final Settlement, and it appearing to the Court that all available assets of said estate have been duly administered and that all the debts of the deceased allowed against said estate have been paid in full and that a balance of \$57.76 is due for distribution and the Court being satisfied that said final Settlement is correct it is ordered that the same be approved and recorded and that the aforesaid balance of \$57.76 be distributed among the heirs of said deceased as follows, to-wit

To R. W. Newton 1/6 of said balance of \$57.76 =	\$9.62
To Mary A. Clark 1/6 " " " "	9.62
To Martha E. Newton 1/6 " " " "	9.62
To Rebecca C. Otterman Same	9.62
To Ella Newton, Same	9.62
To Carrie L. Patrick Same	9.62

November Term, 1911, - Friday, November 17, 1911.

And that said Administrator file the receipts of said distributees for said amounts due them respectively when he shall be entitled to his discharge herein.

Ordered that the first annual settlement of Anna Pape, administratrix of the estate of Carston Pape, deceased, this day filed be approved and recorded.

Ordered that the 2nd Annual settlement of W.C. Macy Curator of Oscar G. Pell, minor, this day filed be approved and recorded.

In the matter of the Estate of { First Annual - Final & Discharge as to Earl Pennington, Earl and Forest Pennington }

Comes now Mattie L. Pennington and files her first Annual settlement of the estate of said minors - And now comes Earl Pennington one of her said Wards and declares himself to be 21 years of age and enters his appearance in person as a party to said settlement as to his part of said estate - And waives in writing the necessity of making and filing a final settlement exhibit and service of notice thereof as required by Statute - And it appearing that all the estate that has come into the possession of said Guardian was the proceeds of the Life Insurance Policy paid by the Modern Woodmen of America upon the death of their father each of said minors possessing an equal share in said benefit of \$1000.00 and that all the estate that said Earl possesses, therefore being his 1/2 of said \$1000.00 and accrued interest on same since February 1, 1911.

The balance due to said Earl being the sum of \$625.85 which is by him accepted as full payment and satisfaction of all money and property due to him from his said Guardian by reason of her said guardianship, and his receipt for the same and acknowledgment of record and consent to the discharge of said guardian so far as her guardianship pertains to his estate is made a part of said settlement. It is therefore ordered by the Court that said settlement be approved and recorded. And said settlement so far as the same pertains to the estate of Earl Pennington is adjudged as final and the said Mattie L. Pennington is hereby discharged as guardian and Curator of the said Earl Pennington.

November Term - Friday - November 17, 1911

In the matter of the estate of (Final Settlement of Guardianship of Rose B. Read deceased,
David Francis Read, minor)

Comes now Frank L. Read Administrator of Rose B. Read, former guardian and Curator of David Francis Read, a minor, and presents the accounts and vouchers of said deceased guardian for a final settlement of said guardianship, from which it appears that a balance of \$766.⁴¹ is due to the estate of said minor, and the Court having examined said final settlement and found the same to contain a correct statement of the account of said Rose B. Read with her said ward and the said Frank L. Read, ^{the aforesaid Administrator} having turned over said balance of \$766.⁴¹ to Frank L. Read, successor of said Rose B. Read deceased, as guardian of said David Francis Read, minor, and taken credit for the same in said final settlement, it is therefore ordered that said final settlement be approved and recorded and that it be adjudged a final settlement of the guardianship of the said Rose B. Read. And it is further ordered that said Administrator be and he is hereby discharged as to guardianship of said Rose B. Read as guardian of the estate of said minor.

Ordered that the 2nd Annual Settlement of A. D. Scott Surviving Partner of the Co-partnership estate of Scott and Dunn, this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of A. D. Scott as Surviving Partner of the Co-partnership estate of J. R. Scott and Company, this day filed be approved and recorded.

Ordered that the 2nd Annual Settlement of J. W. Read, Surviving Partner of the Co-partnership estate of J. W. Read & Co., this day filed be approved and recorded.

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

November Term - Saturday - November 18, 1911

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

In the matter of the estate of
Nancy Hosman, an insane person, { Order of Sale.
W. C. Macy, guardian and curator

Now, at this day comes W. C. Macy, Public Administrator, and Ex-Officio Public Guardian of Daviess County, having charge as guardian and curator of the person and estate of Nancy Hosman, Insane, 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 proper care, support and maintenance of said ward 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 purposes aforesaid; it is thereupon Ordered, that the said W. C. Macy, guardian as aforesaid, do sell at Public or private sale the following real estate in the petition of said guardian described, to-wit:

The West half ($\frac{1}{2}$) of the Northeast quarter ($\frac{1}{4}$) of Section Twenty-five (25) in Township Fifty-nine (59) of Range Twenty-eight (28) and sell the same for the purposes in said petition mentioned, on the following terms, to-wit:

For cash in hand, or in payments as may be deemed to be for the best interest of said estate,

First having had the same appraised, and, (if sold at public sale) had notice of the time, terms and place of said sale published for four weeks prior thereto in some newspaper in the County of Daviess as directed by law, and that he make return to this Court of his proceedings under this order within ten days after such sale

Ordered that the annual settlement of Thomas Wilson guardian and curator of Albert H. Wilson, a minor, this day due, be continued to the February Term 1912 of this Court for final settlement.

Ordered that the final settlement of David Smith Administrator of William Smith, deceased, this day due, together with the proof of notice of final settlement heretofore filed be con-

November Term - Saturday - November 18, 1911

Timed to the August Term, 1912, of this Court.

Ordered that the settlement of E. M. Foley, Jr., Curator of the Estate of Clara E. Snyder, a minor, this day due, be continued to the February term, 1912, of this Court.

In the matter of the estate of (Order of Publication,
Martha Graybill, deceased)

Now at this day comes W. C. Macy, Public Administrator of Daviess County, having charge of the estate of Martha Graybill, deceased and presents to the Court his petition praying for the sale of so much of the real estate of said deceased, as will pay and satisfy the remaining debts due by said estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists and inventories, required by law in such cases, on examination whereof it is ordered that all persons interested in the estate of said deceased be notified that application as aforesaid has been made, and that unless the contrary be shown on or before the first day of the next term of this Court, to be held on the Second Monday of February, 1912, 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 North Missourian, a newspaper published in this County and State for four weeks before the next term of this Court, and that personal service of this notice be made on the heirs and devisees of deceased, resident in said County, at least ten days before the next term of this Court.

In the matter of the estate of (Final Settlement and Discharge
Pelig Vogel, deceased)

Now this day comes, Frank P. Keplar, Administrator of said deceased, and, first having given due notice thereof by publication as required by law, presents his accounts and vouchers for final settlement of said estate, and it appearing to the Court that all of the personal estate of said deceased, was, by order of this Court turned over to the widow of said deceased, as being less than her statutory rights as such widow; that there were no debts owing by said estate, and that the heirs of said deceased have advanced the costs of administration, it is therefore

November Term - Saturday - November 18, 1911

Ordered and adjudged that said administration be closed; that said final settlement be approved and recorded and that said Administrator be discharged.

In the matter of the estate of (Allowance to Widow
Allen Burton, deceased.)

It being shown to the Court, now here, that Phebe E. Burton, as widow of said deceased has not asked for, nor received anything from said estate, in lieu of the years subsistence allowed by Section No. of the Revised Statutes of 1909, and the Court being satisfied that said widow should receive an appropriation from said estate for such purpose, it is ordered that the sum of One hundred twenty five & 79/100 dollars be and the same is hereby allowed for such purpose, and the Administrator is hereby authorized to turn over that amount to said Phebe E. Burton widow as afore said, and that her receipt therefor shall be allowed as sufficient voucher for such sum in the settlement of said estate.

Ordered that the first Annual Settlement of H. W. McKinnis, Executor of the Last Will and Testament of Henry Ward deceased this day filed be approved and recorded.

Ordered that 6th Annual Settlement of R. V. Thompson, Curator of Orville Wells, a minor, this day filed be approved and recorded.

In the matter of the estate of (Final Settlement and discharge
Ebenezer West, deceased)

Now at this day comes Mary Ann West, Executrix of said deceased, and, having given the required notice by publication in the Gallatin Democrat, a newspaper published in this County. She presents her accounts and vouchers for final settlement of said estate from which it appears that there is a balance of \$845.46 due ^{the} estate, and the debts of said estate being paid in full and the said Mary Ann West, widow of said deceased being the sole and only beneficiary under the last will of said deceased, and said Mary Ann West, widow as afore said having receipted for said bal-

November Term - Saturday - November 18, 1911.

ance, which said receipt is also filed with and made a part of said final settlement, it is therefore ordered and adjudged by the Court that said final settlement be approved as correct, and that it be recorded, and that said Executrix be discharged.

In the matter of the estate of { Final Settlement and discharge
Allen Burton, deceased }

And now Comes Phebe E. Burton, Administratrix of said estate and, first having published notice for final settlement as required by law, presents her accounts and vouchers for her final settlement, and it appearing to the Court that all the debts of said estate have been paid in full and the administration of said estate has been fully made and there being no assets to pay out, it is ordered and adjudged that said final settlement be approved and recorded and that said Administratrix be discharged.

First State Bank of {
Bliss Okla. }

Plaintiff

against
The Estate of Noah Hershberger {
an Insane Person }

Defendant

This cause having been heretofore submitted to this Court and the Court having heard the testimony submitted by the parties as well as the argument of the counsel, and the Court having continued said cause under advisement till the present term thereof, and said testimony having been duly considered by the Court it is now ordered that the claim of said Plaintiff be not allowed for the reason that the Court believes that the condition of the mind of the said Noah Hershberger was, at the time when the note upon which said claim is founded was given, in such condition that any ordinary person by observation would have have been satisfied of the mental incapacity of said Hershberger to make contracts and said cause is adjudged against said Claimant together with the costs of this proceeding.

November Term - Saturday - November 18, 1911.

In the matter of the estate of
 Nanda Roberts, Lucille Roberts } Order renewing Order of Sale
 and Eloaree Roberts, minors

Now Comes Philip B. Smith Curator of the estate of said minors, by his attorneys Fair and Pague, and represents to this Court that he has been unable to make sale of his wards real estate pursuant to the order of said Court made at the August adjourned term thereof, to-wit, On September 21, 1911, and requests said Court to make an order renewing said order of sale -

Whereupon it is ordered that said order of sale authorizing the sale of the real estate of said minors in the petition of said Curator and said order of Court described, be and the same is hereby in all things renewed.

First State Bank of Bliss, Okla.,
 Vs.

Plaintiff

Estate of Noah Hershberger, Insane.

Defendant

This Cause, which was on the 21st day of September, 1911, by agreement of the parties, Plaintiff and Defendant submitted to this Court and by said Court heard and continued under advisement, and said Court having in the meantime duly considered the evidence then offered and being satisfied that, at the time Noah Hershberger signed the note upon which the demand of said plaintiff is founded, he was so deranged of mind that his want of mental capacity was apparent to any one of ordinary prudence and observation conversing with him, doth, therefore, order and adjudge that said claim be disallowed and that plaintiff take nothing by reason of his demand, and that he pay the costs of this proceeding, taxed at dollars and

Ordered that Court adjourn till Monday, November 21, 1911 at 9 o'clock A.M.

P. P. Doak
 Judge

In Vacation of the Probate Court - Daviess County, Missouri -

November 21, 1911.

In the matter of the estate of (Will Probated. Letters granted without bond.
Ann M. Cauthorn, deceased)

Now this 21st day of November, 1911, an instrument of Writing signed by Ann M. Cauthorn and purporting to be the last will and Testament of Ann M. Cauthorn, deceased, is produced before the judge of Probate to be proven and admitted to record and the said judge having heard the testimony of George Adair and S. H. Babcock, subscribing witnesses thereto in relation to the execution of the said instrument, and it appearing from the affidavit of the proof of date of death made by A. H. Pettijohn, who officiated as undertaker at the funeral of said Ann M. Cauthorn, that she, the said Ann M. Cauthorn died on the 18th day of November, 1911, it is therefore declared and adjudged that said instrument of writing bearing date April 30, 1911, is the last will and Testament of Ann M. Cauthorn, deceased, late of Daviess County, Missouri, and is therefore admitted to probate and ordered to be recorded.

And said will having named N. S. Givens as executor thereof, and the testatrix requested that he be not required to give bond as such executor, it is therefore ordered that Letters Testamentary upon the estate of the said Ann M. Cauthorn be granted and issue to the said N. S. Givens, and that he be not required to give bond. It is further ordered that J. A. Selby and Boyd Dudley be and they are hereby appointed witnesses to assist said Executor to examine the papers, money and effects of said deceased and to make an inventory of all the property belonging to said estate and that said Executor publish notice of the grant of letters upon said estate in the Gallatin Democrat a newspaper published in Daviess County as required by law

O. P. Doak
Judge of Probate

In the Probate Court - In Vacation - November 21, 1911.

Estate of Henry E Moore, } Order Refusing Letters of Administration,
deceased

Now at this day comes Mrs. Lee Moore and shows to the Judge of said Court that she is the widow of Henry E Moore late of the County of Daviess deceased, who died, having at the time of his death personal property in this State, not greater in amount than is allowed by Law as the absolute property of the widow,

To the end, therefore, that the said Mrs. Lee Moore 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.

O. P. Doak

Judge of Probate

November Adjourned Term - Monday - November 27, 1911.

Court met pursuant to adjournment of the 18th instant; present R.P. Doak judge, and F.M. Parker, Deputy sheriff: when the following proceedings were had, to wit:-

In the matter of the estate of { Order approving and confirming report of sale
William O. Osborn, deceased }

Comes now Verden D. Osborn, Executor of the Estate of William O. Osborn, deceased, and submits to the Court his report of sale filed herein on November 14th, 1911, by which said report it appears that he did on the 14th day of November 1911, in obedience to the order of this Court made at the November term 1911 thereof on November 13th, 1911, sell at private sale the real estate in said order of Court and report of sale fully described, in the manner following, to wit:

That he did as such Executor sell to one Homer Miller all of the North-West Quarter (1/4) of ^{the} Northwest quarter (1/4) of Section Thirty-two (32), Township Fifty-nine (59) of Range Twenty-six (26) in Daviess County, Missouri, at and for the price and sum of Two thousand dollars (\$2000.00); and that he did as such executor sell to one Mary A. Osborn all of Lot Twenty (20) in Block four (4) and Lots one (1), Six (6), Seven (7) and Twelve (12) in Block Ten (10) all in the town of Jackson, Daviess County, Missouri, at and for the price and sum of Three Hundred dollars (\$300.00), and it appearing to the Court that said report of sale has been on file in this Court more than ten days as provided by law and that said sale was legally and fairly conducted, and said property sold for an adequate price and for more than three fourths of its appraised value all pursuant to the order of the Court and in accordance with the statute; It is therefore Ordered by the Court that said sale be and the same is hereby approved and confirmed and that said Executor is ordered to execute, acknowledge and deliver to the said purchasers deeds in due form of law, conveying to the said purchasers all the right, title and interest which the deceased had in said real estate at the time of his death.

Ordered that the appointment of N.S. Givens as executor of the last will and testament of Ann M. Bauthorn, deceased, made by the Judge of this Court in Vacation November 25, 1911, and also the order that he be not required to give bond as such executor, be and the same is hereby approved and confirmed.

November Adjourned Term Monday - November 27, 1911.

In the matter of the estate of { Judgment Establishing Will
Ann M. Cauthorn, deceased }

It being shown to the Court now here, that in vacation of this Court, to-wit: On the 21st day of November, 1911, an instrument of writing purporting to be the last will and testament of Ann M. Cauthorn, deceased, and attested by George Aid and L. H. Babcock as witnesses, was produced before the Judge of this Court to be proved and admitted to record, as the last will of said Ann M. Cauthorn, deceased, and said Judge proceeded to take the testimony of George Aid and L. H. Babcock, 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 21st day of November, 1911.

And the Court having inspected said will, and seen and heard the testimony of George Aid and L. H. Babcock 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 Ann M. Cauthorn, 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 Order made by the Judge of this Court in Vacation, November 21, 1911, refusing letters of Administration on the estate of Henry E. Moore, late of Daviess County, Missouri, deceased, for insufficiency of property be and the same is hereby approved and confirmed.

Ordered that the 2nd Annual Settlement of Jas. R. Price, Administrator of the estate of Hatten Price, deceased, this day due be and the same is hereby continued to the February, 1912, Term of this Court.

Ordered that the first Annual Settlement of Seth E. Sullivan, Administrator of the estate of Mrs. T. Sullivan, deceased, this day due, be and is hereby continued to the February Term 1912 of this Court.

November Adjourned Term - Monday - November 27, 1911.

In the matter of the estate of { Order Confirming Sale
Gabriel L. Ballinger, insane }

Now Comes John C. Leopard, Guardian of said Gabriel L. Ballinger, insane, and submits to the Court his report of sale, which report was filed here in on the 14th day of November, 1911, and has remained on file continuously from said date to the present time, and it appears from said report that he did, on the 11th day of November, 1911, in obedience to the order of this Court made at the May term 1911, thereof, and renewed at the August term 1911 of said Court, sell at private sale, to Clarence Tolen, for the price and sum of One Hundred (100.) dollars, the real estate in said order of Court and report, particularly described, viz: The undivided ($\frac{1}{6}$) one sixth interest in the East ($11\frac{1}{2}$) Eleven and one half acres of the Northwest quarter ($\frac{1}{4}$) of the Southeast quarter ($\frac{1}{4}$) of Section (33) Thirty-three and an undivided one sixth ($\frac{1}{6}$) interest in that part of the Southeast quarter ($\frac{1}{4}$) of the Northeast quarter ($\frac{1}{4}$) of said Section Thirty-three (33) described as follows: Commencing at the Southwest corner thereof, thence east $16\frac{16}{19}$ rods, thence North forty (40) rods, thence West $16\frac{16}{19}$ rods, thence South forty (40) rods to the place of beginning, containing $4\frac{4}{9}$ Acres, more or less all in Township (59) Fifty-nine, Range (26) Twenty six, 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 Guardian is ordered to execute, acknowledge and deliver to said Clarence Tolen, a deed in due form of law, conveying to the said Clarence Tolen, all the right title and interest which the said Gabriel L. Ballinger has in the same.

In the matter of the estate of { Final Settlement and Order of Distribution.
Joseph Dilley, deceased }

Now Comes Charles Dilley, Administrator of the estate of said deceased, and first having given notice by publication in the Pattonburg Call, a newspaper published in this County more than four (4) weeks before the present term of this Court, and submits his accounts and vouchers for his final settlement of said estate, and it appearing to the Court that all the debts due to said estate have been realized upon so far as can be, and that all demands against said estate have been paid in full and that a balance of Two thousand one hundred and seventy-two & 18/100 Dollars is due to said

November Adjourned Term, Monday, November 27, 1917

estate, which said Administrator asks the Court to distribute to the heirs of deceased according to their respective rights, And the Court having examined said final settlement and being satisfied that the same is correct doth order and adjudge that said final settlement be and it is hereby approved and it is ordered to be recorded, and it is further ordered that said balance be distributed as follows, to wit:—

To Sarah McCulloch, Nebraska City, Nebraska $\frac{1}{11}$ thereof, =	\$197.47
To Felia Rice of Hugo Colo	" " 197.47
To Nannie Sims of Milsonville Nebr.	" " 197.47
To Mattie Morton of Pattonsburg, Mo	" " 197.47
To William Dilley of Chester Nebr.	" " 197.47
To Mollie Dilley of Pattonsburg Mo	" " 197.47
To Andrew Dilley of " " " "	" " 197.47
To Chas. C. Dilley " " " "	" " 197.47
To Barney Dilley " Centralia Okla	" " 197.47
To Manerva Epperson, of Wisdom Mo	" " 197.47
To Mary Hamilton of Shafter, Okla $\frac{1}{33}$	" 65.82
To Lizzie Garrison of Ponca City Okla $\frac{1}{33}$	" 65.82
To Chas. Dilley, Jr. of Bakersfield Cal. $\frac{1}{33}$	" 65.82
Total Amount distributed	\$2 172.16

And that said Administrator pay to said distributees the amounts due to them respectively and that he file their receipts for the same when he shall be entitled to his discharge herein.

In the matter of the estate of (Allowance of Demand
Nancy Hosman, Insane.)

Comes now Joseph Curtis and presents to the Court for allowance against the estate of said Insane person, a demand for \$70.00 founded on an account for lodging, board and washing for said Nancy Hosman as per agreement with her, for a period of 10 months at \$10.00 per month, amounting to the sum of \$100.00 with a credit of \$30.00 which as per agreement he was to allow for the rent of her place. And the guardian of said insane person having waived service of notice in writing and affidavit of Claimant made and the evidence heard, it is ordered by the Court that said Claim, in the sum of \$70.00 be allowed against said estate.

November, Adjourned Term - Monday - November 27, 1911

In the matter of the estate of (Final Receipts filed, Order of Discharge,
Hugh H. Bowers, deceased)

Comes now Joshua M. Alexander, executor of said Hugh H. Bowers, and files the receipts of the final distributees of said estate for their respective shares thereof pursuant to the final order of distribution made by this Court November 13th, 1911, as follows, to wit:

The receipt of Mrs. Alice Black for the sum of	\$228.28	her dis share.
" " " P. M. Bowers, " " " "	228.28	his " "
" " " Mrs. Jessie Glick (nee Bowers) " " " "	228.28	her " "
" " " Nettie Reynolds (" " " " " "	228.28	" " " "
" " " Mrs. Josie Dewey (" Trooper) " " " "	32.61	" " " "
" " " Roy Trooper " " " "	32.61	his " "
" " " H. H. Trooper " " " "	32.61	" " " "
" " " W. H. Trooper Curator of Floyd Trooper, Lyle Trooper, Vernon Trooper and Ray Trooper for	130.45	(their shares)

and said estate being fully administered and the assets paid out and receipts filed it is ordered that said Executor be and he is here by discharged

In the matter of the estate of (Final Distributive receipts filed and Order of Discharge
Edward C. McClung, deceased)

Now comes Robert V. Thompson, Administrator of the estate of Edward C. McClung, deceased, and files the final distributive receipts of the heirs and distributees of said estate for their respective shares thereof as per order of distribution made by this Court on final settlement of said estate heretofore made and approved by said Court, the names and

amounts being as follows:

Elizabeth C. McClung the sum of	\$654.96
Sallie M. Baraway " " "	654.96
Minnie R. Peniston " " "	654.96
Catharine E. Doty " " "	130.99
Robert M. Doty " " "	130.99
Isaac E. Doty " " "	130.99
Minnie Doty " " "	130.99
Elizabeth C. McClung Curator of Fred. Doty	130.99

And it appearing to the Court that said estate has been fully administered, all the debts paid and the assets distributed and paid out to the heirs according to their respective rights, (Henry F. McClung's interest in said estate having been credited on his indebtedness to said estate, which said indebtedness

being greater than his interest in said estate he was not entitled to share in said distribution) it is therefore ordered that said Administrator be and he is hereby discharged.

In the Matter of the Estate of Affidavit and Bond for Appeal.
Noah Hershberger, incase }

Come now Dudley and Selby, Atty's. for the First State Bank of Bliss, Oklahoma, and file their affidavit for appeal from the judgment of this Court heretofore rendered disallowing the demand of said Bank against the estate of said Noah Hershberger, incase, and also file appeal bond in the sum of Fifty (\$50) dollars, signed by F. Balduff, President of said Bank and Chas. Henry and H. L. Place of Gallatin, Missouri; and it is ordered that said Bond be approved; that Appeal be granted and and that a transcript of the proceedings in said Cause be certified to the Circuit Court of Dawes County, Missouri.

In the matter of the petition of } Order of Sale
J. L. Wade, Administrator of }
Dulcena Still deceased }

Now, at this day came J. L. Wade, Administrator of Dulcena Still, deceased, and proved to the Court that the Order of publication made upon his petition at the August Term, 1911, thereof, has been published according to law, and that personal service of said notice has been made on the heirs and devisees of deceased, resident in said County, ten days before the present term of this Court, and moves for an Order of Sale, pursuant to said Petition and Notice; Whereupon the Court proceeded to hear the testimony produced, and to examine the parties who appear touching the application of said Administrator for the sale of Real Estate, as in said Publication mentioned, and it being proved to the Court that there are no personal estate and effects of said deceased charged with the payment of debts, and no assets in the hands of said Administrator to pay the debts due by said estate, it is ordered that the said Administrator, first having had the same appraised according to law, do sell at private sale for cash in hand, the real estate mentioned in said petition and described as follows, to-wit:

All of Lots 8 and 9 in Block 10, Original Town of Lock Springs, in Daviess County, Missouri, for the purpose of paying the debts due by said estate as aforesaid, and that within ten days after such sale he make a full report of his proceedings therein to this Court

In the matter of the estate of { Demand allowed,
Rhoadham N. Miller, deceased }

Comes now C.H. Gauty and presents to the Court for allowance against said estate a demand for Twelve & 25/100 dollars, founded on acct. for Mdse. bought by deceased in his life time, and service of notice being waived in writing and affidavit and proof made, it is ordered that said account in said sum of \$12²⁵/₁₀₀ be and the same is hereby allowed against said estate and the same is assigned to Class Two (2).

Bond
filed

Witne
Appoin

In the Probate Court - In Vacation - December 13, 1911

In the matter of the estate of
Wanda Roberts, Lucile Roberts
and Elvaree Roberts, minors } Report of Sale filed

Now this 13th day of December, 1911, Comes Philip B. Smith, Curator of said minors, and files his report of Sale of real estate of said minors, pursuant to an order of the Court heretofore made, and it is ordered that said report be continued to the 2nd day of January, 1912 for the action of the Court.

P. P. Doak

Judge of Probate

In Vacation - December 19, 1911.

In the matter of the estate of } Order granting Administration
Thomas Montgomery, deceased }

Comes now Maria S. Montgomery and having made Affidavit according to law, submits her application for letters of Administration upon the estate of Thomas Montgomery, deceased, and it appearing to the Judge of Probate that said Thomas Montgomery died on the 26th day of November, 1911, without a will, leaving personal estate in Daviess County of the value of \$ — and that said Applicant is the widow of said deceased and entitled to administer said estate according to law. it is ordered that letters of Administration upon said estate be granted and issued to her, the said Maria S. Montgomery provided she enter into bond to the State of Missouri as such Administratrix in the sum of Five Thousand (\$5000) dollars, with two or more sufficient securities thereon and conditioned according to law.

P. P. Doak,

Judge of Probate

In the Probate Court - In Vacation - December 21, 1911.

Bond
filed.

Witnesses
Appointed,

Now this 21st day of December, 1911, Comes Maria S. Montgomery, and files her bond as Administratrix of the estate of Thomas Montgomery, deceased, in the sum of \$5000.00 with O. B. Emery and Mary L. Emery as securities thereon and conditioned according to law, which said bond is by the Judge of Probate accepted and approved. And it is ordered that H. L. Johnson and Horace Bryant be, and are appointed witnesses to assist to make an inventory of said estate and that said Administratrix publish notice of the grant of letters on said estate as by law required.

P. P. Doak, Judge of Probate

^x
In the Probate Court - In Vacation - December 26, 1911,
Davies County, Missouri)

In the Matter of the Estate of
Robert B. Pearce, Esther Pearce
and Benetta V. Pearce, minors } Order directing Minors to Choose Guardian

Now this day it being shown to the Judge of Probate that Robert B. Pearce, Esther Pearce ^{Children of Robert Pearce, residing in Davies County, Missouri} and Benetta V. Pearce ^{and Ida V. Pearce} deceased, ^{pre-minors} Real and that they possess personal estate of the estimated value of One Thousand and fifty dollars \$1050.00 which said estate is an inheritance from their Grand parents, Sylvester H. and Hester A. Ferris, ^{that the said Ida V. Pearce was a daughter of said Sylvester H. and Hester A. Ferris, late of Lakeland, Florida, deceased; that they have no legally} appointed and duly qualified ^{of said estate or other person authorized to charge of and manage the same} guardian; that said Robert B. Pearce is 20 years of age and said Esther Pearce is 17 years of age and Benetta V. Pearce is 13 years of age. Whereupon it is ordered that the said Robert B. Pearce and Esther Pearce, being above the age of 14 years, be instructed to appear before this Court or the Judge thereof and choose a curator of their said estate, and that Robert Pearce, father of said minors be instructed to appear and qualify as Guardian of said Benetta V. Pearce who is under the age of 14 years.

O. P. Doak

Judge of Probate

In the Probate Court - In Vacation December 21, 1911

In the Matter of the Estate of (Report of Sale filed
William Baker, Sr., deceased)

Comes now this 21st day of December, 1911, in vacation of the probate Court and files his report of Sale of the real estate of said deceased made in pursuance of an order of said Court at the May Term 1910, thereof and renewed from term to term to the present time. And it is ordered that said report of Sale be continued till January 2, 1912, at which time said Court will take action upon the approval of the same

O. P. Doak

Judge of Probate

November Adjourned term - January 2, 1912.

Court convened in pursuance of adjournment. Present P. P. Doak judge and J. A. Blair, Sheriff: when the following proceedings were had, to wit: -

Ordered that the bond of Maria S. Montgomery as Administratrix of Thomas Montgomery deceased taken in vacation of this Court, on December 21, 1911, be approved and that her appointment as such Administratrix with all the proceedings therein be and are hereby ratified and confirmed.

In the matter of the estate of (Choice and Appointment of Guardian
Guy S. Conner, Perry M. Conner and } and Curator,
Vernon H. Conner, minors

Now comes Mrs Maria Conner and represents and shows to this Court that Guy S. Conner, aged 18 years; Perry M. Conner, aged 15 years, and Vernon H. Conner, aged 11 years, are heirs of Allen Conner, deceased; that their father Stuart Conner is dead; that said minors possess an interest in the estate of said Allen Conner, which said estate is now being finally settled; that they have no legally appointed Guardian and Curator qualified according to law to take charge of manage said estate estimated to be of the value of \$785.00 and prays the Court to appoint a guardian and Curator for the said minors.

And now come said Guy S. Conner and Perry M. who are above the age of 14 years and being instructed by the Court to choose a guardian and Curator of their said estate, they, the said Guy S. Conner and Perry M. Conner do here now in open Court choose for their said Guardian and Curator, their mother, the said Maria Conner, and the Court having confidence in the said Maria Conner as being competent to fill such trust. It is therefore ordered that she, the said Maria Conner, be and she is hereby appointed Guardian of the person and estate of said Guy S. Conner, Perry M. Conner, and also of Vernon H. Conner, who is under the age of 14 years, and that before entering upon the duties of such guardianship that she enter into bond to the State of Missouri in the sum of \$1600.00 for the use of said minors, with two or more sufficient securities thereon and Condition ^(according to law) ed for the faithful discharge of her duties as such Guardian.

November Adjourned Term - January 2, 1912.

In the matter of the Estate of { Order Confirming Sale.
Wanda Roberts, Lucile Roberts
and Elvaree Roberts, minors }

Now comes Philip B Smith, Curator of said Wanda Roberts, Lucile Roberts and Elvaree Roberts, minors and submits to the Court his report of Sale, (which said report was filed more than ten days ago, to wit on December 13, 1911, and has remained on file in the office of the said Court continuously to this day) by which it appears that he did, on the said 13th day of December, 1911, in obedience to the order of this Court made ^{at} the August Adjourned term thereof, to wit on September 21, 1911, and renewed at the November Term 1911, of said Court, sell at private Sale, to Philip Klint for the sum of Five Hundred and seventy-five dollars, the real estate in said order of Court and report, particularly described, viz:

That part of Block Six West and Two South in the City of Gallatin, Daviess County Missouri, described as follows: Beginning at the Northeast Corner of said Block, running thence West Sixty feet; thence South One hundred and twenty feet; thence East Sixty feet; thence North one twenty 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 Curator is ordered to execute, acknowledge and deliver to said Philip Klint, a deed in due form of law, conveying to him, the said Philip Klint, all the right, title and interest which his said wards have in the same.

In the matter of the Estate of { Order Confirming Sale
William Baker Sr., deceased }

Now comes Joseph R. Baker, Administrator of the estate of said William Baker, Sr., deceased, and submits to the Court his report of Sale, heretofore filed, to wit on December 21, 1911, and which said report has been on file herein since said last date, by which said report it appears that he did on the 2nd day of December, 1911, in obedience to the order

November Adjourned Term - Tuesday - January 2nd 1912,

of this Court made its August Term 1910,

In the matter of the estate of { Amended Final Settlement & Order Distribution
Allen Conner, deceased }

Comes now this day and files her final settlement as Administratrix of the estate of Allen Conner, deceased, made in conformity with the decree of the Circuit Court of Daviess County, which said final settlement shows a balance of \$3132.⁴³ due the distributees of said estate, and the Court having examined said final settlement doth adjudge the same to be correct and it is ordered and adjudged that the said balance of \$3132.⁴³ be and the same is hereby distributed according to the statute and said decree of the said Circuit Court as follows:

To Martha M Conner, widow a child's part = $\frac{1}{3}$ of 3132. ⁴³ =	\$1044.15
To Lily M. Mann, grandchild - ($\frac{2}{3}$ of $\frac{2}{3}$) = $\frac{1}{12}$ " "	261.05
To Clyde Conner " (" " ") = $\frac{1}{12}$ " "	261.03
To Myrtle Bowling " (" " ") = $\frac{1}{12}$ " "	261.03
To Nettie Breunersuhl " (" " ") = $\frac{1}{12}$ " "	261.03
To Mattie Conner " (" " ") = $\frac{1}{12}$ " "	261.03
" Guy J. Conner " (" " ") = $\frac{1}{12}$ " "	261.03
" Perry M Conner " (" " ") = $\frac{1}{12}$ " "	261.03
" Vernon H Conner " (" " ") = $\frac{1}{12}$ " "	261.05

And it is ordered that that said Administratrix pay said distributees their respective shares of said estate and their receipts therefor when she shall be entitled to her discharge, and that said final settlement be approved and recorded.

In the matter of the Estate of { 6th Annual Settlement - Order Suspension
Gabriel L. Ballinger, Insane }

Comes now John C. Leopard, Guardian of said Gabriel L. Ballinger, insane, and files his 6th annual settlement by which it appears that there is only \$32.²³ balance left in the hands of said guardian and it appearing that there are no further or other assets belonging to said insane person with which to maintain his said ward at the State Hospital for insane at St. Joseph, Missouri. It is ordered that said Annual Settlement be approved and recorded; that said guardian turn the care of his said ward over to the County Court of Daviess County, and that he pay said balance of \$32.²³ into the County Treasury of said County to the credit of the maintenance of of said Gabriel L. Ballinger.

November Adjourned Term Tuesday January 22nd, 1912

ger, and that he file a receipt for the same, and the said estate being exhausted, it is ordered that said guardianship be suspended till such time as the discovery of other or further assets shall be made.

First State Bank of Bliss, Okla.

Plaintiff.

vs.

Estate of Noah Hershberger, Susane

Defendant.

Come now said Plaintiff by its attorneys, Dudley & Selby and Defendant, W. C. Macy Guardian of said insane person, and show to this Court that the appeal from the judgment heretofore rendered herein, in said cause, has been dismissed in the Circuit Court, and that by agreement of the said parties said Plaintiff shall be allowed to take judgment by reason of said claim for the sum of \$150.00 and his costs herein made in the sum of \$11.25. it is therefore ordered and adjudged that that the sum of \$150.00 be allowed on said demand, and that the sum of \$11.25 be allowed as costs in said cause. Which said aggregate sum of \$161.25 is hereby adjudged against said estate.

In the matter of estate of
Frederick H. Doty, a minor,
Mrs. Elizabeth C. McClung,
Guardian and Curator

Order of Sale.

Now at this day comes Mrs. Elizabeth C. McClung, guardian and Curator of Frederick H. Doty, a minor, and presents to the Court her petition praying for an order of sale of certain real estate belonging to said ward, which said real estate consists of an undivided one-twenty-fifth ($\frac{1}{25}$) interest in the property described in said petition and shows that owing to the small interest of her ward in said property that she can have no voice in the control of the same, and in view of the further fact that said real estate is improved and that said improvements are deteriorating in value, that it would be for the best interest of said ward that his interest in the said real estate be sold and that the proceeds arising therefrom be put out at the highest rate of interest that can be procured for the same. And the Court having heard and duly considered said petition and being satisfied that it is for the best interest

November Adjourned Term Tuesday, January 22d, 1912.

of said minor that said property be sold for the purpose aforesaid, it is therefore ordered, that Elizabeth C. McClung, the aforesaid guardian, do, first having had the same duly appraised, sell at private sale, for cash in hand, the real estate in said petition described, as follows, to-wit:—

An undivided ($\frac{1}{25}$) one-twenty-fifth interest in the following described real estate situate in Daviess County, Missouri, to-wit:—
The East (118) One Hundred and Eighteen acres of the South half of Section (31) Thirty-one, Township (60) Sixty, Range (26) Twenty-six; also the Southeast ($\frac{1}{4}$) of the Southwest ($\frac{1}{4}$) of Section (32) Thirty-two, Township (60) Sixty, Range (26) Twenty-six. And that within ten days after making such sale said guardian report her proceedings therein to this Court.

In the matter of the estate of (Order of Sale.
Emily Minnick, a person of Unsound mind.
L. P. Cox, Guardian.

Now at this day Comes L. P. Cox, Guardian of the person and estate of Emily Minnick, a person of unsound mind, 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 the means for the care and maintenance of his ward, and says that in his judgment it would be more beneficial to the estate of said ward to sell said real estate and to loan the funds procured therefrom at 6 o/o interest.

And the Court having ~~having~~ heard and duly considered said petition and being fully advised and satisfied that the interest of said insane person would be promoted by such sale, it is therefore ordered that L. P. Cox, guardian as aforesaid, do, first having had the same duly appraised, sell at private sale for cash in hand, the real estate in said petition described as follows, to-wit:—

The Northwest quarter of the Northwest quarter, South of Grand River, of Section (25) Twenty-five, Township (58) Fifty-eight of Range (26) Twenty-six, containing 40 acres, more or less; and The North half of the North-east quarter, South of Grand River, of Section (26) Twenty-six, Township (58) Fifty-eight of Range (26) Twenty-six containing 39.69 acres more or less; all of said land situate in Daviess County, Missouri, and that within ten days after making such sale, he make a report of his proceedings therein to this Court.

November Adjourned Term - Tuesday - January 2, 1912

In the matter of the estate of { Appropriation for maintenance and Education
Elvance Roberts, et al minors }

Comes now Philip B. Smith, Curator of said minors, and shows to the Court that his wards live with their mother Barbara A. Roberts at Lyndon, Kansas, who is supporting them and endeavoring to ^{keep} them in school; that her income is meager and insufficient to purchase the necessities for her self and said wards and asks the Court to make an order of record authorizing him to appropriate the sum of Twenty-five \$ - dollars to the maintenance of the said minors. Whereupon it is ordered by the Court that the said Curator pay to the said Barbara A. Roberts, said sum of \$25.00 ^{for said purpose} and that her receipt for the same be allowed as a sufficient voucher in his settlement of said estate.

Ordered that Court Adjourn till Court in Course,

P. P. Doak, Judge.

Probate Court of Daviess County, Missouri, In vacation January 5, 1912
In the matter of the estate of { Choice and appointment of Guardian - Bond filed
Benetta V. Pearce, et al, minors }

Now on this 5th day of January, 1912, Come Robert B. Pearce and Elther A. Pearce and present to the Judge of Probate, in vacation, their petition requesting said Judge to appoint their father, Robert Pearce as guardian of their estate, which said petition is in words and figures as follows: -
To the Judge of the Probate Court of the County of Daviess, Missouri. "We, the undersigned, Robert B. Pearce, aged 20 years, and Elther Pearce, aged 17 years, being minors, and possessing property in our own right, and having no legally appointed and duly qualified Guardian of our estate or other person authorized by law to take charge of such property or estate and manage the same during our minority, we do hereby choose our father, Robert Pearce to be guardian of our estate and request the Probate Court or Judge of said Court to appoint him to said Guardianship, and shall ever pray.

Respectfully - Robert B. Pearce - Elther A. Pearce

And the said Judge of Probate having confidence in the said Robert Pearce as being competent to fill such trust: It is therefore Ordered that the choice of said minors be approved and that the said Robert Pearce be, and he is hereby appointed guardian of the estate of the said Robert B. Pearce, Elther A. Pearce and Benetta Viola Pearce, minors, and that before entering upon the duties of his said trust, he be required to enter into bond to the State of Missouri, for the use of said minors, in the sum of Five Thousand, one hundred dollars, \$5100.00, with two or more sufficient securities thereon, and conditioned for the faithful discharge of his duties as such guardian according to law.

And now comes the said Robert Pearce and accepts said guardianship and files his bond as such guardian in the sum of Twenty one hundred dollars, with Lewis Pearce and Arthur Pearce as securities thereon and conditioned as the law directs, which said bond is by said Judge of Probate accepted and approved.

P. P. Doak

Judge of Probate

In Vacation of the Probate Court of Daviess County, Missouri. January 5th 1912

In the matter of the estate of { Bond filed
Robert B Pearce, Esther Pearce and
Benetta Viola Pearce, minors

Comes now Robert Pearce and files his bond as Curator of the estate of said minors, in the sum of Two Thousand one hundred dollars (\$2100.00) with Lewis Pearce and Arthur Pearce 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 Vacation — January 10, 1912.

In the matter of the estate of { Curator Appointed.
Valentine Scott and Velma
E. Scott, Minors

Comes now June E. Scott and represents to the judge of Probate that she is the mother of Valentine Scott, aged 12 years and Velma E. Scott aged 7 years, and that the father of said minors, J. K. Scott is now dead; that the own real estate at Jameson, Mo., the estimated value of which is \$800.00 and requests that William S. Mayo be appointed Curator of said minors in order to be authorized to look after the care and management of said property. And the said judge reposing confidence in the ability and integrity of said William S. Mayo. it is ordered that the said William S. Mayo be, and he is hereby appointed Curator of the estate of said Valentine Scott and Velma E. Scott minors, provided he enter into bond ^{to the State of Missouri} for the use of said minors in the sum of Six Hundred Dollars, with two or more sufficient securities thereon and conditioned for the faithful discharge of his duties as such Curator according to law.

P. P. Doak

Judge of Probate

Special Term - January 16, 1912

State of Missouri { In Vacation of the Probate Court of said County,
County of Daviess }

In the matter of the alleged Insanity of
Elizabeth H. Thomas.

Now on this 11th day of January, A.D. 1912, Comes David A. Thomas, a resident of Daviess County, Missouri, and gives information in writing to the Judge of the Probate Court of said County, in vacation, that Elizabeth H. Thomas, a resident of said County, is of unsound mind and incapable of managing her affairs and praying that an inquiry thereinto be had, and said Judge being satisfied that there is good cause for the exercise of the jurisdiction of said Probate Court in said matter, now calls a special term of said Court to be held on Tuesday, the 16th day of January, A.D. 1912, for the purpose of holding an inquiry whether the said Elizabeth H. Thomas be of unsound mind or not, and orders that said Elizabeth H. Thomas be notified of such proceedings at least five days before said special term of said Court.

In the Probate Court of said County - Special Term.

January 16, 1912.

Court met pursuant to the order of the Judge in vacation for the purpose of holding an inquiry whether Elizabeth H. Thomas be of unsound mind or not, and notice to the said Elizabeth H. Thomas being returned verified by the affidavit of David A. Thomas of said County who certifies that he served said notice by delivering to the said Elizabeth H. Thomas a copy of the same with ^{a copy of} said information annexed thereto and by reading and explaining the same to and in the hearing of the said Elizabeth H. Thomas on the 11th day of January, 1912.

And the said Elizabeth H. Thomas appearing not, now comes a jury duly summoned to wit: - Geo. Welch, F. M. Parker, E. A. Keck, M. C. Lunnou, D. D. Deem, S. B. Godman, Sam Galamore, James M. Cord, James Vandyke, R. L. Johnson, J. C. Poz and Frank Cox twelve good and lawful men, who are duly sworn, to well and truly make inquiry and determine whether the said Elizabeth H. Thomas is a person of unsound mind or not, and the jury having heard the evidence offered touching her condition retired to consider their verdict, and after due deliberation returned into Court the following verdict:

In the matter of the alleged insanity of
Elizabeth H. Thomas,

David A. Thomas
vs. Elizabeth H. Thomas

Informant
Defendant

We, the jury, find Elizabeth H. Thomas to be of unsound mind and incapable of managing her own affairs.

F. M. Parker
 Saul Galamose
 W. D. Drem
 J. C. Fox
 Jas. McCord
 Frank Cox
 E. A. Keck
 Jas Vandyke
 S. B. Godman
 George Welch
 Mc Lannon
 R. L. Johnson

It is therefore adjudged by the Court that said Elizabeth H. Thomas, is a person of unsound mind and incapable of managing her affairs, and the Court hereby appoints Isaac W. Haines, Guardian of the said Elizabeth H. Thomas, it is ordered that said guardian before entering on the duties assigned him, shall enter into a bond to the State of Missouri in the sum of Five Hundred Dollars, conditioned as required by law, with such security as the Court shall approve.

And now comes the said Isaac W. Haines and files his said bond, the same being in words and figures, following, to-wit:

We, Isaac H. Haines as principal and David A. Thomas, Ira D. Troxell and J. S. Dowell as securities, are held and firmly bound unto the State of Missouri, in the sum of Five Hundred (\$500.) Dollars, for the payment of which we bind our selves and our heirs:

Upon the condition, that whereas, the said Isaac W. Haines has been appointed by the Probate Court of Daviess County, Missouri, Guardian of the person and estate of Elizabeth H. Thomas of said County, a person of unsound mind.

Now, if the said Isaac W. Haines shall take due and proper care of such Elizabeth H. Thomas, and manage and administer her estate and effects to the best advantage, according to law, and shall faithfully do and perform all such other acts, matters and things touching his guardianship as may be prescribed by law or enjoined on

him by the order, sentence or judgment of any court of competent jurisdiction, then this bond to be void; otherwise to remain in full force and effect.

In Testimony whereof, we have hereto set our hands and affixed our seals, at Gallatin, in said County, this 16th day of January A.D. 1912

Isaac W. Haines (Seal)

D. H. Thomas (Seal)

J. D. Troxel (Seal)

J. S. Dowell (Seal)

Approved by the Court P. P. Doak, judge of the Probate Court of Daviess County, Missouri.

And it is ordered that above said bond be and is hereby approved, and that the said Isaac W. Haines take charge ^{and} administer the estate of said insane person, and that he publish notice of his appointment as such guardian as required by law.

Ordered that Court adjourn

P. P. Doak

Judge

Special Term - Saturday - January 20, 1912

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

In the matter of the alleged Insanity of
Lyle H. Barton,

Now at this day - January 12, A.D. 1912, - Comes J. L. Barton, and gives information in writing to the Judge of the Probate of said County, in vacation of said probate Court, that Lyle H. Barton, a resident of said County, is of unsound mind, and incapable of managing his affairs, and praying that an inquiry thereinto be had, and said Judge being satisfied that there is good cause for the exercise of the jurisdiction of said ^{Probate} Court in said matter, now calls a special term of said Court to be held on the 20th day of January, A.D. 1912, for the purpose of holding an inquiry whether the said Lyle H. Barton be of unsound mind or not, and orders that said Lyle H. Barton be notified of such proceedings at least five days before said Special Term of said Court.

In the Probate Court of said County - Special Term -
January 20, 1912.

Court met pursuant to the order of the Judge in vacation, for the purpose of holding an inquiry whether Lyle H. Barton be of unsound mind or not, and notice to said Lyle H. Barton being returned by Otto Theisen, Sheriff of Buchanan County, Missouri, served on Lyle H. Barton by delivering a true copy of the same to the said Lyle H. Barton on the 15th day of January, 1912, as appears by the return made by said Otto Theisen per W. J. Houseworth, Deft. and the said Lyle H. Barton appearing not for the reason of being now confined in State Hospital No. 2 for Insane, at St. Joseph, Mo.

And comes now a jury duly summoned to wit: - Geo. A. Addings, Geo. Welch, N. A. Baker, F. M. Parker, James Vandyke, James Forkuch, J. A. Keck, Milton Barnett, S. B. Godman, James McGord, John Chamberlain and C. W. Heiser, twelve good lawful men, who are duly sworn, to well and truly make inquiry and determine whether the said Lyle H. Barton is 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: -

In the matter of the alleged Insanity of Lyle H. Barton,

The jury find Lyle H. Barton to be of unsound mind, and incapable of managing his own affairs.

In the Probate Court — Special Term — January 20, 1912

Signed

James Vandyke
J. B. Gorduch
J. A. Keck
R. M. Barnett
S. B. Godman
W. A. Baker

C. W. Heiser
George Welch
John Chamberlain
Gas. McCord
F. M. Parker
Geo. A. Iddings

It is therefore adjudged by the Court that said Lyle H. Barton is a person of unsound mind and incapable of managing his affairs, and the Court hereby appoints J. L. Barton Guardian of said Lyle H. Barton, and it is ordered that said guardian, before entering on the duties assigned him, shall enter into a bond to the State of Missouri, in the sum of Two Hundred and fifty dollars, conditioned as required by law with such security as the Court shall approve.

And now comes said J. L. Barton and accepts said guardianship and qualifies as such and enters into bond to the State of Missouri in the sum of \$250.00 Conditioned as the law directs with N. L. Brosius and John W. Meade as securities thereon. And it is ordered by the Court that said bond be and the same is hereby approved, which said Bond is in words and figures the following, to-wit:—

We, J. L. Barton as principal, and N. L. Brosius and John W. Meade as securities, are held and firmly bound unto the State of Missouri, in the sum of Two hundred and fifty (250) Dollars, for the payment of which we bind ourselves and our heirs:

Upon the Condition, That whereas, the said J. L. Barton has been appointed by the Probate Court of Daviess County, Missouri, Guardian of the person and estate of Lyle H. Barton of said County, a person of unsound mind.

Now, If the said J. L. Barton shall take due and proper care of such Lyle H. Barton, and manage and administer his estate and effects to the best advantage, according to law, and shall faithfully do and perform all such other acts, matters and things touch^{ing} his Guardianship as may be prescribed by law or enjoined on him by the Order, Sentence or judgment of any Court of competent jurisdiction, then this Bond to be void; otherwise to remain in full force and effect.

In Testimony Whereof, We have hereto set our hands and affixed our Seals, at Gallatin, in said County, this 20th day of January A.D. 1912.

J. L. Barton (Seal)
N. L. Brosius (Seal)
John W. Meade (Seal)

Approved by the Court. P. P. Doak, judge of the said Probate Court of Daviess County, Missouri.

Ordered that Court adjourn

P. P. Doak

Judge

In the Probate Court. In Vacation - January 17, 1912.

In the matter of the Estate of { Appointment of Curator-Bond filed
Orville Cummings and Virginia Cummings minors }

Now at this day comes B. R. Copeland and applies to the judge of Probate for appointment as Curator of Orville Cummings, aged 8 years and Virginia Cummings, aged 7 years, minors, and states that said minors are the children of Thomas Cummings, deceased, late of Daviess County, Missouri, and Mrs. Amy Copeland, wife of said petitioner and that they, the said minors possess personal estate in the sum of \$205²⁵ in the hands of the Fidelity Phoenix Fire Insurance Company due to them by reason of the destruction by fire of a barn on the real estate belonging to said Thomas Cummings deceased, and that said money may be collected and properly conserved for the use of said minors he prays to be appointed Curator of the estate of said minors. And said judge believing that applicant, who is the step-father of said children, is a suitable person for such curatorship it is ordered that he the said B. R. Copeland be and he is hereby appointed Curator of the estate of said Orville Cummings and Virginia Cummings, minors, and it is ordered that before entering upon the duties of said office that he enter into bond to the State of Missouri in the sum of Five Hundred dollars, for the use of said Orville Cummings and Virginia Cummings, minors, conditioned as the law directs and with such security as the Court shall approve.

And now comes said B. R. Copeland and files his said bond in the sum of \$500.⁰⁰ with Peter Morris and E. Stitt as securities thereon and conditioned for the faithful of his duties as said Curator according to law, which said Bond is by the judge of Probate accepted and approved.

P. P. Doak,

Judge of Probate,

In the Probate Court - In Vacation - January 17, 1912

In the matter of the Estate of { Administration granted - Bond filed
Elizabeth Morrison, deceased }

Comes now Philip Shaw, and, first having made affidavit as required by law, makes application for letters of administration upon the estate of Elizabeth Morrison who died intestate, in Daviess County, Missouri, January 1st A.D. 1912, and it appearing to the Judge of Probate, that said Elizabeth Morrison died possessed of personal Estate of the estimated value of three Thousand (3000.) dollars, and that those entitled to administer said estate by reason of being distributees thereof have relinquish their claims to letters upon the same. And the said applicant being a suitable person for such trust it is Ordered that letters of Administration upon the estate of Elizabeth Morrison, deceased, be granted and issue to the said Philip Shaw, and that before entering upon the duties of his said office he enter into bond to the State of Missouri as such administrator in the sum of Six Thousand (\$6000⁰⁰.) dollars with good and sufficient security thereon and conditioned according to law.

And now comes said Philip Shaw and files said Bond in the sum of \$6000⁰⁰ Six thousand dollars, with R.E. Mausier, W.E. Smith and H.J. Gromer 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 said Administrator publish notice of the grant of said letters as the law directs, and that W.E. Smith and Harry N. Noyce be and they are hereby appointed witnesses to aid said Administrator to examine the papers, money and effects of said deceased and to make an inventory of all the property of said estate.

P.P. Doak,

Judge of Probate

(In Vacation January 20, 1912)

In the matter of the Estate of { Bond filed.
Vernon H Conner et al minors }

Now comes Maria Conner and files her bond as Curator of Guy D Conner, Perry M Conner and Vernon H Conner minors, in the sum of Sixteen Hundred (\$1600.) dollars with G.H. Pogue and M.H. Johnson 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 - Daviess County, Missouri - In Vacation - January 23, 1912

In the matter of the Estate of { Appointment of Curator - Bond filed
 Florence ^A Higdon, a minor }

Now on this 23rd day of January, 1912, Comes Kittie J. Higdon, and shows to the Judge of Probate that Florence A. Higdon aged 15 years, residing in Kansas City, Mo., is a child of Mr. E. Higdon, deceased, and the said Kittie J. Higdon, who now resides in Kansas City, Mo.; that the said Florence A. Higdon possesses real estate in Daviess County and in Grundy County; that the said minor has no duly appointed and legally qualified guardian of said estate or other person who is authorized by law to care for and manage said estate during the minority of said Florence A. Higdon; ^{wherefore} to the end that said property may be conserved for the use of said minor said Kittie J. Higdon prays said Judge of Probate to appoint her Guardian of the person and estate of said Florence A. Higdon. And it appearing to said Judge that the said petitioner is the mother and natural guardian of said minor, and the said Florence A. Higdon ^{who is above the age of 14 years} having indicated her desire to have her mother, the said Kittie J. Higdon, to serve as her guardian and Curator. It is therefore ordered that she the said Kittie J. Higdon be and she is hereby appointed guardian of the person and Curator of the estate of the said Florence A. Higdon, minor, and that before entering upon her duties as such guardian and Curator that she be required to enter into bond to the State of Missouri, in the sum of Six Hundred (\$600.00) Dollars, with two or more sufficient securities thereon, for the use of said Florence A. Higdon.

And now comes said Kittie J. Higdon and files her said bond in said sum of Six Hundred Dollars with S. L. Reese and R. V. Thompson as securities thereon and conditioned for the faithful discharge of her duties as such guardian and Curator according to law, which said bond is by said Judge of Probate accepted and approved.

P. P. Doak,

Judge of Probate.

In the Probate Court, County of Daviess, State of Missouri. In Vacation - January 31, 1912.

In the matter of the Estate of { Order granting Administration.
Thomas Jasper Hedrick, deceased }

Now this 31st day of January, A.D. 1912, In vacation of said Probate Court comes Burr H. Polk, and first having made affidavit giving the names and places of residence of the widow and heirs of said deceased and stating that said Thomas Jasper Hedrick died on the 29th day of January, 1912, without a will; that he will make a perfect inventory of, and faithfully administer all the estate of deceased, and pay the debts as far as the assets will extend and the law direct, account for and pay all assets which shall come to his possession or knowledge, And prays for letters of Administration upon said estate, And it appearing to said Judge of Probate that deceased died possessed of personal estate in this State not exceeding in valuation the sum of \$1000, and that Sara M. Hedrick, widow of said deceased has waived her right and claim to such letters and that she has requested ^{that} her father, the said petitioner, be appointed Administrator of said estate: It is therefore ordered that letters of Administration upon said estate be granted and issue to the said Burr H. Polk, and that before entering upon said trust he be required to enter into bond to the State of Missouri as such Administrator in the sum of Two Thousand (2000) dollars, with two or more good and sufficient securities thereon and conditioned according to law.

P. P. Doak

Judge of Probate

In Vacation Feby. 1st 1912

Estate of Thomas J. Hedrick {
Deceased }

Bond filed. Witnesses appointed

Now comes Burr H. Polk, and files his bond in the sum of Thousand (2000) Dollars as Administrator of the Estate of said Thomas J. Hedrick, deceased, with J. M. Fleming and T. J. Fleming 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 Levi O'Hare and Ed McNeely be and they are appointed witnesses to assist said Administrator to examine the money, papers &c of said deceased and to make an inventory of all the property of said estate, and that said Administrator publish notice of the grant of letters on said estate in the Gallatin North Missourian as required by law.

P. P. Doak

Judge of Probate

In the Probate Court of Daviess County, Missouri, In Vacat[i]on February 6, 1912.

In the matter of the Estate of Marion Strine, deceased } (Order granting Administration - Bond filed.)

And now on this 6th day of February, 1912, Comes Mrs. Maggie Strine and prays the Judge of Probate to grant her letters of administration upon the estate of Marion Strine, deceased, first having made proof by affidavit, as is by law required that said Marion Strine departed this life intestate, January 27, 1911, leaving as his widow Maggie Strine, residing in Daviess County Missouri, and the following children, heirs, residing in said Daviess County, viz: Cleaver Strine, Cliff Strine, John W. Strine and May Belle Strine, and having made oath that she will make a perfect inventory of, and faithfully administer all the estate of said deceased, and that she will pay the debts as far as the assets will extend, and the law directs; and that she will account for, and pay over, all assets of said estate coming to her possession or knowledge; And it further appearing to the said Judge that said Marion Strine died possessed of property of the probable value of two hundred and fifty dollars (And that he owned 120 acres of land in Daviess and Livingston Counties with an encumbrance of \$1800.⁰⁰ more or less upon the same) and that the said Maggie Strine is competent to administer, and being the widow of deceased is entitled to letters upon said estate. Now, therefore, it is ordered that letters of Administration upon the estate of said Marion Strine be granted and issue to said Maggie Strine provided she enter into bond to the State of Missouri in the sum of \$500.⁰⁰ - five hundred dollars, with two or more sufficient securities, residents of this county, conditioned according to law.

And now comes said Maggie Strine and files said bond in the sum of Five hundred dollars (\$500.⁰⁰) with William Strine, Cleaver Strine, Cliff Strine and John W. Strine as securities thereon and conditional as the the law directs. And said Bond is by said Judge of Probate accepted and approved and it is ordered that Joseph Jackson and James Hamill be, and they are hereby appointed witnesses to assist said Administratrix to examine the money books &c. of deceased and to make an inventory of all the property belonging to said estate, and that said Administratrix publish notice of the grant of said letters in the Jamesport Gazette, a newspaper published in Daviess County, as required by law.

R. P. Doak
Judge of Probate

In the Probate Court in Vacation - February 8, 1912

Davies

In the matter of the Estate of { Order of Private Sale of Personal Property
Elizabeth Morrison deceased }

Now comes Philip Shaw, Administrator of said estate, and files his written application for permission to sell 100 bushels of corn, one ton of hay, one pile of native lumber, one jump seat buggy, one spring seat, eight dozen chickens, one iron kettle, one lot women's wearing apparel, one trunk, one bureau and bedstead, one feather bed, two quilts and one counterpane, one stand table and cover, one sewing machine, one bureau and contents, four quilts and blankets, three rocking chairs, eight chairs, one stove, one clock, two cupboards, one table, one cabinet, one lot dishes and crockery, eight comforts, quilts and blankets, one pair new blankets, one feather bed, two bolsters, seven pillows, one lap-robe and one churn 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 creditors, or other persons interested therein, to sell the same at such sale, It is Ordered that said Administrator sell said property at private sale for not less than its appraised value, for cash in hand, or if he deem it to be for the better interest of the estate he may give a credit of six or nine months, taking the purchaser's note at six per cent, from date, with good security, and that he report said sale to this Court

P. P. Doak

Judge of Probate

Estate of Nancy Hosman { Report of Sale filed.
Insane }

Now this 7th day of February 1912, in vacation of the Probate Court of Daviess County, Missouri, Comes W. C. Macy, Guardian of said Insane person and files his report of sale of real estate belonging to his ward, made in pursuance of an order of said Court. And it is Ordered by the Judge of Probate that said report be continued and that it remain on file for the approval of said Court at the February Term thereof.

P. P. Doak

Judge of Probate

Daviess County Probate Court - February Term, 1912 - Monday - February 12, 1912

State of Missouri (ss.
County of Daviess)

Be It Remembered, That at a Regular Term of the Probate Court within and for the County and State aforesaid begun and held at the Court house in Gallatin, in said County, at 9 O'clock A.M. Monday, February 12, 1912, there being present P.P. Doak, Judge of said Probate Court; and J.H. Blair, Sheriff of said Daviess County, the following proceedings were had, made and entered of record, To-wit:

Ordered that the bond of Philip Shaw, as administrator of the estate of Elizabeth Morrison, deceased, taken by the judge of Probate in vacation on January 17, 1912 be approved and that his appointment as such administrator be ratified and confirmed.

Ordered that the bond of B.R. Copeland as curator of the estate of Orville Cummings and Virginia Cummings, minors, taken by the judge of this Court in vacation thereof on the 17th day of January 1912 be approved and that his appointment to such curatorship be ratified and confirmed.

Ordered that the bond of Maria Bonner, as Guardian and Curator of Vernon H. Bonner, et al, minors, taken by the judge of Probate in vacation January 20, 1912 be and same is approved and her appointment is hereby ratified and confirmed.

Ordered that the Bond of Kittie J. Higdon, Guardian and Curator of Florence H. Higdon, a minor, taken by the judge of Probate in vacation on the 23rd day of January, 1912 be, and the same is hereby approved and her appointment as such Guardian and Curator is hereby ratified and confirmed.

Ordered that Bond of Burr H. Polk as Administrator of Thomas J. Hedrick, deceased, taken by the judge of this Court on February 1, 1912 be, and same is hereby approved and his appointment as such Administrator is ratified and confirmed.

Ordered that Bond of Maggie Strine as Administratrix of Marion Strine, deceased, be and is hereby approved, and her appointment as such Administratrix on February 6, 1912, is hereby ratified and confirmed.

February Term 1912, Probate Court Daviess County Missouri. Monday, February 12, 1912

Ordered that Order of Sale of Personal Property belonging to the Estate of Elizabeth Morrison deceased, made in vacation of this Court on February 8, 1912, be and is hereby ratified and confirmed,

In the matter of Estate of J. R. Williams, deceased (Final Distributive Receipts filed - Order Dis-^{Charge})

Comes now J. B. Evans, admr. of said deceased and files the receipt of Chas. E. Williams, for \$60.59 and of Anna M. Williams Guardian and Curator of Virgil Williams and Della Williams, minors for \$323.18. The same being the distributive shares of said Chas. E. Williams, Virgil Williams and Della Williams in the estate of said J. R. Williams deceased on final settlement and distribution thereof, heretofore made, and said estate being fully administered and all the assets distributed and receipts for same filed it is ordered that said Administrator be and he is hereby discharged,

In the matter of the Estate of John A. Dunn deceased (Final Receipts filed - Order of Discharge)

Comes now Ruth J. Dunn, Administratrix de bonis non, of said Estate and files the receipts of the distributees of said estate for their respective shares of the same, as per order of final distribution heretofore made by this Court as follows:

The Receipt of Mrs. Ella Reed for her share in the sum of	\$194. ³²
" " " Ruth J. Dunn, Admrx. C. W. Dunn, decd " " "	194. ³²
" " " Harvey Dunn, his share in " " "	194. ³²
" " " John J. Dunn " " " " " "	194. ³²

And it appearing that this estate is fully administered and all assets disbursed and receipts filed. Ordered that said Administratrix be and she is hereby discharged

In the matter of the estate of Aaron Bashford, deceased (Demand allowed)

Comes now C. M. Lewellen and presents to the Court for allowance against said estate a demand for \$7.⁵⁰ on account of services and livery bill in attending and conducting funeral of deceased. And service being waived in open court and claim duly verified by affidavit and proof made; Ordered that said accounts be and are hereby allowed against said estate in said sum of Seven and fifty one hundredths (\$7.⁵⁰) dollars and that it be assigned to Class #1.

February Term, 1912. Monday February 12, 1912.

In the matter of the estate of { Report of Sale filed and continued
Emily Minnick Insane }

Comes now L. P. Cox, Guardian of the person and estate of Emily Minnick, an insane person, and files his report of the sale of real estate of said Emily Minnick made pursuant to the order of this Court heretofore made upon his petition. And it is ordered by the Court that said report be continued for the action of said Court upon its approval, till the 28th of February, 1912. And it appearing to the Court that the bond of said guardian heretofore given is inadequate in amount by reason of the conversion of the said real estate into personally, it is ordered by the Court that that the said Levi P. Cox Guardian be required to give an additional bond in the sum of \$ with two or more sufficient securities thereon and conditioned as the provides.

Ordered that the first Annual Settlement of James B. Drummond, Administrator of Aaron Bashford deceased, this day filed be and the same is approved and ordered to be recorded.

Ordered that the first Annual Settlement of Albert Gibbens, Executor of the Last Will of J. M. Brecken, deceased, this day filed be approved and recorded.

In the matter of the estate of { Order for Appropriation for Maintenance
Mary Browning, et al, minors }

Comes now James M. Blankenship and represents and shows to the Court that he has had the custody of Delbert Browning Justice Browning and Mary Browning, minors, children and heirs of Fannie Browning-Munn, deceased, ever since the death of said Fannie Munn; that he has during the years 1908, 1909, 1910 and 1911, furnished their board, clothes, books &c; and that he and his wife had the care of said children during said period of four years without remuneration and asks said Court to order an allowance out of the assets of said estate to compensate them in part for such care, maintenance &c. And the Court being satisfied fully advised in said matter, it is ordered that an appropriation of \$150.00 be made out of the assets of said estate to partially reimburse the said James M. Blankenship and that he be allowed credit for the same in his next settlement.

February Term, 1912, Monday, February 12, 1912.

In the matter of the estate of { First Annual Settlement & Suspension
Mary Browning, et al minors }

Comes now James M. Blankenship Guardian and Curator of Delbert Browning, Justine Browning and Mary Browning minors and files his first annual settlement of said estate which shows that the assets thereof are wholly exhausted. And the court having examined said settlement and found the same to be correct. it is ordered that said settlement be approved and recorded and that the administration of said estate be suspended till upon the discovery of other assets the court shall order the same to be resumed.

In the matter of the estate of { Final Settlement with Stella Grove
Gertie Grove, et al, minors }

Comes now R. C. Macy Guardian and Curator of said estate and first having made ^{and} filed a final settlement Exhibit and served notice thereof upon Stella Grove, now Stella Bennett, wife of Nelson Bennett, as required by law, and submits his final settlement with his said ward, and now come the said Stella Grove Bennett and her said husband, Nelson Bennett and enter their personal appearances as parties to said final settlement which shows the balance due to his said ward to be \$184.³⁷ and the court being satisfied of the correctness of said said settlement doth order and adjudge the same to be approved, and it is ordered recorded. And the said Stella being a minor under the age of 18 years it is ordered that said guardian pay over to her said balance. And now come said Stella Bennett (formerly Stella Grove) and her husband the said Nelson Bennett and accept said balance of \$184.³⁷ and receipt for the same as in full satisfaction and payment of property now due from her said Guardian, but it is ordered that said Guardian be not discharged as to his said ^{the said Stella Bennett} until she shall have attained to her full legal majority.

In the matter of the estate of { Demand allowed.
Ann M. Canthorn, deceased }

Comes now A. H. Pettigrove and presents to the court for allowance against said estate a demand for \$27.⁵⁰ on acct. of funeral furnished deceased, and service of notice waived in writing and affidavit and proof made, it is ordered that same in said sum of \$27.⁵⁰ be allowed against said estate and placed in class one (1)

February Term 1912, - Monday - February 12, 1912.

In the matter of the Estate of {
Geo. O. Baldwin, minor}

Comes now J. C. Hamilton Guardian and Curator of said Geo. O. Baldwin, who has attained his legal majority and having made an exhibit for final settlement with said ward and service of notice of the same being accepted and waived as to time - and comes also the said Geo. O. Baldwin and enters his appearance as a party to said final settlement - whereupon the said Curator submits his final with his said ward which shows a balance due said ward of the sum of \$4171.⁹⁵ which said balance is by the said George O. Baldwin accepted and receipted for as being in full payment and satisfaction for all money and property due to him from said Guardian and satisfaction of record is by the said Geo. O. Baldwin and the Court Having examined said final settlement and being satisfied that it is correct doth order and adjudge the same to be approved and it is ordered that it be recorded and that said Guardian and Curator be and he is hereby discharged.

In the matter of the estate of { Order of Sale
Lyle H. Barton, Insane }
J. L. Barton Guardian

Now, at this day, Comes J. L. Barton, Guardian of the person and estate of Lyle H. Barton, 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 proper care, support and maintenance of said ward 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 purposes aforesaid; it is therefore Ordered, that the said J. L. Barton, guardian as aforesaid do, sell at private sale the following real estate in the petition of said J. L. Barton, guardian, described, to-wit:

An undivided One forty-fourth ($\frac{1}{44}$) interest in and to the East half (Ea) of the South West quarter (SW) of Section Thirty-one (31) in Township Sixty-two (62) of Range Twenty-nine (29) and the North East quarter of the North West quarter of Section Six (6) in Township Sixty-One (61) of Range Twenty-Nine (29), 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

February Term Monday - February 12, 1912

having had the same appraised, and that he make return of his proceedings under this Order to this Court within ten days after such sale,

Ordered by the court that the bond of Robert Pearce as guardian of the estate of Robert B. Pearce, Esther A. Pearce, and Bennetta Viola Pearce, minors, taken by the Judge of this Court in vacation thereof on January 8th 1912 be and the same is hereby approved, and that his appointment as such guardian with all the proceedings therein be and the same is ratified and confirmed

In the matter of the Estate of { Order Authorizing Guardian To Mortgage Real Est.
Robert Homer Gaines, Insane }

The petition of M. D. McDonald of the County of Daviess and State of Missouri, respectfully represents and shows that he is the duly appointed and legally qualified Guardian of the person and Curator of the Estate of Robert Homer Gaines, of said County, a person of unsound mind; that said Insane person is the owner of the following real estate situate in Daviess County Missouri, to wit: - All of the undivided One half interest in all of the Northeast quarter (1/4) - Except 22 acres in the North-west Corner thereof - of Section Eleven (11), Township Sixty (60), Range Twenty-Eight (28), and containing One Hundred and fourteen (114) acres.

That said Robert Homer Gaines is now and has been for a considerable time, being kept at State Hospital No. 2 for Insane, at St. Joseph, Mo.; that petitioner as such guardian has not had the means to pay for the care and maintenance of his said ward at said Hospital, nor is there any personal estate in his hands or owned by his ward; ^{Except the rental of the aforesaid land;} that the money for such care and support ^{of said ward} has been advanced by R. L. Gaines and that said estate is now in debt to said R. L. Gaines to the amount of several hundred dollars: Wherefore for the purpose of procuring the means to pay said indebtedness and to continue to provide such care ^{at the said State Hospital} he prays for an Order authorizing him to mortgage said real estate for not less than One thousand Dollars - and the Court being satisfied that it is for the best interest of said Robt. H. Gaines to make such Order. It is therefore ordered that said Guardian be and is hereby authorized and empowered to borrow such sum and to mortgage his ward's undivided one half interest in all of said Northeast quarter (1/4) (Except 22 acres in north west corner) of Section 11, Township 60. and Range 28 - to secure said loan.

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

(1912)

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February Term - Tuesday - February 13, 1912.

Court convened pursuant to adjournment; present P. P. Doak, Judge, and J. H. Blair Sheriff: When the following proceedings were had, to wit:

In the matter of the estate of { Final Settlement and Discharge.
Grace Bender, deceased }

Now comes W. B. Macy Administrator of said estate, and first having given notice by publication as required by law, files his final settlement, which shows that all the assets of said estate are exhausted and it appearing that there is ^{no} other estate belonging to said deceased it is therefore ordered 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 Distribution
William R. Cole, deceased }

Now comes Nancy E. Cole Executrix of the last will and Testament of William R. Cole, deceased, and first having published notice for final settlement as required by law, submits her final settlement of said estate which shows a balance due said estate of the sum of (\$766.⁶²) Seven hundred sixty six & 62/100 dollars.

And it appearing to the Court that all debts allowed against said estate are paid in full, also, all legacies provided by said will, it is therefore Ordered and adjudged by the Court that said final settlement be and the same is hereby approved and the same is ordered to be recorded. And it is ordered that said balance of \$766.⁶² be and the same is hereby distributed equally among the 9 heirs as provided in said Last Will and Testament, to-wit

To Mrs. Nancy E. Cole	one-ninth of \$766. ⁶²	=	\$85. ¹⁸
" Anson D. Cole	" " " 766. ⁶²	=	85. ¹⁸
" Mrs. Minnie M. Young	1/9 of 766. ⁶²	=	85. ¹⁸
" Ramus M. Cole	1/9 of 766. ⁶²	=	85. ¹⁸
" Robert B. Cole	1/9 of 766. ⁶²	=	85. ¹⁸
" Mrs. Nellie M. Fitch	1/9 of 766. ⁶²	=	85. ¹⁸
" Rienza J. Cole	1/9 of 766. ⁶²	=	85. ¹⁸
" Mrs. Tina D. Terby	1/9 of 766. ⁶²	=	85. ¹⁸
" Jesse Q. Cole	1/9 of 766. ⁶²	=	85. ¹⁸

and that the filing of the receipts of said distributees for their respective shares shall entitle said Executrix to her discharge.

February Term 1912 - Tuesday - February 13, 1912

In the matter of the Estate of (Supplemental final settlement & Distribution) ^(time)
John Donohue, deceased

Now, at this day comes, R. V. Thompson Executor of the Last Will and Testament of John Donohue, deceased, and presents his accounts and vouchers for a supplement to his final settlement heretofore made and approved in this Court. which said final settlement has been continued from term to term, with approval, on account of two suits which have been pending in the Davies County Circuit Court. And now it appearing to this Court that Bridget Donohue, widow of said John Donohue deceased, and who was, under the terms of the Last Will and Testament of the said deceased, ^{a life beneficiary of estate,} John Donohue, departed this life on the 1st day of January 1912, and that consequently the aforesaid pending suits in the said Circuit Court are dismissed. And it further appearing that said Executor has collected interest on the notes in his hands since the making of his said final settlement. And that there have been expenses and costs incurred, it is therefore ordered that this further accounting by him be made as a supplement to said former final settlement and that he be allowed credit in said supplemental final settlement for said additional expenses and costs including \$252.⁷⁵ allowed Edna N Donohue for nursing and caring for said Bridget Donohue as per agreement filed, and \$50.⁰⁰ allowed Henry L. Eads, Attorney fees as per agreement. And it appearing from said Supplemental final settlement that there is a balance of \$1804.⁷³ due said estate, which said balance is by the Court ordered distributed as per the provisions of said last will as follows, to wit:

To Catharine Donohue Hargiss legacy	\$1.00
" Margaret Donohue Roche "	1.00
" William Morarity "	1.00
" James Donohue (Legacy \$1000. ⁰⁰) $\frac{1}{2}$ of bal.	\$900.87
" David Donohue (" ") $\frac{1}{2}$ of bal.	= 900.86

and it is further ordered that said Executor pay said legacies and file receipts therefor and that said Supplemental final settlement be approved and recorded

(1912)

February Term - Tuesday - February 13, 1912.

In the matter of the Estate of { Report of Sale filed and Continued,
Frederick H. Doty, minor. }

Now at this comes Mrs. Elizabeth C. McCreary, guardian and curator of Frederick H. Doty, a minor and files a report of the sale of real estate belonging to her ward, made pursuant to the order of this Court made upon her petition heretofore filed herein, and it is ordered by the Court that said report be continued to the 28th inst. for the action of said Court and that mean time the said report be and remain continuously on file in the office of said Probate Court.

In the matter of the Estate of { Final Settlement and order of distribution,
Louiza Cox, deceased }

Now comes W. B. May, Administrator of said deceased and, first having given due notice by publication, submits his final settlement of the estate of his decedent, by which it appears that there is a balance of \$492.⁸¹ due to the estate and it appearing to the Court that all debts against said estate have been fully paid it is ordered by the Court that said balance be and the same is hereby distributed among the heirs of said deceased as follows: -

To Mrs. Nancy McGarvin $\frac{1}{4}$	\$70. ⁴⁰
" " Sarah Ann Vokes $\frac{1}{4}$	70. ⁴¹
" Samuel Cox	70. ⁴¹
" Frederick Cox	70. ⁴⁰
" Levi Baine	70. ⁴⁰
" Samuel Cox, jr.	7. ⁰⁴
" Frederick Cox, jr.	7. ⁰⁴
" Louiza Cox	7. ⁰⁴
" Sophia (Cox) Margenson	7. ⁰⁴
" William Cox	7. ⁰⁴
" George H. Cox	7. ⁰⁴
" Cyrenus Cox	7. ⁰⁴
" Edward Cox	7. ⁰⁴
" Sarah H. (Cox) Hess	7. ⁰⁴
" Margaret Susan Coffman	3. ⁸²
" Eva Jane Coffman	3. ⁸²
" Robin Baine	7. ⁸²
" M. V. Baine	7. ⁸²
" Cyrenus Baine	7. ⁸²
" Richard Baine	7. ⁸²
" Sophia Hubert	7. ⁸²

Feby Term - Tuesday - Feby 13 1912

To Jane Hubert	\$7.82
" Lucinda Gray	7.82
" Georgia A. Hamilton	7.82
" Ed. Blaine	7.82

And it further ordered that said Administrator pay over to said distributees the amounts due them respectively and that he file their receipts for the same with this Court.

And said final settlement is by the Court declared and adjudged to be approved, and it is ordered that same be recorded.

In the matter of the estate of } Partial Discharge.
Wm. H. Deskins, deceased }

Comes now Edward F. Deskins and files the receipts of the following distributees of said estate for their respective shares of the same as per order final distribution herebefore made by this Court, to wit:

Jemima L. Deskins for \$4⁹²; Mollie Dice for \$4⁹²; Geo F. Deskins for \$4⁹²; Mrs. Effie Whitaker for \$4⁹²; Grace Deskins for \$4⁹²; E. F. Deskins for \$4⁹²; Ellen Deskins for \$4⁹²; Addie Whitaker for \$4⁹²; also the receipt of Mrs. Jemima L. Deskins for \$84⁰⁰ the amount of her claim against said estate. And it is Ordered by the Court that said E. F. Deskins be and is discharged as to the above named distributees and as to Claimant, Jemima L. Deskins.

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

In the matter of the estate of { Allowance of demand.
D. M. Breeden, deceased }

Comes now the Daviess County Bank of Ottumwa, Mo., and presents to the Court for allowance against said estate, a demand for \$44.13 founded on one promissory note for \$420.00, dated December 15, 1909, interest from date at 8% per annum and if not paid when due to become principal and draw the same rate of interest. Signed D. M. Breeden and D. M. Breeden, Endorsed December 22, 1910, \$75.00. And service of notice for presentation waived in writing and affidavit and proof made it is ordered that that said ^{note} and accrued interest to this date be and the same is hereby allowed against said estate, in the sum of 44.13 and that it be assigned to class five.

In the matter of the estate of { Demand allowed and classified
Rufus N. Lay, deceased }

Comes now Walter S. Lay, Administrator of said deceased and presents to the Court for allowance against said estate a demand \$9.18 founded on account for various articles bought for the use of the family of deceased during his last sickness. and their being no co-administrator the Court appoints N. G. Bruzen a suitable person who appears and represents said estate pending the allowance of said account, and he, the said N. G. Bruzen having waived service of notice for presentation of said demand for allowance, and affidavit and proof duly made - it is ordered that said account in the said sum of \$9.18 be and the same is hereby allowed in class Two.

Ordered that first annual settlement of Otis Estes, administrator of Chas. M. Estes deceased, this day filed be approved and recorded.

Ordered that First annual settlement of N. S. Lay, Administrator of estate of Rufus N. Lay deceased, this day filed be approved and recorded

Ordered that Second Annual Settlement of Jas. A. Knott, Curator

tor of Doyle D. Knott, minor, this day filed be approved and recorded

In the matter of the estate of { Inventory filed - Settlement Continued To Feb. 1913
Goldie L. Williams, minor }

Comes now Charles Williams and guardian of said minor and files inventory of his ward's estate which is approved and it is ordered that the Annual settlement of said guardian this day due be continued to the February term 1913 of this Court.

Ordered that the 7th annual settlement of Ida F. Henry, Curator of Glenn and Bernice Henry minors, this day filed be approved and recorded.

In the matter of the estate of { Supplemental Final Settlement - Distribution and Suspension of Administration
David Groomer, deceased }

Comes now W. F. Groomer, Executor of said deceased, and having heretofore filed a final settlement of his account with said estate which was by this Court approved. And there being a question as to the proper distribution of a part of the property charged to said executor and the matter of said distribution having continued under the advisement of the Court. And the assets in the hands of said Administrator which were of the nature of Bank stock, to wit: Thirty-eight (38) shares in the Pottsburg Savings Bank, of Pottsburg, Mo. have in the meantime been paying dividends which have been turned over to said Executor and therefore it is made necessary that a supplemental final settlement should be made which is now filed by the said Executor, which said supplemental final settlement is by the Court ordered to be approved and recorded.

And it appearing to the Court that the balance with which said executor stands charged as shown by said supplemental final settlement is \$5012.74 and includes 38 shares of Bank stock as aforesaid =

Dividends collected on said Bank Stock \$3800.00

And a balance from other Personal effects 456.00

That by the provisions of the Last will of said deceased distribution of said balance:

his

In the matter of the estate of } Supplemental Final Settlement: Distribution & Disbursement.
David Groomer deceased }

Whereas, the final settlement of N. F. Groomer, Executor of the said deceased was heretofore filed herein and by this Court approved, and whereas the balance of assets due said estate was, for cause, not ordered distributed, and whereas, since the filing and approval of said final settlement, other assets have come into the hands of said Executor; It is therefore ordered by the Court that said Executor make and file a Supplemental Final Settlement accounting for such additional administration.

And now comes said N. F. Groomer, and files his said Supplemental to his former final settlement from which it appears that there is a balance of Five Thousand twelve and 74/100 (\$5012.⁷⁴) dollars due said estate which said balance consists of 38 Shares of Capital Stock in the Pattonsburg Savings Bank at Pattonsburg, Missouri, and of a balance of \$1212.⁷⁴ derived from dividends upon said Bank stock.

And it is ordered by the Court that the following distribution be made, to-wit:

To Letitia Groomer 5 shares of said Bank stock	= \$500. ⁰⁰ and \$24. ⁷⁴
" Ben F Newell " " " " " "	\$500. ⁰⁰ " 180. ⁰⁰
" Carrie E Hancock " " " " " "	\$500. ⁰⁰ " 180. ⁰⁰
" Metta M. Groomer " " " " " "	\$500. ⁰⁰ " 180. ⁰⁰
" David L. Groomer " " " " " "	\$500. ⁰⁰ " 180. ⁰⁰
" Goldie L. Williams " " " " " "	\$500. ⁰⁰ " 180. ⁰⁰
" Laura Barris 3 " " " " " "	300. ⁰⁰ 108. ⁰⁰
" Mary M. Groomer 3 " " " " " "	300. ⁰⁰ 108. ⁰⁰

and that remaining two shares of said Capital Stock of said Pattonsburg Savings Bank and Seventy-two (\$72.⁰⁰) the amount of dividends received on said two shares be turned back in to said Bank and that the same with its earnings be left in said bank until David L. Groomer and Goldie L. Williams, minors arrive at their respective majorities, when it is believed the same will be assigned by them, the said David L. Groomer and Goldie L. Williams to Mary M. Groomer, to whom there appears to be evidence to show the testator intended to bequeath five shares of said Bank Stock, and which appears to have been, inadvertently, omitted by his scrivener and overlooked by the said testator and which said 5 shares of bank stock were not disposed of by the last will of said deceased testator, and the Court has in the above order given the said Mary M. Groomer 3 shares of said Bank stock - one share in her own right

as one of five adopted children of the said David Groomer, and two shares as assignee of Ben F. Newell and Metta M Groomer two more of said five adopted children, and the said David L. Groomer and Goldie L. Williams being the other two.

And it is ordered that said Executor turn over to the above said legatees and distributees the amounts respectively due them under this order and that he file receipts therefor and that the administration of said estate be and the same is hereby suspended until the said Goldie L. Williams and the said David L. Groomer shall have attained their legal majorities.

In the matter of the Estate of { Proof of Will.
Louis M. Best, deceased }

On this day comes Robert E Maupin and produces to the Court an instrument in writing, purporting to be the last will and testament of Louis M. Best, deceased, and attested by J. B. McDonald and Ben A. Gates as witnesses; and the said Robert E Maupin prays that said instrument in writing be proved and admitted to record as the last will and testament of the said Louis M. Best.

And it being shown to the Court by satisfactory evidence that said Louis M. Best, late of the County of Daviess, died on the 10th day of February, 1912, at his home in Pattonsburg, Mo., the Court proceeded to hear the proof of the execution and publication of said instrument as his last will. And now come J. B. McDonald and Ben A. Gates, said attesting witnesses who being first duly sworn say that they were present at the execution of said will and saw the Louis M. Best sign said will; also the Codicil annexed thereto on the days of the dates of said will and ^{of} said Codicil, and that ^{they} heard the said Louis M. Best, then and there that said instrument together with said Codicil was his last will and testament, that they subscribed names as witnesses thereto at the request ^{of} and in the presence of the said Louis M. Best and in the presence of each other and that the said Louis M. Best was then of sound mind and more than twenty-one years of age; that he was under no restraint and fully competent to make a will and said testimony was by the Court reduced to writing and signed by said witnesses respectively.

And now the Court being sufficiently advised by the evidence of said witnesses of the proper and legal execution

of said will, it is ordered and adjudged by the Court, that said instrument in writing, bearing date of January 20, 1912 and the codicil thereto bearing date of January 26, 1912, be considered proven and the same is established and adjudged to be the last will and testament of the said Louis M. Best, late of the said County, deceased, and that it be admitted to record as such.

And it appearing to the Court that Robert E. Maupin is named by said Testator in his said last will and testament as Executor thereof, and the Court reposing confidence in the integrity and ability of said Robert E. Maupin it is ordered that his appointment as such executor be and the same is hereby ratified and confirmed and that Letters Testamentary upon said estate be granted and issue to the said Robert E. Maupin on condition that he enter into bond to the State of Missouri as such Executor in the sum of \$50,000.00 with sufficient security thereon and conditioned according to law.

In the matter of the estate of
 Manda Roberts, Lucile Roberts } Order Confirming Sale
 and Elvaree Roberts, minors

Now comes Philip B. Smith, Curator of said Manda Roberts, Lucile Roberts and Elvaree Roberts, minors, and submits to the Court his report of Sale, which said report was filed herein more than ten days ago, to-wit on December 13, 1911, and has remained on file in this office continuously to this day, and by which it appears that he did, on the said 13th day of December, 1911, in obedience to the order of this Court made at the August Adjourned Term thereof, to-wit, on September 21, 1911, and renewed at the November term 1911, of said Court, sell at private sale, to Philip K. Hunt, for the sum of Five Hundred and seventy-five Dollars, the real estate in said order of Court and report particularly described, viz:

That part of Block Six West and Two South in the City of Galatin, Daviess County, Missouri, described as follows:

Beginning at the Northeast Corner of said Block, running thence West Sixty (60) feet; thence South One Hundred and twenty (120) feet; thence East Sixty (60) feet; thence North 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 Curator is ordered to execute.

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acknowledge and deliver to said Philip Kluit a deed in due form of law, conveying to him, the said Philip Kluit all the right, title and interest which his said wards have in the same.

In the matter of the Estate of (Order of Sale
David M. Breeden, deceased)

Whereas it appears from the records of this Court that Albert Gibbens, Executor of the Last Will and Testament of David M. Breeden, deceased, has made his first annual settlement as such executor, at this term of said Court, from which ^{said annual settlement} it appears that the balance due said estate is (\$228.32) Two hundred twenty-eight & 32/100 Dollars, and it appears from ^{the} record of allowed demands against said estate that there is an aggregate sum of \$2060.94 of allowed demands, all of the fifth class which are due and are unpaid, for the reason 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 Executor to pay the debts due by said estate; And whereas it further appears that said deceased was at the time of his death, seized and possessed of Real Estate described as follows, to-wit: The East half (1/2) of the West half (1/2) of Section Eleven (11) in Township Sixty (60) of Range Twenty-eight (28) in Daviess County, Missouri, which said real estate is encumbered by a certain note for the sum of \$1000.00 secured by trust deed on the South one hundred acres of said tract, and the Court finding that it will be necessary to sell a part of said land to ^{pay} the debts of said estate. It is therefore Ordered by the Court of its own motion (as provided by Section 174, Article 6 of Chapter 2 of the Revised Statutes of Missouri, 1909) that said Executor, do sell at public ^{subject to said incumbrance} or private sale, that part of the aforesaid tract of land described as follows, to-wit:

All that part of the East one half (1/2) of the South west quarter (1/4) of Section Eleven (11) ^{Township Sixty (60) of Range Twenty-eight (28)} lying South of Hickory Creek and East of the right of way of the Wabash Rail road containing Eighteen (18) Acres, more or less, also that part of said East one half (1/2) of the Southwest quarter (1/4) of Section Eleven (11) in Township Sixty (60) and Range Twenty-eight (28) described as follows: Commencing at the South West Corner

of said Eighty acre tract; running thence North to where the West line of said tract intersects with the South Bank of Hickory - Creek; thence East to the right of way of said Wabash Railroad; thence in a South Easterly direction along said right of way to the intersection of said right of way with the east line of said Eighty acre tract; thence South to the South east corner of said tract; thence west to the place of beginning - And sell the same for the purpose of paying the debts of said estate, on the following terms, to wit, ~~and~~ For Cash in hand by First, having had the same appraised and if sold at public sale, notice of the time, terms and place of 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 under this order, within ten days after such sale.

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

In the matter of the Estate of { Additional Bond filed, approved and recorded
Emily Minnick, Insane }

Now comes L. P. Cox, Guardian of the person and estate of Emily Minnick, an insane person, and files an Additional bond, the occasion for making said additional being, that, whereas he, the said guardian has, pursuant to an order of this court heretofore made, sold his ward's real estate for the purpose of securing the means for her care, support and maintenance, and whereas his former bond given as guardian of said Emily Minnick is inadequate in view of the conversion of said real estate into personalty this additional bond is required.

Which said Additional Bond is in the penal sum of \$7000⁰⁰ with J. M. Cox and F. L. Runkle as securities thereon and conditioned according to law, and said bond is by order of the Court approved. Said bond being in Words and Figures as follows:

We Levi P. Cox as principal and J. M. Cox and F. L. Runkle as securities, are held and firmly bound unto the State of Missouri, in the sum of Seven Thousand (\$7000⁰⁰) Dollars, for the payment of which we bind ourselves and our heirs:

Upon the Condition, That whereas, the said Levi P. Cox has been appointed by the Probate Court of Daviess County, Missouri, Guardian of the person and estate of Emily Minnick (An Insane person) of said County,

Now, If the said Levi P. Cox shall take due and proper care of such Insane person and manage and administer her estate and effects to the best advantage, according to law, and shall faithfully do and perform all other acts, matters and things touching his guardianship as may be prescribed by law or enjoined on him by the order, sentence or judgment of any Court of competent jurisdiction, then this Bond to be void; otherwise to remain in full force and effect. In Witness Whereof we have hereto set our hands and affixed our seals, at Lexington, Mo. in said County, this 12th day of February A.D. 1912.

Approved by the Court. P. P. Doak
Judge of the Probate Court of Daviess
County, Missouri.

L. P. Cox (Seal)
J. M. Cox (Seal)
F. L. Runkle (Seal)

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In the matter of the estate of { Second annual settlement - Order to turn balance to County ^{from} ~~Support~~
George Nelson, Insane, }

Comes now N.C. Macy, Public Guardian, in charge of estate of said Insane person and files his 2nd Annual Settlement of said estate, and shows to the Court that he has paid State Hospital No. 2, for insane, at St. Joseph, Mo., for the support and maintenance of his said ward for the ensuing quarter, to wit, till April 1, 1912; that he has only Thirty-six & 46/100 Dollars of his ward's estate left; that said amount is insufficient to pay for such support and maintenance for an other quarter and asks the Court to order that the support and maintenance of said insane person be turned over to County Court of Daviess County, and that said balance of \$36.⁴⁶ be paid into the County Treasury of said County to be used by said County Court for the further support and maintenance of said Insane person.

And it appearing to the Court that said Insane person has no other property besides said balance with which to procure such support and maintenance it is therefore ordered that said 2nd annual settlement be approved and recorded; that said balance be paid into County Treasury to the credit of the support and maintenance of said George Nelson, Insane, and that the receipt therefor be filed as a voucher for said amount in said 2nd Annual Settlement and that the further support and maintenance of said ward be entrusted to the said County Court. And now Comes said guardian and files the receipt of W.D. McDonald County Treasurer for the sum of \$36.⁴⁶ the amount of the aforesaid balance - and it is ordered that the guardianship of said estate be and the same is hereby suspended.

In the matter of the Estate of { Choice and appointment of Guardian
Lucile Booth and Mabel } and Curator
Booth, minors

Now this day it having come to the knowledge of this Court that Lucile Booth 14 years of age and Mabel Booth 12 years of age, minors, Children of Maude Booth, deceased, are possessed of Real and personal estate in their own right, and that they have ^{no} natural or legal guardian of their persons nor any Curator of their estate and having been instructed by the Court to appear and choose such guardian and Curator, Comes now said Lucile Booth

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of the age of 14 years and makes choice of Claude R. Booth, her brother as such guardian and curator and requests the said Court to appoint him to said trust and the Court approving said choice - It is ordered that the said Claude R. Booth be and he is hereby appointed guardian of the persons and curator of the estate of said Lucile Booth and of said Mabel Booth, who is under 14 years of age, 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 Lucile Booth and Mabel Booth in the sum of \$1000.⁰⁰ with two or more sufficient securities thereon and condition for the faithful discharge of his duties as such guardian and curator according to law.

And now comes said Claude R. Booth and accepts said guardianship, qualifies as such, filing said bond in the sum of \$1000.⁰⁰ with Ninfret R. Booth, Archie D. Booth and Vivian Booth 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.

Ordered that the 2nd Annual settlement of W. C. Macy Curator of the estate of Corwin E. Miller, a minor this day filed be approved and recorded.

Ordered that the first Annual settlement of Chas. E. West, Administrator with the will annexed of Estate of Rhoadham N. Miller deceased this day due be continued to the February Term 1913 of this Court.

Ordered that the first Annual settlement of Ben A. Prichard Curator of the estate of Jessie E. L. Nickerson this day due be continued to the May Term 1912 of this Court.

Ordered that first Annual settlement of Robert O'bonner, Administrator of Wm. M. O'bonner, deceased this day due be continued to the February Term 1913 of this Court.

Ordered that first Annual settlement of H. J. and Edwood Parker, Administrators of the estate of Jas. M. Parker, deceased this day due be continued to the February Term, 1913 of this Court.

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Ordered that the 4th annual settlement of Jas. M. McBlaskey, guardian of Anna Scott, a person of unsound mind this day filed be approved and recorded.

In the matter of Petition for sale of
Real Estate — Wm. L. Macy, Ad-
ministrator of Martha Graybill, deceased }

Order of Sale

Now at this day came Wm. L. Macy, Administrator of Martha Graybill deceased, and proves to the Court that the order of publication made upon his Petition at the November Term 1911, thereof has been published according to law, and that personal service of said notice has been made on the heirs and devisees of deceased, resident in said County, ten days before the present term of this Court, and moves for an Order of Sale, pursuant to said Petition and Notice; whereupon the Court proceeded to hear the testimony produced, and to examine the parties who appear touching the application of said Administrator for the sale of Real Estate, as in said Publication mentioned, and it being proved to the Court that there are 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 Wm. L. Macy, Administrator do, first having had the same duly appraised, sell at private or public sale, the real estate in his petition particularly described, to-wit:

The Southwest quarter of the Southeast quarter of Section No. Three (3), Township Fifty-nine (59) of Range Twenty-nine (29) 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, and that he make a full report of his proceedings under this order to this Court within ten days after making such sale

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Court met pursuant to Adjournment; present P. P. Doak, Judge, and F. M. Parker, Deputy Sheriff: When the following proceedings were had, to wit: -

In the matter of the estate of { Report of Sale filed and Continued.
Dulcemia Still, deceased. }

Comes now J. L. Wade, Administrator of said deceased, and files his Report of Sale made pursuant to the order of this Court made at the November 1911 term thereof - and it is ordered that said report be continued and remain on file till the 28th instant when said Court will take action upon the approval of the same.

Estate of Valentine and { Bond filed and Approved.
Velma E. Scott, minors. }

Now this day came William S. Mays Curator of said minors and filed his bond as such Curator, in the sum of Six Hundred (\$600⁰⁰) Dollars, with J. M. Stith and H. E. Stith Securities thereon and conditioned as the law directs. And it is ordered by the Court that said bond be approved.

In the matter of the estate of { Demand allowed.
Owen Sulsar, deceased }

Now comes E. E. Sulsar, the Administrator of said estate, and files his claim against said estate for the sum of One Hundred Eighty-two and ²⁸/₁₀₀ Dollars, on account of money advanced by him on account of Undertaker for funeral of deceased, and there being no Co-Administrator on said estate the Court appoints Thos. R. Shaw, a suitable person, to appear and manage the defense against said demand.

And service of Notice being waived, and affidavit and proof made said demand in the sum of \$182.²⁸ is adjudged against said estate and it is ordered that the said E. E. Sulsar be and he is hereby allowed said sum of \$182.²⁸ on his said demand which is hereby placed in the 5th class of demands.

Estate of Owen Sulsar { Appropriation for Monument.
deceased }

And now comes E. E. Sulsar, Administrator of said deceased and represents and shows to the Court that he has at the request of the widow of said deceased caused a monument to be

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placed at the the grave of said deceased at a total cost of One Hundred, twenty Eight and 75/100 Dollars, which he believes is a reasonable amount for such purpose, and that he has sufficient assets in his hands to pay for the same which will not be needed to pay the debts due by said estate, and he asks the Court to order an appropriation out of said assets to pay for said monument. And the Court having heard said petition and the evidence in relation thereto and being sufficiently advised in said matter and satisfied that such appropriation will not be prejudicial to the rights of creditors - it is ordered that said sum of \$128⁷⁵/₁₀₀ be and the same is hereby allowed for such purpose and said Administrator is authorized to pay the same out of the assets of said estate in his hands and to take credit for the same in his settlement of said estate.

Estate of J.W. Pennebaker deceased } Demand allowed,
 Agnes V. Pennebaker, Admrx., }

Comes now Dr. T. N. Foster and presents to the Court for allowance against said estate a demand (heretofore filed) for \$249.⁰⁰ on account of a ϕ which he claims deceased had agreed to pay him on prescriptions filled by said deceased in his drug store. And comes also said Agnes V. Pennebaker administratrix of said estate and by agreement of the said parties and their respective attorneys, J. C. Leopard and N. G. Bruzen, said claimant is allowed the sum of \$75⁰⁰ and the costs made in this Court, ^{also cancellation of said estate's acct against him} as full and complete satisfaction of said claim. And it is ordered that said sum of \$75⁰⁰ be allowed against said estate and placed in Class five.

Estate of Hatten Price deceased } Demand allowed
 Jas. R. Price Admr., }

Now comes J. W. Reed, and presents to the Court for allowance against said estate a demand for ~~\$247~~⁴⁴ the same being an acct. for Mdse. purchased by said deceased from the firm of J. W. Reed and Co. And service waived and affidavit and proof made it is ordered that same be allowed in Class 6.

Ordered that the first annual settlement of E. E. Sulzar, Administrator of Owen Sulzar deceased This day filed be approved and recorded,

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In the matter of the estate of (Order authorizing Executor to make repairs,
Jackson Shuler, deceased)

Comes now Richard G. Griffith, Executor of the last will and Testament of said deceased and represents to the Court that the dwelling house on the farm in Daviess County, Missouri is in need of repairs; that the plastering is falling off, the roofs of the porches need repairing; that several gates on the premises and the fencing around the lots and the yard are also out of repair and says that as near as he can estimate the costs of such repairs they will be about as follows, including labor, to-wit:—

For plastering \$15⁰⁰; for lumber for gates and fences \$15⁰⁰ and for shingles \$7⁵⁰ or a total expenditure of \$37⁵⁰; that such repairs are necessary to the preservation of said property, and he therefore prays the Court to make an order authorizing and directing him to make such repairs and report the expense thereof and that he may be allowed credit for said expense in his future settlement with this Court. And the Court having heard and considered said petition and the evidence in relation thereto doth order that said Executor be, and is hereby authorized to make said repairs and to pay the expense thereof out of the assets of said estate in his hands and that he be allowed credit for the same in his settlement with this Court.

In the matter of the estate of (Appropriation for Support and Education,
Nanda Roberts, Lucile Roberts
and Elvaree Roberts, minors)

Comes now Philip B. Smith, Curator of the estate of said minors, and presents to the Court his petition for an order appropriating the sum of \$100. for the support and education of his wards and says that the said minors are living with their mother Mrs. Barbara Roberts at Lynden, Kansas, who has been during a number of years past paying the expense of their support and their education; that her means are exhausted; that said minors are all girls and are at an age when their education ought not to be neglected; that their earning capacity while in school is practically nothing and their expenses considerable; that he believes it will be better to use their means in the continuance of their education than to keep it for later expenditures and neglecting their proper care and education at this time. And the Court having heard said petition and the testimony relative thereto and believing that said appropriation is for the best interest of said wards it is ordered that the sum of \$100. be appropriated to the purposes in said petition mentioned, and that the same be paid to the said Barbara Roberts and that her receipt

for the same be allowed as a credit for said amount in the future settlement of said Curator of his ward's account.

In the matter of the estate of } Final Settlement filed
Hatten Price, deceased }

Comes now James R. Price, Administrator of the estate of said Hatten Price, deceased, and first having made proof that he had given notice of final settlement by publication as required by law, submits his final settlement of said estate, from which said settlement it appears that said estate is debtor to the said Administrator in the sum of One hundred thirty-five & 65/100 Dollars, and it further appearing from the records of this Court and from unpaid bills in the hands of said Administrator that said estate owes, in addition to the afore said deficit the following amounts, to-wit:

Lucinda Dilley, Allowed demand and interest	135.65 \$54.25-	✓
Hates Bros	44.05-	✓
Pattonburg Merc Co	2.85-	✓
Trozier Lumber Co, "	26.35-	✓
J. J. Nelson labor on house	1.25	✓
Dr. J. S. Jarrett	9.60	✓
J. W. Reed Merc. Co, "	2.47	✓
Taxes for 1909	45.63	✓
Interest advanced on Farm Loan on Farm of deceased 7/3/10	79.50	✓
Same 3/9/10	39.50	✓
Auctioneer Bill		
Sidney Ayieles, allowed demand	14.00	✓
Printers fee Martin	5.00	✓
Dr. J. D. Dunham	24.20	✓
Monument allowed at request of heirs	60.00	✓
Bill of Auctioneer	5.00	✓
Chas Kirk, labor on side walk per Order City Council - Pattonburg	9.60	✓
G. D. Ewing, Insurance taken out by deceased	15.75-	✓
D. M. Lashman, Feeding	3.25-	✓
A. E. Utz int. on loan	16.00	✓
T. A. Royston Telephone rent	2.50	✓
Dix Drug Co. Paper & paint on property after flood	17.40	✓
E. A. Martin printers fee final Settlement Notice	2.00	✓
J. C. Leopard Atty Fee	10.00	✓
Probate Fees due and unpaid	14.30	✓
or a total, including balance due Administrator	\$640.90	
and Administrators Commission on same at 5%	32.59	

Whereupon it is ordered that said final settlement be approved and recorded; that a statement of the amount necessary to pay the aforesaid deficit be certified to the Circuit Court

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of Daviess County, and that said Administrator, upon the receipt of sufficient assets to make the above payments proceed to settle the same and that he be required to render to this Court a supplemental settlement in which due credit will be allowed for proper vouchers showing the payment of the aforesaid accounts.

In the matter of the estate of Clara E. Snyder, minor (intermarried with Fletcher Galpin) { Final Settlement and discharge.

Comes now E.M. Foley, Curator of the estate of Clara E. Snyder now Clara E. Galpin — and first having made and filed a final settlement Exhibit and made due service of notice thereof upon his said ward and her husband the said Fletcher Galpin as required by law — submits his final settlement of his account with said estate, which shows a balance due said ward of \$377⁴².

And the Court having examined said final settlement and finding the same to be correct it is ordered and adjudged to be approved and is ordered to be recorded — And comes also said Clara E. Galpin, nee Snyder, and Fletcher Galpin her husband, and enter their personal appearance as parties to said final settlement and accept and receipt for said Balance of \$377⁴² in full payment and satisfaction of the balance due and consent to the discharge of said Curator, and it is ordered by the Court that said Curator be and he is hereby discharged as to said personal estate but that said Curatorship be extended to the attainment of the legal majority of his ward for the purpose of conveying real estate in the event it should be necessary so to do.

In the matter of the estate of { Final Settlement and order to turn over
Saluda J. Sailor (Insane)

Comes now M.R. Sailor, Guardian of said Insane person — now deceased — and having given due notice by publication that he would make final settlement of his account at this Term — submits said final settlement from which it appears that there is a balance due said estate of \$11⁸⁵, and the Court having examined said final settlement and having found the same correct it is ordered that same be approved and recorded and that said Guardian pay said balance over to the Administrator of the Estate of Saluda J. Sailor deceased and to file receipt for same in order to discharge

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In the matter of the estate of Demand allowed
Saluda J. Sailor, deceased }

Now Comes M. N. Sailor, Administrator of said deceased and files his claim against said estate for the sum of \$75.⁷⁵ founded on two receipted bills, viz. - That of Dr. J. L. Cox for services rendered deceased during last sickness, in sum of \$7.⁵⁰ and that of R. B. Calhoun for casket, &c. - funeral of deceased, in the sum of \$68.²⁵ and there being no co-administrator on said estate, the Court appoints N. O. Tague, a suitable person to appear and manage the defence against said demand, who appears and waives service of notice of presentation of said demand for allowance, and said Claimant having verified his claim by affidavit submits the proof of the same and it is Ordered and adjudged by the Court that said Demand for the sum of \$75.⁷⁵ be allowed against said estate as a demand of the 5th Class.

Estate of Saluda J. Sailor Demand allowed
Deceased }

Comes now W. E. Bulver and presents to the Court for allowance against said estate, a demand for \$86.⁰⁰ founded on acct. for board of deceased during her life-time (being balance due) And service of notice being waived in writing and affidavit and proof made - it is ordered that same in sum of \$86.⁰⁰ be allowed against said estate and placed in Class Two (2).

Estate of Wm. Galbreath deceased }

Comes now Dr. W. L. Brosius and presents to the Court for allowance against said estate a demand for \$4.⁰⁰ on acct. for treatment of deceased with Ex-ray. Executor waives service of notice and certifies that he believes said claim to be just, and being duly verified by affidavit it is ordered that said account in the sum of \$4.⁰⁰ be allowed against said estate in Class (1) five

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

O. P. Doak, Judge

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

In the matter of the Estate of { Petition of Minors to set off Homestead
Maude Booth, deceased }

Now this day come Lucile Booth and Mabel Booth, minor heirs of said deceased, aged 14 and 12 years respectively, by their guardian Claude R. Booth and file their petition praying this Court to have their Homestead set off out of the real estate of which their mother, the said Maude Booth died seized and possessed - and say that the said Maude Booth late of Daviess County died intestate April 21, 1911 leaving six children surviving her, viz: your petitioners, Lucile Booth and Mabel Booth plaintiffs herein and the defendants, Myrfred R. Booth, Claude R. Booth, Archie D. Booth and Vivian Booth as her sole and only heirs; that the said Maude Booth was at the time of her death the head of a family consisting of petitioners herein and said defendants who have all attained their legal majority; that said deceased was the owner ^{in fee} simple and died seized of the following real estate with the appertinances thereto belonging upon which with her family she lived, and which was occupied, used and enjoyed by them as a homestead at the time of her death, to wit: All that part of the North half of the Southwest quarter lying east of Honey Creek and the South East quarter of the Southwest quarter, and the West half of the South east quarter all in Section Twenty Six, in Township Fifty-nine of Range Twenty eight containing 173 acres; that the plaintiffs, said minors, have continued to occupy said homestead on said land since their mother's death and claim a right to the same as a homestead during the ^{ir} minority, and pray this Court to appoint Commissioners to set off to them a homestead in the above described land including the mansion house and the land appertaining thereto -

Whereupon it is ordered by the Court that said defendants be ^{duly} summoned to ^{be and} appear in ^{this} court to answer in said cause on Monday the 18th day of March, 1912, to which date said matter is continued.

Ordered that the first Annual Settlement of Claude R. Booth, Administrator of Maude Booth, deceased, this day filed be approved and recorded

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Ordered that the 3rd Annual Settlement of Agnes V. Pennebaker, Curator of the estate of John M. Pennebaker, a minor, this day filed be approved and recorded.

Ordered that the 4th annual Settlement of O.R. Whitt Curator of the estate of Walter J. Wheeler, a minor, this day filed be approved and recorded.

Ordered that the 6th Annual Settlement of Israel K. Heath, Curator of the estate of William R. Tillis, a minor this day filed be approved and recorded.

Ordered that the first Annual Settlement of R.A. Wilson, Executor of the last will and Testament of Robert Wilson deceased, this day filed be approved and recorded.

In the matter of the estate of (Final Settlement and discharge Albert H. Wilson, a minor)

Comes now Thomas Wilson, Curator of Albert H. Wilson, a minor, and having made and filed the required Exhibit for final Settlement more than 4 weeks before the first day of the present term and upon which his ward has waived service of notice and files his final Settlement with said ward - who here now appears in open Court and declares that ^{he} was Twenty-one years of age July 27, 1911, and is made a party to said final Settlement which shows a balance of \$125.75 due to the said Albert H. Wilson, which said balance is by him accepted and for which he enters his receipt as being in full payment and satisfaction of all money and property due to him from his said Curator - and the Court having examined said final Settlement and found it to be correct, doth adjudge the same to be approved and it is ordered to be recorded; and it is further ordered that said Curator be discharged.

In the matter of the estate of (Receipts filed and Order Discharge Kenneth A. Newton, deceased.)

Now comes Richard N. Newton, administrator of Kenneth A. Newton deceased, and files final distributive receipts of the several distributees for their respective shares of said estate as shown by the order of final distribution hereto.

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for made by this Court, as follows, to wit: - The Receipts
 of Ella Mitchell-Newton for her share in sum of \$9.63
 " Mrs. N. H. Clark " " " " " " 9.63
 " Martha Newton " " " " " " 9.63
 " R. W. Newton " " " " " " 9.63
 " Rebecca Ottoman " " " " " " 9.63
 " Carrie L. Patrick " " " " " " 9.63

And it appearing to the Court that said estate is fully administered, the debts paid and balance of assets distributed and receipts filed pursuant to the order of the Court, it is therefore ordered that said administration be considered closed and that said Administrator be and he is hereby discharged.

In the matter of the estate of } Order for Private Sale.
 Maudie Booth, deceased }

Now comes Colaud R. Booth, Administrator of said estate, and files his written application for permission to sell 1 Black mare 7 years old, ^{1 Bay mare 5 yrs. old} 1 Roan mare 16 years old, 1 Sorrel mare 3 years old, 1 Bay mare 1 year old, 1 Red cow 9 years old, 1 Red cow 7 years old, 1 red cow 6 years old, 1 Spotted Cow 6 years old, 1 red cow 4 yrs old, 1 black cow, 7 yrs old, 1 red cow 2 yrs. old, 1 red steer, 1 yr. old, 1 yellow steer, 1 yr. old, 1 red steer 1 yr. old, 1 red steer 1 yr. old, 1 red heifer, 1 yr. old, 1 roan bull, 1 yr old, 24 head of sheep, 13 shoats, 6 brood sows, 1 wagon, 1 wagon, 1 binder, 1 mower, 1 rake, 1 plow, 1 disc, 1 corn planter, 1 cultivator, 1 harrow, 1 manure spreader. belonging to said estate at private sale, and the Court believing that such sale will not be prejudicial to those interested in said estate, it is therefore ordered that said Administrator sell said property at private sale for not less than its appraised value for cash in hand and that he report the same to this Court.

In the matter of the estate of } Order Partial Distribution
 Robert Wilson deceased }

Comes now R. A. Wilson, Executor of Robert Wilson deceased, and represents and shows to the Court that his first annual settlement this day filed, shows that he has a balance of over \$3900.00 in his hands, which balance includes cash on hand of over \$1800.00, and says that all debts due by said estate have been paid in full so far as the same have