

Wills

Volume 2

April 1897 – November 1908

Pages 401-454

Will

I, William M. Givens a resident of Gallatin, Daviess County Missouri, being of sound mind and memory do make and publish this my last will and Testament hereby revoking all former wills made by me.

Item 1.

I direct that my executor hereinafter named pay all my just debts without presentation to or allowance by the Probate Court.

Item 2.

I give devise and bequeath to my daughter Carrie L. Babcock in fee simple absolutely, 50 feet off the East side of the real estate owned by me in Block 3 West and 5 South in the City of Gallatin, Daviess County, Missouri.

Item 3

I give devise and bequeath to my beloved wife, Addie B. Givens all the balance of my real estate, wherever situate, for and during her natural life and I also give and bequeath to her absolutely and in her own right all my personal property remaining after the payment of my just debts.

Item 4

Except the fifty feet referred to in item two, I give devise and bequeath all my real estate subject to said life estate of my said wife, share and share alike, in equal parts to my children Anna W. Givens, J. P. O. Givens, N. S. Givens and Carrie L. Babcock, the share of the said J. P. O. Givens, however, is given subject to the payment by him to me, or to my estate of two certain debts, and interest thereon at 8% from time of payment owing by him to me, I having paid them on September 16th, 1903 by reasons of having been his surety thereon, to-wit: The first a note of \$100.00 dated Feby. 1st, 1902, due 12 months after date signed by J. P. O. Givens and myself, and payable to John A. Keck or order and drawing interest from date at 8% per annum compounding annually, upon which on September 16th, 1903, I paid \$104.90; The other note for \$35.00 dated Jan'y. 1st, 1899, due six months after date, signed by J. P. O. Givens and myself, payable to William H. Hamilton or order and drawing interest from date at the rate of 8% per annum, compounding annually, upon which I paid on September 16th, 1903, \$50.40 and both of said notes were then delivered to me, and I further will and direct that the share of said J. P. O. Givens shall be also subject to the payment to me or my estate of such other or further sums as I may have paid or may yet be compelled to pay for the said J. P. O. Givens.

Item 5.

Having full faith and confidence in the ability and integrity of my executor hereinafter named, it is my will that there be no administration in the Probate Court on my estate unless demanded

ded in the manner provided by law by legatees, devisees, creditors or other persons having the lawful right so to do, and I hereby give to my said executor full and complete authority in the allowance and payment of debts and demands owing by me and in the collection, compromise and settlement of all debts, claims and demands of whatever kind owing to me, and in the execution of the provisions of this will.

Item 6.

I hereby appoint my son N.S. Givens Executor of this my last will and Testament and direct that no bond be required of him as such executor.

In testimony whereof I have hereunto signed my name this 29th day of September 1903

William M. Givens.

The above will was on said 29th day of September, 1903 signed by the said William M. Givens in our presence and by him then and there declared to be his last will and testament, and we the undersigned have at his request and in his presence and in the presence of each other, signed our names hereto as witnesses to the same.

W. D. Wilson, Gallatin, Daviess County, Missouri.
F. M. Parker, Gallatin, Daviess County, Missouri.
J. A. Selby, Gallatin, Daviess County, Mo.

Filed Oct. 14, 1907

P. P. Doak,

Judge of Probate.

State of Missouri } ss In the Probate Court - In Vacation
County of Daviess }

Be it remembered, that on the 15th day of October 1907 personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, J. A. Selby and F. M. Parker two of the subscribing witnesses to the annexed will of Wm. M. Givens, and being by me first duly sworn, depose and say that the said Wm. M. Givens, the testator subscribed the same in their presence, and published the said will or instrument of writing, as his last will; that he, the said testator was at the time of publishing his said will, of sound mind, and more than twenty one years of age; and that

they, the said deponents, attested the said will as witnesses thereto at the request of said testator, by subscribing their names to the same, in the presence of the said testator, and in the presence of each other, and of W.D. Wilson the other attestant.

J. A. Selby,
F. M. Parker,

Sworn to and subscribed before me the day and year first above written,

In witness whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Gallatin, this 15th day of October, A.D., 1907.

(Seal)

P. P. Doak,

Judge and Ex-Officio Clerk

State of Missouri } ss
County of Daviess } I, P. P. Doak Judge and Ex-Officio
Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Wm. M. Givens, and purporting to be the last will and testament of Wm. M. Givens, deceased, and having heard the testimony of J. A. Selby and F. M. Parker, two of the subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of Wm. M. Givens, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In witness whereof, I have hereunto set my hand and affixed the seal of said Court, at office in the City of Gallatin, this 15th day of October, A.D., 1907.

(Seal)

P. P. Doak

Judge and Ex-Officio Clerk,

Certified Copy of Order.

State of Missouri } ss.
County of Daviess }

April Term, 1896

In the Circuit Court of said County, on the twentieth day of April 1896, the following, among other proceedings were had, viz:

John N. Morton, Ex parte Plaintiff,

Comes now Plaintiff by his Attorneys Gillihan and Brosius and it appearing that due notice of this of this proceeding has been published under the provisions of Section 8409, of the Revised Statutes of 1889, page 1498, according to the law, in the "North Missourian" a newspaper published in the City of Gallatin, Daviess County, Missouri, for four (4) weeks prior to the present Term of this Court, and there being no objection filed nor appearance made, and all and singular the matters and things set up and contained in plaintiff's petition being submitted to the Court, and by the Court seen and heard as well as the proof in support thereof, the Court doth find the following to be the last will and testament of Charles E. Morton, deceased.

That the same was duly proven and declared by the Probate Court to be the last will and testament of said Charles E. Morton, deceased and that said will is in words and figures as follows, to wit:

"State of Missouri - County of Daviess ss. Know all men by these presents, that I, Charles E. Morton of the County and State aforesaid, being of sound and disposing mind, and being desirous while in health of body and mind of disposing of what earthly possessions I have been blessed with in this life, and of settling the same upon my wife and seven children hereinafter mentioned according to what I conceive in my judgment to be right and equitable between them, I do hereby for the purposes aforesaid make, publish and declare this instrument to be my last will and testament.

1st, "It is my will and request that my executors hereinafter mentioned shall pay all my just debts as soon as convenient after my decease which it is my intention now shall be very few at that event.

2nd, I give and bequeath to my beloved wife, Hulda A. Morton the following real estate in Daviess County, Missouri, to wit: - the South East quarter of Section Nineteen (19) and a strip forty rods wide and One hundred and sixty long off of

the East side of the South West quarter of Section Nineteen (19) all in Township Fifty eight (58) of Range Twenty seven (27) and containing in all two hundred acres, which embraces part of my homestead, and which is intended by me for a homestead for my wife as long as she may live, to have and hold, use and enjoy, for and during her natural life; at her death the same to be sold and the proceeds thereof to be equally divided between my seven children, or their descendants equally, that is, the descendants of such of my children as may be deceased, shall take the share of such deceased and no more. I also give my said wife in addition to the homestead aforesaid, all my farming utensils, wagons, household and kitchen furniture, beds and bedding, also one span of horses of her own choice, also two milch cows and ten head of of hogs, and all provisions on hand and necessary for the use of my family for one year.

3rd, I further will and direct that my executors hereinafter mentioned, as soon as convenient, and within two years after my decease shall sell all the remaining portion of my real estate, consisting of about five hundred acres, upon the best terms that can be obtained either at public or private sale upon such terms as they, in their judgment think best, and that the proceeds thereof, when collected shall be divided among my four sons John N. Morton, William A. Morton, Marcus Morton and Charles Morton, and my three daughters Elizabeth Gay, Lucy P. Booth and Mary Morton, as follows: my sons shall receive twice as much as my daughters, that is each of my sons shall receive two elevenths of the proceeds thereof and each of my daughters shall receive one eleventh of said proceeds.

4th; I hereby will and direct that my executors hereinafter mentioned shall sell all my personal property except such as I have disposed of to my wife in item No. 2. in this will, either for cash or on such time as in the judgment of my said executors shall be for the best interest of my estate, and that the proceeds thereof as soon as collected shall be disbursed to my said sons and daughters in the same ratio as the proceeds of the land, that is, the sons to receive two elevenths and the daughters one eleventh each, so as to enable them to purchase the land aforesaid, when sold if they see proper. I further will and request that should any of my children or grand children be in need of a home after my decease, that they shall be received into the family of my wife.

on the old homestead, and that they be permitted there to remain, so long as they desire to do so. I hereby appoint as my executors of this last will and testament my son John N. Morton, and my friend William E. Gillihan, In testimony whereof I have hereunto signed my name and affixed my seal this December 17th, A. D. 1877.

Charles E. Morton (Seal)

Then follows the attestation of the witnesses to said will. S. T. Brosius and William L. Brosius, which is as follows.

We, Samuel T. Brosius and William L. Brosius have hereto at the request and in the presence of the testator, Charles E. Morton and in the presence of each other signed our names as witnesses to the foregoing instrument declared by the said Charles E. Morton to be his last will and testament,

Samuel T. Brosius, Gallatin, Mo.

William L. Brosius Gallatin, Mo.

It is therefore ordered, adjudged and decreed that the will of the said Charles E. Morton as set out above, be, and the same is, hereby established and restored and made binding upon all concerned as if said will had never been destroyed by fire as set out in said petition.

State of Missouri (ss.
County of Daviess)

I, A. B. Evans, Clerk of the Circuit Court, in and for said County hereby certify the above and foregoing to be a true copy of the proceedings of our said Circuit Court, on the day and year above written, as the same appears of record in my office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court, at office in Gallatin this, the 7th day of October 1907.

A. B. Evans

Clerk Circuit Court.

Filed October 7, 1907.

P. P. Doak,

Judge of Probate.

Will of Maro Thomas, deceased,

Gallatin, Mo. March 7th 1906.

Last Will of Maro Thomas.

Being of sound mind I make this my last will, and appoint my wife Lydia Thomas as my executor without bond or security of any kind whatever

I will to my wife Lydia Thomas all of my earthly possessions real and personal, including warrantie and trust deeds, together with notes, mortgages and money - To have and to hold during her natural life, or to dispose of as may seem best to her. On the death of my wife Lydia Thomas, I will that what property may remain be divided into three equal parts. One third to go to my daughter Elizabeth Harrison or her bodily heirs. One third to my daughter Nellie Thomas, and one third to Eugenia Thomas and Erwin Thomas children of my deceased son Lucky Thomas.

Real estate may be sold or divided equitably.

Witness

Chas. L. Knauer

J. N. Meade

{ We sign this as witnesses
in the presence of each
other and at the request
of Maro Thomas who
told us it was his last
will and testament

{ Maro Thomas.

State of Missouri
County of Daviess

In the Probate Court - In Vacation.

Be it remembered, that on the 24th day of December 1907 personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid, Chas. L. Knauer and John N. Meade the subscribing witnesses to the annexed will of Maro Thomas and being by me first duly sworn depose and say that the said Maro Thomas the testator subscribed the same in their presence, and published the said will or instrument of writing, as his last will; that he, the said testator was, at the time of publishing his said will, of sound mind, and more than twenty one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said testator, by subscribing their names to the same, in the presence of the said testator and in the presence of each other.

John N. Meade
Chas. L. Knauer.

Sworn to and Subscribed before me the day and year first above written - In Witness Whereof I have hereunto set my hand and affixed the Seal of said Court, at Office, in the City of Gallatin, this 24th day of December A.D., 1907

(Seal)

P. P. Doak

Judge and Ex-Officio Clerk.

State of Missouri } ss.
County of Daviess }

I, P. P. Doak, Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Maro Thomas and purporting to be the last will and testament of Maro Thomas, deceased, and having heard the testimony of Chas. L. Knauer and John W. Meade subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of Maro Thomas, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office in the City of Gallatin, this 24th day of December A.D., 1907

(Seal)

P. P. Doak

Judge and Ex-Officio Clerk

Filed Dec 24, 1907.

P. P. Doak

Judge of Probate.

Last Will and Testament of Edward J. Phillips.

I Edward J. Phillips, of Daviess County, Missouri, being of sound mind and disposing memory, do make, publish and declare this my last will and Testament, revoking all former wills by me made, as follows:

1st, I devise and bequeath unto my beloved wife, Cora Alice Phillips, all my estate, both real and personal, to have and to hold during her natural life, or so long as she remains my widow.

2nd, It is my desire, however that my son Jesse L. Phillips shall have a support out of my estate so long as he shall remain in his present afflicted condition.

3rd, At the death or re-marriage of my said wife, Cora Alice Phillips all my estate, both real and personal shall be divided equally between my children as follows: Virginia Fox, Martha Chamberlain, Alice Phillips, Dora Mettle, John Phillips, Edward Phillips, Jesse Phillips and Uberta H. Phillips, subject however to a support for my said son, Jesse L. Phillips, so long as he shall remain in his afflicted condition, and subject also, to advancements made to my children as hereinafter set forth.

4th, I have from time to time given by way of advancements in money and property to my children as follows:

To my daughter, Virginia Fox	\$50.00
To my Daughter, Martha Chamberlain	\$30.00
To my daughter, Alice Phillips	\$140.00
To my daughter, Dora Mettle	\$20.00

It is therefore my will and desire that each of said children, in the distribution of my estate be charged with and required to account for the sums of money set opposite her name respectively.

5th. I hereby appoint my wife Cora Alice Phillips and my son, Uberta H. Phillips, Executors of this my last will and Testament.

Given under my hand this 9th day of June, 1907.

Ed. Phillips

We the undersigned at the request and in the presence of the above named testator do hereby sign our names as witnesses to his last will and Testament, this 9th day of June, 1907

John C. Leopard
W. T. Hutchison

State of Missouri, } ss.
County of Daviess }

In the Probate Court - In Vacation,
Be it Remembered, That on the 30th day of December 1907 personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, John C. Leopard and W. T. Hutchison The

subscribing witnesses to the annexed will of Edward J. Phillips and being by me first duly sworn, depose and say that the said Edward J. Phillips, the testator subscribed the same in their presence, and published the said will or instrument of writing, as his last will; that he, the said Testator was, at the time of publishing his said will, of sound mind and more than twenty-one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said Testator, by subscribing their names to the same, in the presence of said Testator, and in the presence of each other,

Filed Dec. 30, 1907,

P. P. Doak
Judge of Probate

John C. Leopard.
W. T. Hutchison

Sworn to and subscribed before me the day and year first above written. In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office, in the City of Gallatin, this 30th day of December A. D. 1907.

(Seal)

P. P. Doak,

Judge and Ex-Officio Clerk.

State of Missouri, } ss.
County of Daviess } I, P. P. Doak, Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by E. J. Phillips, and purporting to be the last will and testament of Edward J. Phillips, deceased, and having heard the testimony of John C. Leopard and W. T. Hutchison subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of Edward J. Phillips, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office in the City of Gallatin, this 30th day of December A. D., 1907.

(Seal)

P. P. Doak,

Judge and Ex Officio Clerk.

John H. Townsend's Will.

This my last Will and Testament made this the Sixth day of December Nineteen hundred and Seven (1907),

Being of sound mind and full possession of all my faculties do devise and bequeath all my personal and real property of whatsoever kind to my wife Arbelia Virginia Townsend during her natural life for her sole use and benefit And at her death to be equally divided between my three Children My son Walter S. Townsend My daughter Mrs Edward T. Miller wife of Edward T. Miller And my son Robert S Townsend, And I further appoint said Wife Arbelia V. Townsend Administratrix without bond to administer said estate.

This instrument made this the Sixth day of December 1907 at Gallatin, Missouri

Witness.

John H. Townsend

J. B. Yates
W. T. Osborn

State of Missouri }
County of Davies }

In the Probate Court - In vacation.

Be it Remembered, That on the 31st day of December, 1907, personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, J. B. Yates and W. T. Osborn the subscribing witnesses to the annexed will of John H. Townsend, and being by me first duly sworn, depose and say that the said John H. Townsend, the testator, acknowledged to them the signature thereto as his own, and published the said will or instrument of writing, as his last will; that he, the said testator was, at the of publishing his said will, of sound mind, and more than twenty-one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said testator, by subscribing their names to the same, in the presence of the said testator.

J. B. Yates.

W. T. Osborn,

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at Office, in the City of Gallatin, this 31st day of December A. D. 1907.

(Seal)

P. P. Doak, Judge and Ex-Officio Clerk

State of Missouri } ss
County of Daviess }

J. P. P. Doak, Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by John H. Townsend, and purporting to be the last will and testament of John H. Townsend, deceased, and having heard the testimony of S. B. Yates and W. L. Osborn subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of John H. Townsend, deceased late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at Office in the City of Galatin, this 31st day of December A.D., 1907

(Seal)

P. P. Doak, Judge and
Ex-Officio Clerk.

Filed Dec, 31, 1907

P. P. Doak,

Judge of Probate.

Last Will and Testament of Wm. M. Wigger.

Know all men by these presents, That I William Wigger of Daviess County, Missouri, being of sound and disposing mind and memory being now 72 years of age and realizing the uncertainty of life and the certainty of death do make, publish and declare the following to be my last will and testament to wit:-

First:- I will and request that my Executrix hereinafter named pay all my just debts without presentation to or allowance by the Probate Court.

Second:- I give, devise and bequeath to my beloved wife Teresa E. Wigger, all my property real, personal, or mixed to have, use enjoy and dispose of as she may think best so long as she remains my widow and if she does not again remarry for and during her natural life.

Third:- At the remarriage of my said wife or at her death it is my will and request that all of my said property remaining, if any, be equally divided between William R. Wigger, Mary E. Wigger, Jesse J. Wigger, and Clarence Wigger.

I am not unmindful of my other children, namely, John Wigger, Franklin H. Wigger, Elmer E. Wigger, George O. Wigger, Minnie Wigger, & Ora M. Wigger, but with the small amount of property I am likely to be possessed of at death I feel unable to give them anything.

Fourth:- I hereby request my Executrix hereinafter named to sell all my personal property at public sale as I am satisfied my beloved wife will at my death have to break up house keeping and go and live with some one of our children and the money arising from the sale of said property will be needed for her support and comfort.

Fifth:- I hereby appoint my beloved and loyal wife Executrix of this my last will and testament, who shall not be required to give any bond as such Executrix.

Witness my hand and seal this 4th day of October A.D. 1907
William M. Wigger. (Seal)

Signed, sealed published and declared by the above named testator to be his last will and testament in our presence, who at his request and in his presence and in the presence of each other have signed our names hereto as witnesses. Oct. 4, 1907.

Filed, Mar. 7-1908 { W. C. Gillihan, Gallatin, Mo.
P. P. Doak { Lewis B. Gillihan " "
Judge of Probate. { A. J. Place.

State of Missouri } ss
County of Daviess }

In the Probate Court - In Vacation

Be it remembered, that on the 7th day of March, 1908 personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid, W. C. Gillihan and A. J. Place two of the subscribing witnesses to the annexed will of William M. Wigger and being by me first duly sworn, depose and say that the said Wm. M. Wigger the testator subscribed the same in their presence, and published the said will or instrument of writing, as his last will; that he the said testator was, at the time of publishing his said will, of sound mind, and more than twenty-one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said testator, by subscribing their names to the same, in the presence of the said testator, and in the presence of each other, and of Lewis B. Gillihan, the other attesting witness.

W. C. Gillihan
A. J. Place

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Gallatin, this 7th day of March A. D. 1908

P. P. Doak,

Judge of Probate

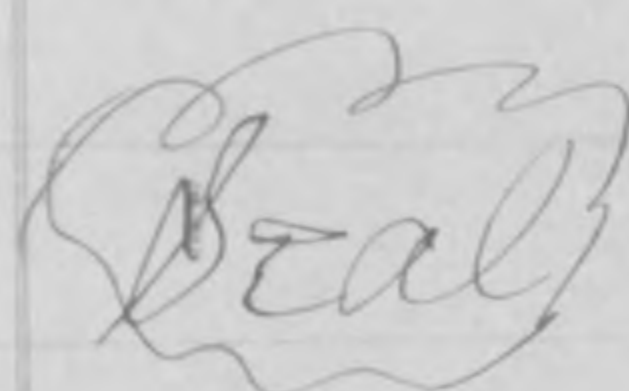
(Seal)

State of Missouri } ss,
County of Daviess }

I, P. P. Doak, Judge and Ex Officio Clerk of the Probate Court of the County and

State aforesaid, having examined the foregoing instrument of writing, signed by William M. Wigger and purporting to be the last will and testament of William M. Wigger deceased, and having heard the testimony of W. C. Gilliam and A. J. Place two of ^{the} subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of William M. Wigger, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office in the City of Gallatin, this 7th day of March A. D. 1908



P. P. Doak

Judge and Ex-Officio Clerk,

Ephraim Kuhns' will
Last Will and Testament.

I Ephraim Kuhns, residing at Winston, Daviess County, Missouri, being at this time of sound mind and disposing memory but of advanced age do make the following as my last will and testament revoking all will heretofore made.

First, I will and direct that all my just debts and funeral expenses be paid from my estate with all convenient despatch by my executors hereinafter named.

Second, I give and bequeath to the Evangelical Association of North America located at Winston, Missouri, for the use and benefit of the association at Winston, Missouri, the sum of Two hundred (\$200.00) Dollars to be paid to the Trustees of said association at Winston, Missouri, from my estate and by them loaned at the at the best legal rate of interest obtainable and the interest thus resulting to be expended by them in their discretion either in payment of Pastor's salary or other needed and necessary expenses of said association at Winston, Missouri, and in event of destruction of church building of said Association at Winston the Trustees aforesaid are directed to expend said Two hundred in erection and construction of new building for use of said

Association at Winston.

Third-

I give and bequeath to the Ebenger Orphan Asylum of the Evangelical Association of North America, located at Flat-Rock, Seneca County, Ohio (incorporated under the laws of Ohio) Two hundred Dollars (\$200) to be used according to the constitution of said Asylum and receipt from the Treasurer shall be sufficient discharge to my executors for said sum.

Fourth-

I give and bequeath the Missionary Society of the Evangelical Association of North America, located at Cleveland Cuyahoga County, Ohio the sum of Three hundred Dollars to be used by said Association for Missionary purposes in Japan and Three hundred Dollars for Missionary purposes in China and a receipt from Treasurer shall be sufficient discharge to my executors for said (\$600.00).

Fifth-

I give, devise and bequeath to my beloved wife Kuhns all the remainder of my estate real and personal, to have and to hold the same for her own proper use and benefit so long as she remains my widow and at her death or marriage I devise and bequeath the remainder of my estate real and personal to my beloved children, Melvin S. Kuhns and Celestia J. Pennington share and share and share alike. To Maggie P. Bellamy, late Maggie P. Kuhns I bequeath nothing.

Sixth-

It is my desire that my Executors hereafter named proceed with all convenience and possible dispatch after my decease to sell and dispose of such of my goods and chattels as to them may seem expedient and from the proceeds arising to pay the special and specific devises herein mentioned as well as my just debts and funeral expenses, leaving the landed estate for the use of my said wife so long as she ^{may} remain my widow.

Seventh-

I hereby appoint my son-in-law Lawson W. Pennington and Daniel Treim my Executors.

Witness my hand this

10th day of December 1902.

Ephraim Kuhns.

Signed sealed and delivered in our presence this 10th of Dec. 1902, at which time we believe testator to be of sound mind & memory and declared by him to be his last will & testament,

Jacob H. Klepper
Carl Steward

Filed March 24, 1908.

P. P. Doak

Judge of Probate

{ Executed and delivered in
my presence this 10th day
of December 1902.

Chas. S. Davis,

(Seal) Notary Public

Commission to Prove Will

State of Missouri

To any Court having a Seal, or judge thereof, Justice of the Peace, Notary Public, Mayor or other Chief Officer of any City or Town in the County of Logan, State of Oklahoma. Greeting:

Know Ye, That, reposing confidence in your ability, we do hereby empower you to cause to come before you at a time and place to be by you appointed, Carl Steward an attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of Ephraim Kuhns, deceased, and the said Carl Steward to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said Ephraim Kuhns, at the time of the publication of said instrument of writing. The examination of the said Carl Steward thus taken you will reduce to writing, and cause him to subscribe the same, and the examination thus taken and subscribed, you will certify to the judge of our Probate Court within and for Daviess County, State of Missouri, under your hand.

Witness my hand as Judge of our said Probate Court, within and for Daviess County, Missouri, with the Seal of our said Court here to affixed, at office in Gallatin, in said County, this 24th day of March

(Seal) A. D. 1908.

P. P. Doak, Judge of Probate.

Return of Commission to Prove Will.

State of Oklahoma } Before the undersigned
County of Logan } a notary Public, within and
for the County of Logan and
State of Oklahoma.

In pursuance of the authority to me given by the annexed Commission issued by the Judge of the Probate Court within and for Daviess County, And State of Missouri, I, G. W. Ball, a notary Public, in the County of Logan and State of Oklahoma, did, on the 28th day of March A.D. 1908, cause to come before me at my office in the City of Guthrie and State of Oklahoma, Carl Steward who being by me duly sworn deposed and says: That the said Ephraim Kuhns the testator subscribed his name to the annexed will in his presence and published the said will or instrument of writing as his last will; that he, the said testator, was, at the time of publishing his said will, of sound mind, and more than twenty one years of age; and that he and the other attesting witness, Jacob H. Klepper, the said deponents, attested the said will as witnesses thereto at the request of the said testator by subscribing their names to the same in the presence of said testator and in the presence of each other, and further deponent saith not.

Sworn to and subscribed in } Carl Steward
my presence this 28th day of }
March A.D. 1908.

And I do hereby certify that the testimony of the said Carl Steward was by me reduced to writing, and by him subscribed in my presence, on the day and year, and at the place above written, and his testimony by me so taken and certified is herewith returned.

Seal

G. W. Ball,
Notary Public

My Commission Expires
April 22, 1909

State of Missouri { ss
County of Daviess }

In the Probate Court - In Vacation.

Be it Remembered, That on the 24th day of March 1908 personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, Jacob H. Klepper one of the subscribing witnesses to the annexed will of Ephraim Kuhns and being by me first duly sworn, deposes and says that the said Ephraim Kuhns the Testator, subscribed the same in his presence and in the presence of Carl Steward the other subscribing witness and published the said will or instrument of writing, as his last will; that he, the said Testator was, at the time of publishing his said will, of sound mind, and more than twenty-one years of age, and that he the said deponent, attested the said will as witness thereto at the request of said Testator, by subscribing his name to the same, in the presence of the said Testator, and in the presence of Carl Steward the other attesting witness.

Jacob H. Klepper,

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office in the City of Hallatin, this 24th day of March A.D. 1908
P. P. Doak,
Judge and Ex-Officio Clerk

State of Missouri { ss
County of Daviess }

I, P. P. Doak, Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Ephraim Kuhns and purporting to be the last will and Testament of Ephraim Kuhns deceased, and having heard the testimony of Jacob H. Klepper and Carl Steward subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and Testament of Ephraim Kuhns, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office in the City of Gallatin, this 30th day of March A.D. 1908.

Seal

O. O. Doak,

Judge and Ex-Officio Clerk.

Last Will of Margaret Cornelius.

I Margaret Cornelius of the County of Daviess and State of Missouri being in feeble health and 64 years of age, but of sound and disposing mind do make publish and declare the following to be my last will and testament as follows, to wit:

First:— I give devise and bequeath to my sons Albert Cornelius and Martin Cornelius all money left on hand or in bank or elsewhere, also all grain which may be on hand at my death to be equally divided by them they to pay expenses of my last sickness and burial.

Second:— I give devise and bequeath to my seven daughters, namely, Mary C. Starts Lydia Johnson, Susan Snyder, Maggie Mercer, Emma Warner, Hattie Scott and Ella Castor all my house hold and kitchen furniture and all other stock and property which may be on hand at my death which is to be equally divided between them share and share alike. If said daughters cannot agree upon a division of same then my executor hereinafter appointed is to make said division.

Third:— Having paid out for my daughter Julia Allman, deceased, more than I will be able to give my other children I give her children nothing.

Fourth:— I feel myself unable also to give my grand children — the children of my son Christopher Cornelius, any thing out of estate.

Fifth:— I hereby appoint my friend Lewis B. Gillihan my executor who is authorized to pay all debts against my estate without presentation to or allowance by any court.

In testimony whereof I have hereunto signed my name this
25th day of April A. D. 1904

Margaret^{her}_{mark} Cornelius.

Attest W. C. Gillihan

R. C. Clevenger

Signed published and declared by the above named
testatrix in our presence to be her last will and testament,
who at her request and in her presence, and in the presence
of each other have signed our names hereto as witness-
es,

W. C. Gillihan

R. C. Clevenger

Filed Mar. 31, 1908,

P. P. Doak,

Judge of Probate.

Commission to prove Will.

State of Missouri.

To any Court having a Seal, or
Judge thereof, Justice of the Peace, Notary Public, Mayor
or other Chief Officer of any City or Town in the County
of Anderson, State of Kansas, Greeting:

Know Ye, That, reposing confidence in your ability,
we do hereby empower you to cause to come before you
at a time and place to be by you appointed, R. C.
Clevenger, an attesting witness to the annexed instru-
ment of writing, purporting to be the Last Will and Testa-
ment of Margaret Cornelius deceased, and the said R. C.
Clevenger to examine on oath touching his knowledge of the
execution of said instrument of writing, and of the condi-
tion of mind of the said Margaret Cornelius at the time
of the publication of said instrument of writing. The
examination of the said R. C. Clevenger thus taken you
will reduce to writing, and cause him to subscribe
the same, and the examination thus taken and
subscribed, you will certify to the Judge of our
Probate Court within and for Daviess County, State
of Missouri, under your hand.

Witness my hand as Judge of our said Probate Court, within and for Daviess County, Missouri, with the seal of our said Court hereto affixed, at office in Gallatin in said county, this 31st day of March A.D. 1908.

P. P. Doak,

Judge of Probate

Return to Commission to Prove Will

State of Kansas }
County of Anderson }

Before F. B. Hedges,
A Notary Public

In Pursuance of the authority to me given by the annexed Commission issued by the Judge of the Probate Court within and for Daviess County, and State of Missouri, I, F. B. Hedges, Notary Public, did, on the 8th day of April A.D. 1908 cause to come before me in the town of Harris, and State of Kansas, R. C. Cleveneger, who being by me duly sworn depose and says: That the said Margaret Cornelius, the testatrix, subscribed the same in his presence and published said will or instrument of writing as her last Will, that she, the said Testatrix, was at the time of publishing her said Will, of sound mind and more than twenty one years of age, and that the said deponent attested the said will as witness thereto at the request of said testatrix by subscribing his name to the same in the presence of the said testatrix and in the presence of N. C. Gillihan the other attesting Witness, and further deponent saith not.

Sworn to and subscribed }
in my presence, this 8th }
day of April, A.D. 1908.

R. C. Cleveneger

And I do hereby certify that the testimony of the said R. C. Cleveneger was by me reduced to writing, and by him subscribed in my presence, on the day and year, and at the place above written, and his testimony by me so taken and certified is hereby returned.

F. B. Hedges,
Notary Public

My Com. expires June 8, 1908.

State of Missouri } ss.
County of Daviess }

In the Probate Court - In Vacation.
Be it Remembered, That on the 31st day of March, 1908; personally appeared before the undersigned Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, W. C. Gillihan, one of the subscribing witnesses to the annexed will of Margaret Cornelius, and being by me first duly sworn, deposes and says that the said Margaret Cornelius the testatrix subscribed the same in his presence, and published the said will, as instrument of writing, as her last will; that she, the said testatrix, was, at the time of publishing her said will, of sound mind, and more than twenty-one years of age; and that he, the said deponent, attested the said will as witness thereto at the request of said testatrix, by subscribing his name to the same, in the presence of the said testatrix, and in the presence of R. C. Clevenger, the other attesting witness.

William C. Gillihan

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Gallatin, this 31st day of March, A.D. 1908.

(Seal.)

P. P. Doak

Judge and Ex-officio Clerk

State of Missouri, } ss.
County of Daviess }

I, P. P. Doak, Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Margaret Cornelius, and purporting to be the last will and testament of Margaret Cornelius, deceased, and having heard the testimony of William C. Gillihan and R. C. Clevenger, subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of

writing to be the last will and testament of Margaret Cornelius, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said court, at office in the city of Gallatin, this Seal 9th day of April, A.D. 1908.

P. P. Doak,

Judge and Ex-officio Clerk,

Last Will and Testament of Mary A. Reid

Will

I, Mary A. Reid, of lawful age, of Daviess County, Missouri, being of sound mind and disposing memory, do make, publish and declare this to be my last will and Testament.

First.

I direct that all my just debts be paid.

Second

I direct that, out of my estate a suitable monument be purchased and erected to mark my last resting place.

Fourth

I give, devise and bequeath all of my property, wherever situated, whether real, personal or mixed, to my heirs at law to be divided and distributed among them according to the statute of descents and distributions of the State of Missouri, and I hereby direct that my executors hereinafter named sell upon the best terms that may be obtainable, all my real estate as soon after my decease as practicable, and that they sell same for cash or on credit or part cash and part credit, and having confidence in their judgment integrity and discretion, it is intended to leave it to their discretion as to terms, time and the like so that it be accomplished at the earliest practicable date after my decease without sacrifice or prejudice. I also authorize and empower my said executors to make, execute and deliver deeds to the purchaser or purchasers of any such property and to collect and divide the proceeds of all such sales. My real property at this ^{time} consists of

Lots 3 and 4 Block 13 in the town of Altamont, Daviess County, Missouri and 160 acres of land in Kingman County, Kansas, described as the South East quarter of Section 20 Township 29 Range 7 over which, by the terms of the will of my late husband, Hutson T. Reid, I am given the absolute power of disposition and the provisions of this will are intended to apply to and do apply to said land as well as my other property and also to any additional property or different property, if any, that I may have at the time of my decease.

At the present time my heirs consist of Nancy J. Gardner and Sarah A. Grove, daughters, Alexander C. Reid and George Flint Reid, sons, Edward R. Otterman and Joseph L. Otterman grandchildren, children of a deceased daughter Mary E. Otterman and George F. Reid and Nena Ross, grandchildren, children of a deceased son Levi C. Reid

Fifth

My executors hereinafter named, shall not only have the power to divide the money arising from the sale of land according to the provisions of this will, but they are hereby given the authority to convert any other class of property I may have into money and divide it or any other money or property I may have according to the provisions of this will and it is my will that any and all property I may have at my decease shall be divided as herein provided whether the same be described above or not

Sixth

I hereby appoint Simon Grove and George F. Reid as executors of this my last will and testament.

Witness my signature hereunto subscribed, this 8th day of February 1908

Mary A. Reid

The above written instrument was subscribed by the said Mary A. Reid in our presence and in the presence of each other and by the said Mary A. Reid declared to be her last will and testament and we have at her request, subscribed our names hereto as witnesses to the same, the date last above written

Filed Apr 3 - 1908.

O. P. Doak,

Judge of Probate

N. L. Brosius of Callatin, Missouri

C. L. Hodges " Daviess County, Mo.

James Boltz of Daviess County, Mo.

State of Missouri } ss.
County of Daviess }

In the Probate Court - In Vacation.

Be It Remembered, That on the 3rd day of April 1908, personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, M.L. Brosius, one of the subscribing witnesses to the annexed will of Mary A. Reid and being by me first duly sworn, deposes and says that the said Mary A. Reid, the testatrix subscribed the same in his presence, and published the said will or instrument of writing as her last will; that she, the said testatrix was, at the time of publishing her said will, of sound mind, and more than twenty one years of age, and that he the said deponent, attested the said will as witness thereto at the request of said testatrix by subscribing his name to the same, in the presence of the said testatrix and in the presence of C.L. Hodges and James Boltz the other subscribing witnesses -

M.L. Brosius

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Gallatin, this 3rd day of April, A.D. 1908

State of Missouri } ss.
County of Daviess }

In the Probate Court - In Vacation.

P.P. Doak,
Judge and Ex-Officio Clerk,

Be it Remembered, That on the 8th day of April, 1908, personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid C.L. Hodges, one of the subscribing witnesses to the annexed will of Mary A. Reid, and being by me first duly sworn, deposes and says that the said Mary A. Reid, the testatrix subscribed the same in his presence, and published the said will or instrument of writing, as her last will; that she, the testatrix was, at the time of publishing her said will, of sound mind, and more than twenty one years of age, and that he the said deponent, attested the said will as witness thereto at the request of said testatrix by subscribing his name to the same, in the presence of the said testatrix, and in the presence of M.L. Brosius and James Boltz the other subscribing witnesses

C.L. Hodges,

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Gallatin, this 8th day of April, A.D. 1908.

(Seal)

P.P. Doak
Judge and Ex-Officio Clerk

State of Missouri } ss.
County of Daviess }

I, P.P. Doak Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Mary A. Reid and purporting to be the last will and testament of Mary A. Reid, deceased, and having heard the testimony of M.L. Brosius and C.L. Hodges, two of the subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of Mary A. Reid, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at office in the City of Gallatin this 8th day of April, A.D. 1908

(Seal)

P.P. Doak,

Judge and Ex-Officio Clerk

Last Will of Jackson Shuler.

February

the 20 1908

Will of Jackson Shuler his will

Knowing an Bleve to Be in my Rite mind knowing the codition I am in to save trubel and Expence I Jackson Shuler make my first and last will and Testament knowing myself to Be sound Mind I will or Bequeath to my sun David Shuler One thousand Dollars \$1000. And I Jackson Shuler will to or Bequeath to my Daughter Orpha Witten One thousand Dollars \$1000 And I Jackson Shuler will or Bequeath to my sun Zachariah Shuler One thousand Dollars \$1000 to have at my Death after all debts is paid and funeral Expences is Paid and Zoom Stones is Put to My grave my household goods to be sold and Personal Proptty to Be sold at Public Sale horses wagon Buggy harness and some farm Implements Plows and Tools and all grain on hand and hay And the farm in Daviss County Missouri to Be Rented For the term of 2 years to give time to Be sold and the Grundy County Land to Be Rented for 2 years to give Time to Be sold After the 3 children gets there Shers and All Expences is Paid I Jackson Shuler want or Will or Bequeath an Equal Shar to each grand Child Living who Names is Letha Witten and Heral J. Witten and Alford Witten And Robert Shuler and William J. Shuler and Phelma Shuler and Ilean Shuler and Doris M Shuler these all to have an Equal Shear of the Remaining sun I Apoint R. G. Griffith to Exicent this Will This is my Last Will and Testament of Jackson Shuler Jack to have all my clothes these children is to have their Shear as they Becom of Age Jack to have the Pictures and all the Books and Bible and the little Bible Dave a Bed and Jack a Bed and Orpha a Bed and the Rest of things to Be sold at Public sale this I Sign Know ing What I sine and Am in my Rite ^{Mind} and Last and Testament Jackson Shuler

This Will Directs that the Exicuter Gives a Bond in whitch case he mus comply with the Pervisions of the Will and Give the Bond Before he is quali fied to act as Exicutor Jackson Shuler Also the Limber land to Be sold

Filed Apr. 9 1908

P. P. Dook, Judge of Probate

Euge. Ham

Nathan Davison

Filed Apr. 9-1908,
P. P. Doak,
Judge of Probate,

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

Be it remembered, That on the 9th day of April 1908, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid Eugene Ham and Nathan Davisson the subscribing witnesses to the annexed will of Jackson Shuler and being by me first duly sworn, depose and say that the said Jackson Shuler the testator published the said will or instrument of writing, as his last will; that he, the said testator, was, at the time of publishing his said will, of sound mind, and more than twenty-one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said Testator, by subscribing their names to the same, in the presence of the said testator

Eugene Ham
Nathan Davisson

Sworn to and subscribed before me the day and year first above written

In Witness Whereof, I have here unto set my hand and affixed the seal of said Court, at office, in the City of Gallatin, this 9th day of April A.D. 1908

(Seal)

P. P. Doak,
Judge and Ex Officio Clerk

State of Missouri } ss
County of Daviess }

I, P. P. Doak Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Jackson Shuler and purporting to be the last will and testament of Jackson Shuler deceased, and having heard the testimony of Eugene Ham and Nathan Davisson subscribing witnesses thereto in relation to the execution of the same, do declare

and adjudge said instrument of writing to be the last will and testament of Jackson Shuler, deceased, late of Daviess County, and the same is therefore admitted to probate, and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at Office in the City of Gallatin this 9th day of April A.D. 1908

(Seal)

J.P. Doak

Judge and Ex Officio Clerk

Last Will and Testament, *in*

I, Mollie E. Fisher of Gallatin, Missouri, being of sound mind and memory, and considering the uncertainty of life, do therefore make, publish and declare this to be my last Will and Testament, that is to say:

First— I direct my Executor herein after named to pay all my just debts including Expenses of my last sickness and funeral, and to provide my grave with suitable markings.

Second— Having heretofore assisted my son Frank A. Fitterer by advancement and in various ways I do hereby direct my Executor hereinafter named to collect the note now held by me against my said son Frank A. Fitterer for the sum of Fifteen Hundred and fifty (\$1550.00) Dollars, or such part of said note as remains unpaid, principal and interest and pay the said sum to my son Oscar L. Fitterer, which ~~sum I do will and bequeath to my son Oscar L. Fitterer.~~

Third— I will and bequeath to my sister Lolla, whom I raised, now the wife of Mr. Jerry Wing of St Joseph, Missouri, the sum of Two Hundred (\$200.00) Dollars and direct my Executor to pay the same as soon as convenient after commencing the Administration of my estate.

Fourth— I will and bequeath to my son Frank A. Fitterer in fee simple all my undivided one half ($\frac{1}{2}$) interest in and to that part of Out Lot Two (2) in the City of Gallatin, Daviess County, Missouri, beginning at a point One Hundred and twenty five (125) feet East of the South West Corner of said Out Lot running thence East One Hundred and Twenty (120) feet; thence North about Two Hundred and Thirty

Eight (238) feet to the North line of said Out Lot; thence West One Hundred and Twenty (120) feet; thence South About Two Hundred and Thirty Eight (238) feet to the place of beginning.

Fifth — I will and bequeath to my son Oscar L. Fitterer in fee simple my undivided one half ($\frac{1}{2}$) interest in and to the West Twenty Five (25) feet of Lot Four (4) in Block Four (4) West and Three (3) South in Gallatin, Davies County, Missouri, and the Brick Business Building situate thereon and my undivided one half ($\frac{1}{2}$) interest in and to Lot One (1) in Block Ten (10), College Addition to City of Gallatin, Davies County, Missouri. (If I still own an interest in said College Addition Lot), (The remaining undivided $\frac{1}{2}$ interest in said real estate bequeathed to Oscar L. Fitterer being now vested in Frank A. Fitterer.)

The said bequest of Real estate to my son Oscar L. Fitterer being subject however, to the payment of all legacies heretofore mentioned in this will, providing there is not sufficient personal property to pay the same.

Sixth — All the residue of my property, real, personal and mixed of whatever kind and wherever situate and consisting in part of my One Half ($\frac{1}{2}$) interest in the Stock of Merchandise and Business now conducted under the firm name of M. E. Fitterer & Son, and all of my Household and Kitchen Furniture and also all my right, title and interest in and to certain Real Estate resulting from the investment by myself of Fifty (\$5000) in certain Colony Stock. said Colony being located in Archer County, Texas. said Stock having heretofore been converted into real estate in joint ownership with Daniel L. Critten, Chas. L. Knauer and Peter P. Oline Trustees, I give and bequeath to my son Oscar L. Fitterer in fee simple absolute.

Seventh, — Owing to the fact that my name appears as grantee in various deeds as Mary E. Fitterer, Mollie E. Fitterer and Mollie E. Fisher I deem it best to state that as the widow of Enos Fitterer I became Mollie E. Fitterer, however by a subsequent marriage with William P. Fisher, now deceased, from whom I became divorced, I became Mollie E. Fisher, no decree of Court having restored my name to the former name of Fitterer, though I have been known by the latter name to ^{the} most ^{of my} acquaintances.

and have always made use of said name in my business ^{transactions} as a merchant.

Eighth.— I hereby appoint my sons Frank A. Fitterer and Oscar L. Fitterer to be executors of this my last will and testament, hereby revoking all former wills by me made.

In witness whereof, I have hereunto subscribed my name, this 9th day of March, 1908.

Mollie E. Fisher

The above written instrument was subscribed by the said Mollie E. Fisher in our presence and acknowledged by her to each of us; and she at the same time declared the above instrument, so subscribed, to be her last will and testament; and we, at her request have signed our names as witnesses hereto, in her presence and in the presence of each other, and written opposite our names our respective places of residence.

Filed Apr. 20-1908

P. P. Doak,
Judge of Probate

W. F. Shultz, Gallatin, Mo.

Elsie Glasscock, Gallatin, Mo.

Rollin J. Britton, Gallatin, Mo.

State of Missouri } ss. In the Probate Court in vacation.
County of Daviess }

Be it Remembered, That on the 20th day of April, 1908, personally appeared before the undersigned Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, W. F. Shultz, Elsie Glasscock and Rollin J. Britton, the subscribing witnesses to the annexed will of Mollie E. Fisher and being by me first duly sworn, depose and say that the said Mollie E. Fisher the testatrix subscribed the same in their presence, and published the said will or instrument of writing, as her last will; that she, the said testatrix was, at the time of publishing her said will, of sound mind, and more than twenty one years of age, and that they, the said deponents, attested the said will as witnesses thereto at the request of said testatrix, by subscribing their names to the same, in the presence of said testatrix, and in the presence of each other.

W. F. Shultz,

Elsie Glasscock,

Rollin J. Britton,

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office in the city of Gallatin, this 20th day of April, A.D. 1908.

(Seal)

P. P. Doak,

Judge and Ex-officio Clerk.

State of Missouri,

County of Daviess } ss.

I, P. P. Doak, Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Mollie E. Fisher and purporting to be the last will and testament of Mollie E. Fisher, deceased, and having heard the testimony of N. F. Shultz, Elsie Glasscock and Rollin J. Britton, subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of Mollie E. Fisher, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office in the City of Gallatin, this 20th day of April, A.D. 1908.

(Seal)

P. P. Doak,

Judge and Ex-officio Clerk.

Last Will of Matilda Taylor.

Last Will and Testament -

I, Matilda Taylor, of Pattonsburg, in the County of Daviess, and State of Missouri, being of sound mind and memory, and considering the uncertainty of this frail and transitory life do, therefore, make, ordain, publish and declare, this to be my last Will and Testament.

First, I order and direct ^{that} my Executor hereinafter named pay all my just debts and funeral expenses as soon after my decease as conveniently may be.

Second, After the payment of such funeral expenses and debts, I give, devise and bequeath to William G. Roper, David B. Roper, Sarah Ellen Hurd, and John P. Taylor my sons and Daughters, each the sum of Five (\$5.00) and to my son Francis M. Taylor all of the residue and balance of my personal property, consisting of notes, money in bank, household goods and live stock of every nature and kind.

Lastly, I make, constitute and appoint Francis M. Taylor to be Executor of this my last Will and Testament, hereby revoking all former Wills by me made.

In Witness Whereof, I have hereunto subscribed my name and affixed my seal, the 28th. day of March, in the year of our Lord, One Thousand Nine Hundred Eight, Matilda Taylor. (Seal.)

This instrument was on the day of the date thereof, signed, published and declared by the said Testator Matilda Taylor to be her last Will and Testament, in the presence of us, who, at her request, have subscribed our names thereto as witnesses, in her presence and in the presence of each other.

L. A. Plowman
David M. Heath
James K. Heath.

Filed April 25, 1908.
P. P. Doak,
Judge of Probate.

State of Missouri, } ss.
 County of Daviess } In the Probate Court - In Location.
Be it Remembered, That on the 25th day of April, 1908, personally appeared before the undersigned Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, L. A. Plowman, David M. Heath, and James K. Heath, the subscribing witnesses to the annexed will of Matilda Taylor, and being by me first duly sworn, depose and say that the said Matilda Taylor, the testatrix, subscribed the same in their presence, and published the said will or instrument of writing, as her last will; that she, the said testatrix, was, at the time of publishing her said will, of sound mind, and more than twenty-one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said testatrix, by subscribing their names to the same, in the presence of the said testatrix, and in the presence of each other.

L. A. Plowman

David M. Heath

James K. Heath

Sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office in the City of Gallatin, this 25th day of April, A. D. 1908.

(Seal.)

P. P. Doak,

Judge and Ex-officio Clerk.

State of Missouri, } ss.
 County of Daviess } I, P. P. Doak, Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Matilda Taylor and purporting to be the last will and testament of Matilda Taylor, deceased, and having heard the testimony of L. A. Plowman,

David M. Heath, and James R. Heath, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and testament of Matilda Taylor, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office in the City of Gallatin, this 25th day of April, A.D. 1908.

(Seal.)

P.P. Doak,

Judge and Ex-officio Clerk.

Last Will - Ruth Ward.Last Will and Testament.

I, Ruth Ward, of Daviess County, Missouri, being of sound mind and memory, and considering the uncertainty of life, do, therefore, make, ordain, publish and declare, this to be my last Will and Testament.

First: I order and direct that my executor, hereinafter named pay all my just debts and funeral expenses as soon after my decease as conveniently may be. That a proper funeral be accorded me, and a nice and suitable Tomb Stone be erected at my grave.

Second: After the payment of such funeral expenses, debts and for said monument, I give, devise and bequeath all my personal Estate to my husband, James W. Ward, should he be living at the time of my decease. Should the said James W. Ward die prior to my own decease, then I give, devise and bequeath all my personal Estate of whatever kind and wherever situate to my two Sisters, Rhoda Story and Eliza Hovers.

Third: Should my personal estate be insufficient to pay all of my debts, funeral expenses and for the monument above specified, then I direct my Executor hereinafter named to sell such portion of my real estate as may seem to him most advantageous to raise a sufficient sum for the payment of said obligations and no more land shall be sold than is necessary to pay said obligations, Said Executor is hereby authorized to make said sale and execute the necessary deed without the intervention of any Court.

Fourth: All the residue of my real estate, being the South East quarter ($\frac{1}{4}$) of the North East quarter ($\frac{1}{4}$) of Section Thirteen (13) and the South half ($\frac{1}{2}$) of the North half ($\frac{1}{2}$) of the South East quarter ($\frac{1}{4}$) of the North East quarter ($\frac{1}{4}$) of Section Twenty Seven (27) all in Township Fifty nine (59), Range Twenty Seven (27), Daviess County, Missouri and The South Sixteen (16) acres of the South East quarter ($\frac{1}{4}$) of the North West quarter ($\frac{1}{4}$) of Section Twenty four (24), Township Fifty nine (59) and Range Twenty Seven (27) and

The South fifty four (54) acres of the North West quarter ($\frac{1}{4}$) of Section Eighteen (18) and the north Six (6) acres of the South West quarter ($\frac{1}{4}$) of Section Eighteen (18) in Township Fifty nine (59) and Range Twenty Six (26) all in Daviess County, Missouri, and all other Real Estate that I may own wherever situate, I give, devise and bequeath to my husband James W. Ward, to use and enjoy so long as he shall live, and upon the decease of

my said husband or in case he should die before my own decease - then in either case it is my will that all of said real estate shall go to and be enjoyed jointly by my said sisters Rhoda Story and Eliza Hoover so long as they shall both live and in case of the decease of either of said sisters then the remaining one shall enjoy said property so long as she may live.

Fifth: I give, devise and bequeath, all of my said Real Estate in fee simple upon the death of my said husband James W. Ward and my two sisters, Rhoda Story and Eliza Hoover to the ^{heirs} heirs of the said Rhoda Story and Eliza Hoover and to my nephew Clarence Hoover, Son of Mary Hoover, deceased, all of my said nephews and nieces to share said property share and share alike.

Sixth: I make, constitute and appoint Andrew Miller to be Executor of this my last will and Testament, hereby revoking all former wills by me made.

In witness whereof, I have hereto subscribed my name the 28th day of October A.D. 1907

Ruth ^{her} Ward
mark

This Indenture was, on the day of the date thereof, signed, published and declared by the said testatrix to be her last will and Testament in the presence of us, who at her request and in her presence and in the presence of each other have subscribed our names thereto as witnesses and affixed our Post Office Addresses as well.

Lawrence E. Carter, Gallatin, Missouri,
Mrs. G. Buckley, Jamesport, Mo.
Rollin J. Britton Gallatin, Missouri.

Filed June 20-1908

P.P. Doak

Judge of Probate

State of Missouri (ss. In the Probate Court - In Vacation
County of Daviess)

Be It Remembered, That on the 20th day of June 1908 personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid Lawrence E. Carter and Rollin J. Britton, two of the subscribing witnesses to the annexed Will of Ruth Ward and being by me first duly sworn, depose and say that the said Ruth Ward the Testatrix subscribed the same in their presence, and published the said will or instrument of writing, as her last will, that she, the said Testatrix, subscribed the same in their presence, and published the said will or instrument of writing, as her last will; that she, the said Testatrix was, at the time of publishing her said will, of sound mind, and more than twenty-one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said Testatrix, by subscribing their names to the same, in the presence of the said Testatrix and in the presence of each other and of Mrs G. Buckley the other subscribing witness

Rollin J. Britton,
Lawrence E. Carter,

Sworn to and subscribed before me the day and year first above written,

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office in the City of Gallatin, this 20th day of June, A.D., 1908

(Seal)

P. P. Doak,

Judge of Probate.

State of Missouri (ss.
County of Daviess)

I, P. P. Doak, Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Ruth Ward and purporting to be the last will and testament of Ruth Ward deceased, and having heard the testimony of Lawrence E. Carter and Rollin J. Britton, two of the subscribing thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and

testament of Ruth Ward, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at office in the City of Gallatin, this 20th day of June A.D. 1908.

P. P. Doak,

Judge of Probate

(Seal)

Last Will of David N. Perry

Know all men by these presents that I David N. Perry of the County of Daviess and State of Missouri being of sound and disposing mind and memory do make publish and declare the following to be my last will and Testament.

1 I will and direct that my Executors hereinafter appointed pay all my just debts including a decent burial and a suitable Monument to be placed over my grave to be selected by my Executors and paid for by them out of my estate.

2nd I give, devise and bequeath to my beloved and loyal wife Ruth B. Perry the use, rents, profits and proceeds of all my real Estate which I now own and described as follows, to wit:

Beginning at a point thirty one feet East from the North West Corner of Section 26, Township 61, of Range 27, thence South East along the public road in the Center thereof 10 rods, thence East 16 rods and 15 links, thence North 10 rods, thence West 16 rods and 15 links to the place of beginning containing one acre. Also commencing 70 rods west and 10 rods South from the NE Corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26 Township 61, of Range 27, thence West 8 $\frac{1}{2}$ rods, to the Center of the Public road, thence South East with the Center of said Road 5 rods, thence East 7 $\frac{1}{2}$ rods, thence North to place of beginning containing one quarter of an acre. Also commencing at a point 20 Rods West of NE Corner of N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, Township 61, of Range 27, run then West 43 rods and 13 links then

South 10 rods then west 6 rods and nine feet, thence West 5 rods, to the center of the public road $7\frac{1}{2}$ rods thence SE, along the center of said public road to where it intersects the center line running East and West through the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section Township and Range, thence East 47 rods thence North 15 feet, thence East 6 rods, thence North 39 rods, to the place of beginning. Containing 13 acres. Also 5 acres out of the NE corner of NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, Township 6 (1) Range 27, Bounded as follows Begin at the NE corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$, run West 20 rods, then South 39 rods one foot and 6 inches, thence East 20 rods, thence North 39 rods one foot and 6 inches to the beginning, All the above land in Daviess County Missouri. Also the following described property in Harrison County Missouri to wit: Lots one (1) and two (2) in Block forty five (45) in the town of Gilman County of Harrison and State of Mo.

Also any other real estate which I may own at the time of my death for and during her natural life and at her death the same to be sold at either public or private sale on the best terms my Executors can obtain without applying to any Court for permission so to do for cash.

3. Should my wife survive after the close of the administration of my estate all my personal property money notes &c is to be turned over to her and used by her for her support and comfort, and whatever remains of said money and property at the death of my said wife together with the proceeds of the sale of my real estate is to be disposed of by my Executors as hereinafter after stated.

4. Having advanced my 8 children out of my estate as follows, to wit:
- | | |
|----------------------------------|-----------|
| To My daughter Lydia J. Prosser | \$230.00 |
| To my son William S. Perry | \$535.00 |
| To my son Thomas B. Perry | \$800.00 |
| To my son Nathan L. Perry | \$200.00 |
| To my daughter Sarah E. Plunkett | \$400.00 |
| To my son Lewis S. Perry | \$2000.00 |
| To my daughter Mary E. Landes | \$500.00 |
| To my daughter Nancy D. Skinner | \$500.00 |
1. My daughter Caroline M. Scott has had nothing from

my estate. She is now dead and has left surviving her four children namely Ruth Dunn, James D. Scott, William J. Scott and Pearl Bert, who are as far as possible to be made equal to those to whom I have advanced as above, that is to say, the four heirs of my daughter Caroline M. Scott are jointly to have the one ninth of my estate and as far as possible be made equal to those who have been advanced in fact I want all my children to receive alike as far as possible, counting the advancements charged against each of my children respectively as above set out, and the remainder of my estate after the death of my said wife is to be used in equalizing all of my children according to said advancements; and whatever property may be left on hand at the death of my said wife is to be used for that purpose, I give devise and bequeath to my Grandson James D. Scott fifty Dollars in addition to his interest in his Mother's estate,

I hereby appoint my Son William D. Perry and my son in law James A. Troxel Executors of this my last will hereby revoking all former wills by me made,
 Given under my hand this 19th day of April, A.D. 1906.
 x David N. Perry (Seal)

Signed, Sealed published and declared by the above named testator to be his last will and Testament in our presence who at his request and in his presence and in the presence of each other have signed our names hereto as witnesses, April 19. 1906

W. C. Gilliam Gallatin, Mo.
 H. H. Tinsley, Hale, Mo.
 James Robb, Madeline Mo.

Filed July 6, 1908
 T. O. Doak
 Judge of Probate

State of Missouri, { ss. In the Probate Court - In Vacation,
County of Daviess }

Be It Remembered, That on the 6th day of July, 1908, personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, W. C. Gillihan one of the subscribing witnesses to the annexed will of David N. Perry and being by me first duly sworn, deposes and says that the said David N. Perry the testator subscribed the same in his presence, and published the said will or instrument of writing, as his last will; that he, the said testator was, at the time of publishing his said will, of sound mind, and more than twenty-one years of age; and that he, the said deponent, attested the said will as witness thereto at the request of said testator and in the presence of H. H. Tinsley and James Robb the other subscribing witnesses thereto, and deponent further says that he saw both of said witnesses subscribe their names to said instrument, as witnesses thereto, and that he knows that the name of James Robb was signed to said instrument by the said James Robb on the day and date thereof

W. C. Gillihan

sworn to and subscribed before me the day and year first above written.

In Witness Whereof, I have hereto set my hand and affixed the seal of said Court, at Office, in ^{the City of} Gallatin, this 6th day July A.D., 1908

P. P. Doak,

Seal

Judge and Ex-Officio Clerk

State of Missouri, { ss. In the Probate Court - In Vacation
County of Daviess }

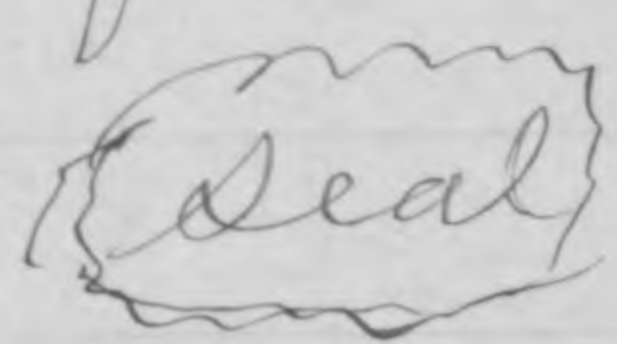
Be It Remembered, That on the 6th day of July, 1908, personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, James A. Troxel, and being by me first duly sworn, upon his oath deposed and says that he was well acquainted with James Robb, late of Daviess County, deceased, in his life time; that he was familiar with the hand-writing of said James Robb,

and that the signature of said James Robb to the last will of David N. Perry as one of the witnesses to said instrument is to the best of his knowledge and belief a genuine signature of the said James Robb.

J. A. Troxel.

Sworn to and Subscribed before me the day and year first above written.

In Witness Whereof, I have hereunto set hand and affixed the Seal of said Court, at Office in the City of Gallatin, this 6th day of July, A.D. 1908.



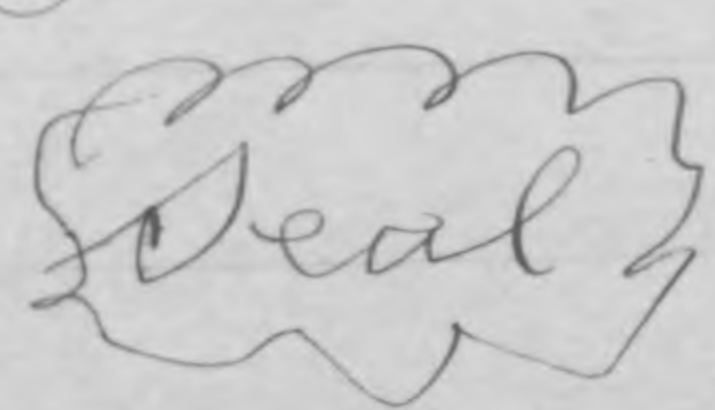
P. P. Doak.

Judge of Probate.

State of Missouri (ss
County of Davies)

I, P. P. Doak Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by David N. Perry and purporting to be the last will and testament of David N. Perry, deceased, and having heard the testimony of W. C. Gillihan one of the subscribing witnesses thereto in relation to the execution of the same, and having also heard the testimony of said W. C. Gillihan and James A. Troxel in relation to the signature of James Robb one of said subscribing witnesses who has died since the signing of said instrument, do declare and adjudge said instrument of writing to be the last will and testament of David N. Perry, deceased, late of Davies County, and the same is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office in the City of Gallatin, this 6th day of July A.D. 1908



P. P. Doak

Judge and Ex-Officio Clerk

Will of Mary O. A. Carey.

Last Will and Testament.

I, Mary O. A. Carey, Sixty one years of age and a resident of Daviess County Missouri, hereby make publish and declare this instrument to be my Last will and Testament.

It is my will:

First. That all my debts (Should I die owing any) and all the expenses of my funeral and last sickness be paid out of my personal property.

Second. To my brother John Carey, I will and devise the sum of Ten dollars to be paid out of my personal property.

Third. To my brother George H. Carey, I will devise and bequeath my real estate consisting of eighty acres of land described as follows: The east half of the South East quarter of Section fifteen (15) Township fifty eight (58) of Range twenty nine (29) Daviess County Missouri, for life, and at his death said land to go to and vest in the heirs of his body begotten, in fee simple, share and share alike, and it is expressly my will, that during the life time of my said brother George H. Carey he shall have no power to dispose of his life interest in said land, or to lease the same for a longer period than one year.

Fourth. To my said brother George H. Carey and to his children now living, as residuary legatees, I will, devise and bequeath, all the rest residue and remainder of my estate, real, personal and mixed, share and share alike, and it is my will that my executors hereinafter named, shall sell all the said residue of my estate to the best advantage, and convey the the same, and they are hereby expressly authorized to sell and convey the same, without order of Probate Court, and to distribute the proceeds arising from such sale and conveyance thereof among my said residuary legatees share and share alike.

Fifth. I hereby appoint my brother George H. Carey and my nephew James H. Carey joint Executors of this my last will and Testament.

Dated at Gallatin Missouri. October 15th 1901.

Mary O. A. Carey

Mary O. A. Carey

State of Missouri } ss
County of Daviess }

We the undersigned citizens of Daviess County Missouri, witnesses to the above and foregoing will hereby certify that the foregoing named Mary P. A. Carey, signed the above and foregoing instrument in our presence, and declared the same to be her last will and testament, and that we signed the same as witnesses thereto, in her presence and in the presence of each other at the request of her the said Mary P. A. Carey, at Gallatin Missouri on this October 15th 1901

George T. Crozier
Jno. F. Jordan
Boyd Dudley

Filed September 8, 1908.

P. P. Doak,
Judge of Probate

Comonission to Prove Will of Mary P. A. Carey, deceased,
George T. Crozier, Attesting witness,

State of Missouri.

To any Court having a Seal, or Notary Public, Mayor or other Chief Officer of any City or Town in the County of Fremont, State of Colorado Greeting:

Know ye, that, reposing confidence in your ability, we do hereby empower you to cause to come before you at a time and place to be by you appointed, George T. Crozier, an attesting witness to the annexed instrument of writing, purporting to be the last Will and Testament of Mary P. A. Carey, deceased, and the said George T. Crozier to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said Mary P. A. Carey at the time of the publication of said instrument of writing. The examination of the said George T. Crozier thus taken you will reduce to writing, and cause him to subscribe the same, and the examination thus taken and subscribed, you will certify to the Judge of our Probate Court within and for Daviess County, State of Missouri, under your hand.

Witness my hand as Judge of our said Probate Court within and for Daviess County Missouri, with the Seal of our said Court hereto affixed, at office in

City of Gallatin in said County, this 7th
day of September, A.D. 1908

P. P. Doak,

Seal

Judge of Probate

Return of Commission to Prove Will of
Mary P. A. Carey, deceased,

State of Colorado { Before Nellie E. Ross a Notary Public
County of Fremont } in and for said County and State

In pursuance of the authority to me given by the annexed Commission issued by the Judge of the Probate Court within and for Daviess County, and State of Missouri, I, Nellie E. Ross a Notary Public in and for Fremont County, Colorado, did, on the 12th day of September A.D. 1908, cause to come before me at my office in Canon City in the County of Fremont and State of Colorado, George T. Crozier who being by me duly sworn deposes and says: That I am at present a resident of Canon City, Fremont County, Colorado; that formerly I resided at Gallatin in Daviess County, Missouri, at which place, on or about the 15th day of October, 1901, I was called to witness the execution of an instrument of writing purporting to be the will of Mary P. A. Carey; that in the presence of John F. Jordan and Boyd Dudley, at said time and place, I saw the said Mary P. A. Carey sign said instrument of writing and heard her say that said instrument was her last will; that at the request of said Mary P. A. Carey, the testatrix, and in her presence and in the presence of John F. Jordan and Boyd Dudley, the other witnesses to said instrument of writing, I signed my name to said instrument as witness thereto; that I saw the said John F. Jordan and Boyd Dudley, at the request and in the presence of said testatrix, sign said instrument as witnesses to the same; that at the time of making said will the said Mary P. A. Carey was of sound mind and of full age and competent to make a will; and that, having examined attached instrument of writing, I find it to be the said last will of Mary P. A. Carey.

And further deponent saith not.

Geo. T. Crozier

Sworn to and subscribed in my presence, this
12th day of September A.D. 1908.

And I do hereby certify that the testimony of the said
George T. Crozier was by me reduced to writing, and by him
subscribed in my presence, on the day and year, and at the
place above written, and his testimony by me so taken
and certified is here with returned.

Nellie E. Ross,

Notary Public.

(Seal)

My Commission Expires April 18, 1909.

State of Missouri (ss
County of Daviess)

In the Probate Court - In Vacation.

Be it remembered, that on the 8th day of Sept-
ember 1908 personally appeared before the undersigned
Judge and Ex-Officio Clerk of the Probate Court of the County
and State aforesaid Boyd Dudley one of the subscribing
witnesses to the annexed will of Mary P. A. Carey and be-
ing by me first duly sworn, ~~deposed~~ and says that the
said Mary P. A. Carey the testatrix subscribed the same
in his presence and published the said will or in-
strument of writing, as her last will; that she, the said
testatrix was, at the time of publishing her said will, of sound
mind and more than twenty one years of age; and that
he the said deponent, attested the said will as witness
thereto at the request of said testatrix, by subscribing his
name to the same, in the presence of the said testatrix,
and in the presence of George T. Crozier and John F. Jordan
the other subscribing witnesses thereto.

Boyd Dudley

Sworn to and subscribed before me the day and year first
above written.

In Witness Whereof, I have hereunto set my hand, and
affixed the seal of said Court, at office in the City of
Gallatin, this 8th day of September A.D. 1908,

P. P. Doak,

Judge and Ex-Officio Clerk

(Seal)

State of Missouri (ss.
 County of Daviess) I, P. P. Doak, Judge and Ex-Officio
 Clerk of the Probate Court of the County and State aforesaid,
 having examined the foregoing instrument of writing, signed
 by Mary P. A. Carey and purporting to be the last will
 and Testament of Mary P. A. Carey deceased, and having
 heard the testimony of Boyd Dudley and George S. Crozier
 two of the Subscribing Witnesses thereto in relation to
 the execution of the same, do declare and adjudge
 said instrument of writing to be the last will and
 Testament of Mary P. A. Carey, deceased, late of Daviess
 County, and the same is therefore admitted to probate and
 ordered to be recorded.

In Witness Whereof, I have herewith set my
 hand and affixed the seal of said court, at office
 in the City of Gallatin, this 17th day of Septem-
 ber, A. D. 1908

(Seal)

P. P. Doak,
 Judge and Ex-Officio Clerk,

Last Will and Testament of Phebe Hampton-

Last Will And Testament.

Know all men by These Presents:

That I, Phebe Hampton, of the County of Daviess, and State of Missouri being of sound mind and memory, do make and publish this my last Will and Testament, in manner and form following: That is to say I bequeath and will to William N. Hampton my husband all of the South East quarter of the North West quarter of Section No. Ten (10) Township No. Sixty (60) of Range No. Twenty seven (27) containing forty (40) acres.

To have and hold the above described land during his natural life and all things thereunto belonging to wit House hold furniture, farming implements, all the live stock that are now on the farm.

I bequeath and will to	Annie Gorman	One Dollar
" " " " "	Jane Wood	One Dollar
" " " " "	Hannah Scott	One Dollar
" " " " "	Mary H. Troxel	One Dollar
" " " " "	Ruth Flint	One Dollar
" " " " "	Phebe Troxel	One Dollar
" " " " "	Ollie Hampton	One Dollar
" " " " "	Rosa Stretch	One Dollar
" " " " "	Harvey Stretch	One Dollar
" " " " "	Susan Dinneel	One Dollar
" " " " "	Irving Stretch	One Dollar
" " " " "	George Stretch	One Dollar

I bequeath and will to William N. Hampton all the household furniture all the live stock and farming implements belonging to the said premises with all other personal property belonging to me.

In witness whereof I have hereinto set my hand and seal this 19th day of April 1898

Phebe Hampton

A. D. Scott { Witnesses.
Ira W. Troxel }

Filed Oct 1-1908

P. P. Doak

Judge of Probate

State of Missouri (ss. In the Probate Court-In Vacation,
County of Daviess)

Be it Remembered, That on the 1st day of October 1908 personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, A. D. Scott and Ira W. Troxel the subscribing witnesses to the annexed will of Phebe Hampton and being by me first duly sworn, depose and say that the said Phebe Hampton the testatrix subscribed the same in their presence, and published the said will or instrument of writing, as her last will; that she, the said testatrix was, at the time of publishing her said will, of sound mind, and more than twenty one years of age; and that they, the said deponents, attested the said will as witnesses thereto at the request of said testatrix, by subscribing their names to the same, in the presence of the said testatrix, and in the presence of each other.

A. D. Scott

Ira W. Troxel

Sworn to and subscribed before me the day and year first above written.

In witness whereof, I have hereunto set my hand and affixed the Seal of said Court, at office, in the City of Gallatin, this 1st day of October A.D. 1908.

P. P. Doak

(Seal)

Judge and Ex-Officio Clerk

State of Missouri (ss
County of Daviess)

I, P. P. Doak, Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Phebe Hampton, and purporting to be the last will and Testament of Phebe Hampton ^{deceased}, and having heard the testimony of A. D. Scott and Ira W. Troxel subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and Testament of Phebe Hampton deceased, late of Daviess County ^{Missouri}.

the same is therefore admitted to probate and ordered to be recorded,

In Witness Whereof, I have hereunto set my hand and affixed the seal of said court, at office in the City of Gallatin, this 1st day of October A.D. 1908

(Seal)

O. P. Doak,

Judge said Ex Officio Clerk.

Last Will and Testament S. R. Griggs

Last Will and Testament

I S R Griggs of the Township of Jefferson County of Davies and State of Missouri, by vocation a farmer, being at this time of an advanced age, but of sound and disposing mind and memory, do hereby make, publish and declare the following to be my last Will and Testament, viz:

First:

I will and that all my just debts and funeral expenses be first paid from my estate.

Second.

I give, will and bequeath to my beloved wife and our son Olin Griggs, the use, rents, income & profits of my farm of 40 acres situate in said Township & County so long as either shall live to share therein & share alike, save and always excepted the buildings erected thereon at the cost & expense & by my son E. L. Griggs and saving and excepting to my last named son the right to joint and equal & just use of Hay Barn, water and other conveniences on my said farm.

Third. I give will and bequeath to my said wife (Roxanna) & to my two sons, E. L. Griggs and Olin Griggs jointly to share & share alike in their use, all chattels & personal property of which I may die seized & possessed.

Fourth. At the death of my said wife and son Olin, I give devise will and bequeath to my said son E. L. Griggs my said farm of 40 acres aforesaid, and all remaining personal estate goods and chattels subject alone to the payment by him to my daughter Floree Whitchurch of the sum of Two Hundred Dollars (\$200.00) or to her heirs in equal parts if she be not living. And in the event my said son E. L. Griggs shall decease prior to the decease of my said wife & son Olin or daughter Floree, then and in that event the farm herein mentioned, notwithstanding anything herein said or implied to the contrary is hereby willed devised given and bequeathed to my remaining living heirs or children (subject to the life lease or interests aforesaid) in equal and just portions

Fifth. I hereby nominate and appoint my said son E. L. Griggs to be the Executor of my estate hereby waiving or revoking all former Wills by me made.

Witness my hand this 1st day of November 1900

S. R. Griggs (Seal)

Signed Sealed published and declared by the above named Testator to be his Last Will and Testament in our presence who have at his request and in the presence of each other affixed our respective signatures hereto as witnesses to the same.

Chas. L. Davis
G. C. Bartlett

Filed Nov 5 - 1908.

P. P. Doak,

Judge of Probate.

Commission to prove Will, Chas. L. Davis, attesting witness.

State of Missouri

To any Court having a seal, or Judge thereof, Justice of the Peace, Notary Public, Mayor or other Chief Officer of any City or Town in the County of Adair Greeting:

Know ye, That, refusing Confidence in your ability, we do hereby empower you to cause to come before you at a time and place to be by you appointed, Chas. L. Davis an attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of S. R. Griggs deceased, and the said Chas. L. Davis to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said S. R. Griggs at the time of the publication of said instrument of writing. The examination of the said Chas. L. Davis thus taken you will reduce to writing, and cause him to subscribe the same, and the examination thus taken and subscribed, you will certify to the Judge of our Probate Court within and for Daviess County, State of Missouri, under your hand.

Witness my hand as Judge of our said Probate Court, within and for Daviess County, Missouri, with the seal of our said Court hereto affixed, at office in the City of Gallatin in said County, this Fifth day of November A. D. 1908

P. P. Doak,

Judge of Probate.

(Seal)

Return of Commission to prove Will of S.R. Griggs, deceased.

State of Missouri } Before W.D. Vawter a Notary Public within
County of Adair } and for the County of Adair and State of Missouri
In pursuance of the authority to me given by the annexed Commission issued by the Judge of the Probate Court within and for Daviess County, and State of Missouri, I.W.D. Vawter, did, on the Ninth day of November A.D. 1908, Cause to Come before me at Bra-shear, in the County of Adair and State of Missouri, Chas. S. Davis, who being by me duly sworn deposed and says: That I am resident of Adair County, Missouri; that on November 1st 1900 I resided in Daviess County in said State; that I was acquainted with S.R. Griggs, then a resident of said Daviess County, and that on or about said date I was requested by said S.R. Griggs to witness the execution by him of a certain instrument in writing, which he, the said S.R. Griggs, at said time signed in my presence, and in the presence of G.C. Bartlett, who was at the same time present and by request of said S.R. Griggs was witness to said act; that at the request of said S.R. Griggs and in his presence and in the presence of the aforesaid G.C. Bartlett I subscribed my name to said instrument as witness thereto, and the said G.C. Bartlett, also attested said instrument, as witness by subscribing his name to the same in my presence and in the presence of the said S.R. Griggs; And that said S.R. Griggs did then and there publish and declare said instrument of writing so signed and attested, to be his last will and testament; And deponent further says: that I have seen and inspected the instrument of writing hereto annexed, and that it is the same which was by me witnessed as aforesaid, and that at the time said will was published said testator was of sound mind, and was more than 21 years of age, and further deponent saith not.

Sworn to and subscribed in my presence, This Ninth day of November A.D. 1908, } Chas S Davis

And I do hereby certify that the testimony of the said Chas S. Davis was by me reduced to writing, and by him subscribed in my presence, on the day and year, and at the place above written, and his testimony by me so taken and certified is hereunto returned

(Seal)

W.D. Vawter

Notary Public

State of Missouri (ss. In the Probate Court—November, 1908,
County of Daviess)

Be it remembered that on the 14th day of November, 1908, personally before the Probate Court of the County and State aforesaid, George C. Bartlett one of the subscribing witnesses to the annexed will of S. R. Griggs, and being by me duly sworn, deposes and says that the said S. R. Griggs the testator subscribed the same in his presence, and published the said will or instrument of writing, as his last will; that he, the said testator was, at the time of publishing his said will, of sound mind, and more than twenty one years of age; and that he the said deponent, attested the said will as witness thereto at the request of said testator, by subscribing his name to the same, in the presence of the said testator, and in the presence of Chas. S. Davis the other attesting witness.

G. C. Bartlett

Sworn to and subscribed before me the day and year first above written.

In witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office, in the City of Gallatin, this 14th day of November A.D., 1908

P. P. Doak,

Judge of Probate.

(Seal)

State of Missouri (ss
County of Daviess)

I, P. P. Doak Judge of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by S. R. Griggs and purporting to be the last will and Testament of S. R. Griggs, deceased, and having seen and heard the testimony of Chas. S. Davis and G. C. Bartlett subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing to be the last will and Testament of S. R. Griggs, deceased, late of Daviess County, and the same is therefore admitted to probate and ordered to be recorded.

In witness whereof, I have hereunto set my hand and affixed the Seal of said Court, at Office in the City of Gallatin, this 14th day of November, A.D., 1908.

{Seal}

P. P. Doak,

Judge of Probate.