

Wills

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Last Will and Testament of Emeline Lindsay.

In the name of God Amen, I Emeline Lindsay of the Town of Winston County of Daviess State of Missouri being of sound mind and memory do make and publish this my last Will and Testament, revoking all former wills by me made:

First, It is my desire that at my death all my just debts and funeral expenses be paid out of my estate.

Second, Having heretofore advanced and given to all my children to wit, Thomas Hayter, Sarah McLeaver, Nancy Hawkins, Mary Celeste Hart, Louisa Daugherty, and Addie Swinney, their just portion of my estate, I therefore will give and bequeathe the balance of my estate as follows, To each of my grandchildren except Mrs. Addie Garder now of the City of Saint Joseph Mo. I give and bequeathe the sum of One Dollar.

Third, I give and devise to my beloved grand child Mrs. Addie Garder all and singular whatever real estate I may own at the time of my death, wherever the same may be situate, to have and to hold as her own separate estate, and to her heirs forever.

Fourth I give and bequeathe to my said grand child Addie Garder all moneys notes accounts and debts which I may have or which may be owing to me at the time of my death, together with all other personal property of which I may die seized or possessed, subject to the payment of debts and funeral Expenses as before expressed.

Fifth I hereby appoint Joseph F. Harwood of Mayville DeKalb County Missouri Executor of this my last will and Testament and it is my desire that he be permitted to execute the same without giving bond.

In witness whereof I have hereunto set my hand and seal, and acknowledge the foregoing to be my act and deed and my last will and Testament.

Dated this 13th day of August, A.D. 1900.

Emeline ^{her} Lindsay {Seal}
mark

Witness, J. S. Stevens.

We the undersigned hereby certify that at the request of Emeline Lindsay the above named Testatrix, who signed the foregoing instrument of writing in our presence, at the time declared and published the same to be her last will and testament, do hereby affix our signatures as witnesses to her act in testimony whereof we have hereunto set our hands in the presence of said Testatrix and in the presence of each other. Done at the Town of Winston Daviess County State of Missouri this 13th day of August A.D. 1900

J. M. Sage {Witnesses
W. E. Sage}

Filed August 15-1908.
J. P. Dorch,
Judge of Probate

Commission to prove Will of Emeline Lindsay, deceased,
W.E. Sage, 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 Grady, 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, W.E. Sage an attesting witness to the annexed instrument of Writing, purporting to be the Last Will and Testament of Emeline Lindsay deceased, and the said W.E. Sage to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said Emeline Lindsay at the time of the publication of said instrument of writing. The examination of the said W.E. Sage 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 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 20th day of August A.D. 1908.

P. P. Doak

(Seal)

Judge of Probate

Return of Commission to Prove Will of Emeline Lindsay, deceased,
State of Oklahoma

County of Grady } Before T. J. Hansen 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, T. J. Hansen a Notary Public within and for said Grady County did on the 8th day of September A.D. 1908, cause to come before me at Verden, in the County of Grady and State of Oklahoma W.E. Sage, who being by me duly sworn deposed and says: That on the 13th day of August 1900 he resided at the Town of Winston Daviess County Missouri; That he was well acquainted with Emeline Lindsay commonly called Grandma Lindsay; That on said 13th day of August 1900 he, together with his father W. W. Sage was by her

asked to witness her execution of a certain paper writing which she at the time said was her last will, that he did at the time sign his name as witness to such paper writing which was, and is, the same which is annexed to this Commission; that the name H. W. Sage signed as a witness to said paper writing, is that of affiant's father, and that affiant saw him write the same at the home of "Grandma" Lindsay, at her request on said 13th day of August 1900 - Affiant further stated that the said Emeline Lindsay at the time was of sound mind and understanding.

And further deponent saith not,

H. W. Sage

Sworn to and subscribed in my presence, this

8 day of Sept A.D. 1908. And I do hereby certify that the testimony of the said H. W. Sage 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

T. D. Hansen

my Commission Expires June 29 1911.

Notary Public.

Commission to Prove Will of Emeline Lindsay, deceased,
H. W. Sage, Attesting Witness,
State of Missouri

To any Court having a seal, or Judge thereof,
Justice of the Peace, Notary Public, Mayor or Chief Officer of
any City or Town in the County of Daviess 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, H. W. Sage an attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of Emeline Lindsey, deceased, and the said H. W. Sage to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said Emeline Lindsay at the time of the publication of said instrument of writing, The Examination of the said H. W. Sage 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 6th day of October A.D. 1908

P. P. Doak,

(Seal)

Judge of Probate,

Return of Commission to Prove Will of Emeline Lindsay, deceased,
State of Missouri {

County of Daviess }

Before O. E. Emery a Notary Public,
In Pursuance of the authority to me given by, the an-
nexed Commission issued by the Judge of the Probate Court
within and for Daviess County and State of Missouri,
I, O. E. Emery, did, on the 7th day of October A.D. 1908, Cause
to come before me at Winston, in the County of Daviess and
State of Missouri, H. W. Sage who being by me duly sworn
deposeth and says: That he is of lawful age; That in August
1900, he resided at the town of Winston, Daviess County, Missouri;
that he was well acquainted with Emeline Lindsay, com-
monly called Grandma Lindsey; that on the 13th day of Aug.
1900 he was at her home in Winston Missouri; that
while there she asked him to witness her signature of a cer-
tain paper writing which she said was her last will and
testament; that he complied with her request and in her pres-
ence wrote his name upon such paper writing as a witness
thereto; that the said paper writing which the affiant so
witnessed and which she declared to be her last will and
testament is annexed to this affidavit and this affiant says
is the same which he witnessed and which the said Emeline Lind-
say declared to be her last will and Testament,

Affiant further states that at the time the said Emeline
Lindsay was of sound mind and understanding, and
further deponent saith not,

H. W. Sage

Sworn to and subscribed in my presence, this 7 day of October A.D. 1908,
And I do hereby certify that the testimony of the said H. W. Sage
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)

O. E. Emery,

Notary Public,

my Commission Expires Oct. 12, 1910

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 Emeline Lindsay and
 purporting to be the last will and testament of Emeline Lindsay, de-
 ceased, and having seen the Testimony of H. W. Sage and W. E. Sage
 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 Emeline Lindsay, 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 Gal-
 latin, this 8th day of October, A.D., 1905.

(Seal)

P. P. Doak,

Judge of Probate.

Last Will and Testament of Esther Fry.

Last Will and Testament.

I, Esther Fry of the town of Winston in the County of Daviess and State of Missouri being of sound mind, do make and publish this, my Last Will and Testament:

First. I will that all my just debts if any there be (and none are now existing) and my funeral expenses be first paid from my estate unless paid by my children.

Second, My deceased husband Adam Fry (in his lifetime) and myself during his lifetime and since having distributed to certain of children viz. George Fry, Andrew Fry, Elizabeth Ghering Sarah Colburn, Reuben Fry and Esther Bickel, of our means and estate, I do by this will give to them nothing, nor to their heirs, but hereby bequeath to Gemima Fry, wife of my son Isaac W. Fry the entire estate real and personal of which I shall die seized and possessed, and if she die in possession of same I then bequeath it to my son Isaac and in case of his death to his and her bodily heirs.

Third I hereby appoint James A. Castor Sr. Executor of my estate.

Esther ^{her} Fry
mark

This 17th day of May 1902

Signed, sealed and declared in her presence and at her request and in presence of each other.

This 17th day of May 1902

A. F. Bickel

C. A. Calhoon

Filed Nov. 16, 1908,

P. C. Doak,

Judge of Probate.

Commission to Prove Will of Esther Fry, deceased. C. A. Calhoon Sedgwick County, Kansas, attesting witness.

State of Missouri.

To any Court having a seal, or judge thereof or Notary Public, of any City or Town in the County of Sedgwick, 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, C. A. Calhoon an

attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of Esther Fry, deceased, and the said C. A. Calhoon to examine on oath touching his knowledge of the execution of said instrument of writing, and of the Condition of mind of the said Esther Fry at the time of the publication of said instrument. The examination of the said C. A. Calhoon 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 14th day of November A.D. 1908.

P. P. Doak,

Judge of Probate.

(Seal)

Return of Commission to Prove Will of Esther Fry, deceased.
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, J. H. J. Arnold, Notary Public, Sedgwick County, Kansas, did, on the first day of December A.D. 1908, cause to come before me at Wichita, in the County of Sedgwick and State of Kansas, C. A. Calhoon, who being by me duly sworn deposed and says: "That the annexed will, or instrument of writing was by the said Esther Fry, the testatrix, subscribed in my presence, and by her published 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 I attested the said will as witness thereto at the request of said testatrix, by subscribing my name to the same, in the presence of the said testatrix, and in the presence of A. F. Dickel the other subscribing witness," and further saith not.

Sworn to and subscribed in my presence, this
1st day of December, A.D. 1908

C. A. Calhoon

And I do hereby certify that the testimony of the said C. A. Calhoon 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)

J. J. Arnold, Notary Public,

Sedgwick County Kas.

My Commission Expires May 26th 1910,

Commission to Prove Will of Esther Fry, deceased, A. F. Bickel,
Sedgwick County, Oklahoma, attesting witness.

State of Missouri:

Is any Court having a Seal, or judge thereof, ^{or} Notary Public of any City or Town in the County of Pontotoc 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, A. F. Bickel an attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of Esther Fry, deceased, and the said A. F. Bickel to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said Esther Fry at the time of the publication of said instrument of writing. The examination of the said A. F. Bickel 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 16th day of November A.D., 1908.

O. P. Joak

Seal

Judge of Probate.

Return of Commission to Prove Will of Esther Fry, deceased,
State of Oklahoma }
County of Pontotoc }

Before me 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 John A. Clark, a Notary Public within and for Pontotoc County, Oklahoma, did, on the 4th day of December A.D. 1908, cause to come before me at Roff in the County of Pontotoc and State of Oklahoma, A. F. Bickel who being by me duly sworn deposed and says: That the said Esther Fry, the testatrix, subscribed her name to the annexed will, or instrument of writing in his presence, and in 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. A. Calhoun, the other subscribing witness, and further deponent saith not.

A. F. Bickel

Sworn to and subscribed in my presence, this }
4th day of December A.D. 1908 }

And I do hereby certify that the testimony of the said A. F. Bickel 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.

John A. Clark

Notary Public Pontotoc Co., Okla.

(Seal)

Certificate of Probate.

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

I, P. P. Doak, Judge of the Probate ^{Court}, within and for Daviess County, Missouri, having examined the foregoing instrument of date May 17th 1902 purporting to be the last will and testament of Esther Fry, deceased, late of Daviess County, Missouri, and having seen the testimony of A. F. Bickel and C. A. Calhoun subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date May 17th 1902, is the last will and testament of said Esther Fry, deceased, and the same is therefore admitted to Probate, and ordered to be recorded.

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of said Court at office this 7th day of December 1908

P. P. Doak,

Judge of Probate.

(Seal)

Last Will and Testament of John Donohue.

Last Will and Testament.

Know All Men By These Presents,

That I, John Donohue, of the County of Daviess, State of Missouri, being of sound mind and Memory, do make and publish this, my Last Will and Testament, in manner and form following:

1st. I Will that all my just and lawful debts be paid and discharged, and I give and bequeath to my wife Bridget Donohue all my personal property of every description and appoint R.V. Thompson Executor of this my last will and testament. It is my request that the maintenance of my wife shall be (so far as possible) interest from money loaned, and at the death of my said wife Bridget Donohue, I will that the balance or remainder of my estate be distributed as follows.

1st I give and bequeath to my daughter Catharine Donohue Harris the sum of One Dollar

2nd. I give and bequeath to my daughter Margaret Donohue Roche the sum of One Dollar

3rd I give and bequeath to my Grandson William Morarity the sum of One Dollar.

4th. I give and bequeath to my son James Donohue the sum of One Thousand Dollars.

5th. I give and bequeath to my son David Donohue the sum of One Thousand Dollars.

6th. The balance or remainder of my estate I will shall be equally divided between my sons James Donohue, David Donohue, and my daughters Julia Donohue French, and Biddie Donohue French.

And last I hereby constitute and appoint R.V. Thompson to be the Executor of this, my last will and testament, ^{revoking and} ^{and confirming} annulling all former wills by me made, and ratifying this and no other to be my last will and testament.

In Witness Whereof, I have hereunto set my hand and seal, this the 23rd day of May, A.D., 1908.

John Donohue [SEAL]

W. A. Marshall

Mrs. G. S. Price

Witnessess.

Filed Dec. 10. 1908

P. O. Doak,

Judge of Probate.

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

Be It Remembered, That on the 10th day of December, 1908, personally appeared before the undersigned Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, N. A. Marshall and Mrs. G. S. Price the subscribing witnesses to the annexed will of John Donohue and being by me first duly sworn depose and say that the said John Donohue 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 witness 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.

N. A. Marshall
Mrs. G. S. Price

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 10th day of December 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 John Donohue and purporting to be the last will and testament of John Donohue, 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 10th day of December, A.D., 1908.

P. P. Doak
Judge and Ex-officio Clerk

(Seal)

Last Will and Testament of Moses T. Mallory

Know all men by these presents, that I, Moses T. Mallory, of Gallatin, Missouri, of the age of 72 years, but of sound and disposing mind and memory do make, publish and declare the following to be my last Will and Testament as follows:

First: It is my will and request that my Executor hereinafter named pay all my just debts, including a decent burial without the presentation to or allowance by any Court.

Second: I give, devise and bequeath to my beloved wife, Susan E. Mallory, my home, where we now reside described as follows to-wit:

Commencing at a point (50) Fifty feet South of the North East corner of Out Lot # (4) Four in the City of Gallatin, Missouri, run thence West (240) Two hundred forty feet, thence South (130) One hundred thirty feet, thence East (240) Two hundred forty feet, thence North to the place of beginning, in Daviess County, Missouri, for and during her natural life, and at her death the same to be sold by my Executor at either Private or Public Sale, without the intervention of any Court, on the best terms that can be obtained and the proceeds thereof together with all other personal property remaining on hand at my death to be equally divided between my three children, to-wit: Stephen A. Mallory, James M. Mallory, Virginia Patton and my step daughter Frances L. Robbins, share and share alike.

I also give and devise to my beloved wife Susan E. Mallory the sum of (\$550.) five hundred fifty dollars in money, also, all my household goods and kitchen furniture, beds bedding and all property now in use by us in house keeping.

The above provisions to my said wife, Susan E. Mallory, are in lieu of dower in all other real estate I now own.

Third: I give devise and bequeath to my Children above named Stephen A. Mallory, James M. Mallory and Virginia Patton my farm consisting of (110) One hundred Ten acres described as follows, to-wit: The East part of the East half of the South West quarter, and the South West quarter of the South East quarter and the South (3/4) Three fourths of the North West quarter of the South East Quarter all in Section (17) Seventeen, Township (59) Fifty nine of Range (29) Twenty nine in Daviess County Missouri, jointly, share and share alike which is to be free and clear of all

Claims of my said wife, Susan E. Mallory for dower or otherwise,

Fourth: I hereby appoint my son James M. Mallory to be the executor of this my last will and testament, hereby revoking all former wills by me made.

In testimony whereof I have hereunto signed my name this 26 day of October, 1905.

Moses T. Mallory

Signed, published and declared by the above named testator, Moses T. Mallory 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 this 26 day of October, A.D. 1905.

Filed Dec 9. 1908

P. P. Doak,

Judge of Probate.

S. T. Brosius

Jas N. Netherton

J. E. Scott

Lewis B. Gillihan

A. J. Place

State of Missouri }
County of Daviess }

In the Probate Court - In Vacation.

Be it Remembered, That on the 11th day of December, 1908, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid, A. J. Place and Lewis B. Gillihan two of the subscribing witnesses to the annexed will of Moses T. Mallory and being by me first duly sworn, deposes and says that the said Moses T. Mallory, 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 S. T. Brosius, J. N. Netherton and J. E. Scott the other subscribing witnesses thereto.

A. J. Place

Lewis B. 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 11th day of December, 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 Moses T. Mallory and purporting to be the last will and Testament of Moses T. Mallory deceased, and having heard the testimony of A. J. Place and Lewis B. Gillihan 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 Moses T. Mallory, 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 11th day of December A.D., 1908,

 Seal

P. P. Doak,

Judge and Ex-Officio Clerk,

Will of John Kavanaugh

Will.

No. 1.

Know all men by these presents: That I John Kavanaugh, of the town of Salem, of the County of Daviess, of the State of Missouri, being of sound mind and memory and understanding, do make, and declare, and publish, this my last will and testament:

First. I give and bequeath to my daughter, Mrs. Ida Elizabeth Ford, One hundred dollars, (\$100.00)

Second. I give and bequeath to my daughter, Louiza Jane Witten, One hundred dollars (\$100.00)

Third. I give and bequeath to my son, John William Kavanaugh, One hundred dollars (\$100.00)
Fourth. I give and bequeath to my Grand son Henry Otto Witten Eight hundred forty dollars (\$840.00) for the purpose of defraying the necessary expenses of securing and completing his medical Education to be completed within three consecutive years, said sum to be disbursed by the Executor as follows: - The sum of seventy dollars (\$70.00) to be used and expended on the tuition and books at the beginning of each school year, and the sum of thirty dollars (\$30.00) at the end of each month upon the presentation to the executor an itemized statement of monthly expenditures and not to exceed seven (7) months in any one school year.

John Kavanaugh {Seal}

No. 2.

Fifth. I give and bequeath to my daughter Marietta Kavanaugh the residue of my property both personal and real after paying from the same the legacies already named, funeral and medical Expenses and other debts that may be existing, to be hers forever.

But if there should not be at my decease sufficient personal property to pay the aforesaid legacies and debts, then so much of my real estate shall be sold as will raise sufficient money to pay the same.

Sixth. I do nominate and appoint my daughter, Marietta Kavanaugh, to be the Executor of this, my last will and testament and to serve without bond.

In testimony whereof I have to this my last will and Testament, contained on two sheets of paper, and to each sheet thereof subscribed my name and set my seal, and to this, the last sheet thereof, I have here subscribed my name and affixed my seal, this eighth day of March Nineteen Hundred Six (1906)

John Kavanaugh {Seal}

Benjamin A. Prichard
 W. D. Pugh
 William J. Pugh

Witnesses

Filed December 12-1908
 P. P. Drake,
 Judge of Probate

State of Missouri } ss.
County of Daviess }

In the Probate Court - In vacation

Be it remembered, that on the 12th day of December, 1908, personally appeared before the undersigned Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, Benjamin A. Prichard and W. T. Pugh, two of the subscribing witnesses to the annexed will of John Kavanaugh, and being first by me duly sworn, depose and say that the said John Kavanaugh, 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 in the presence of William J. Pugh, the other attesting witness.

Benjamin A. Prichard
W. T. Pugh

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 12th day of December, 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 John Kavanaugh and purporting to be the last will and testament of John Kavanaugh, deceased, and having heard the testimony of Benjamin A. Prichard and W. T. Pugh, 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 John Kavanaugh, 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 12th day of December, A. D. 1908.

Seal

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

Last Will and Testament of A. T. Patton.

To whom this may concern.

I A. T. Patton of Altamont, Daviess County Missouri being of Sound mind, Memory and understanding, do make my last will and testament in manner and form following.

First:—I give, devise and bequeath to my beloved wife Gabriella C. Patton Twenty five hundred dollars (\$2500.00) for her use and maintainance as long as she lives, If any part of it remains at her death, It is to be divided equally among all my children or Grand children, (Grand children sharing their Parents Part) after all funeral, and other necessary expenses have been paid.

It is also my desire that my wife have all household goods and Furniture owned at the time of my death absolutely.

Second:—It is my last will and desire that the Balance of my property (real or personal) after all my just debts and funeral expenses have been fully paid, shall be equally divided among the following named children and Grand children.

To wit: Magdalena J. Nelson, Mary F. Geiglar, Laura D. Backley, Thomas J. Patton, Ruby Lee Patton, Elwood F. Patton, Congrave H. Patton, Alta Pearl Myres, Myrtle Shumway and Alva Patton.

Third:—I hereby direct and empower my executor to settle and pay all claims against my estate in a just and economical way, as it may in his judgement seem most advantageous.

Fourth:—I hereby appoint Thomas R. Ford my executor of this my last will and testament.

I in Witness whereof, I A. T. Patton the testator, have to this, my last will and testament set my hand and seal, this the 15th July A.D. 1908.

A. T. Patton Seal.

Signed, Sealed, published and declared by the above named as and for his last will and testament, in the presence of us who have hereunto, subscribed

our names at his request as witness there to in presence of the said Testator and of each other

Filed Jan 9, 1909, H. W. Kindig Seal.
O. C. Doak, b. C. Waller, M.D. Seal.
Clerk. Seal.

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

Be It Remembered, That on the 5th day of January 1909 personally appeared before the undersigned clerk of the Probate Court of the County and State aforesaid, H. W. Kindig and b. C. Waller, M.D. the subscribing witnesses to the annexed will of A. T. Patton, and being by me first duly sworn, depose and say that the said A. T. Patton, 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.

H. W. Kindig

b. C. Waller, M.D.

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

Seal In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of Gallatin, this 5th day of January A. D. 1909.

O. C. Doak,

Clerk.

State of Missouri } ss
County of Daviess }

I, O. C. Doak clerk of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by A. T. Patton and purporting to be the last will and testament of A. T. Patton, deceased, and having heard the testimony of H. W. Kindig and b. C. Waller 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 A. T. Patton, 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 5th day of January, A. D. 1909.

Seal

C. C. Doak,

Clerk.

Last Will and Testament of Mattie Sile.

Know all men by These Presents:

That I, Mattie Sile of the City of Pattonsburg of the County of Daviess, State of Missouri, being of sound mind and memory, do make and publish this, my Last Will and Testament, in manner and form following:

First, All my just debts and funeral expenses shall be first fully paid.

Second, I give devise and bequeath all the rest, residue and remainders of my estate, both real and personal, to my beloved Husband J. C. Sile, to have to hold to him my said Husband and to his heirs and assigns forever.

Third, I nominate and appoint my said Husband J. C. Sile to be the executor (without bond) of this my last Will and testament hereby revoking all former Wills by me made.

In witness Whereof I have hereunto set my hand and Seal this 30th day of March A. D. 1907
 Mattie Sile Seal

Signed, sealed, published and declared as and for her last will and testament, by the above named testator, in our presence, Who have at her request, and in her presence, and in the presence of each other, signed our names as witnesses thereto

Filed Dec. 14, 1908,
 P. R. Doak, Judge of Probate
 State of Missouri, }
 County of Daviess } ss

In the Probate Court in Vacation.

Be It Remembered, That on the 6th day of January, 1909, personally appeared before the undersigned Clerk of the Probate Court of the County and State aforesaid, C. M. Street, one of the subscribing witnesses to the annexed will of Mattie Sile and being by me first duly sworn, deposes and says that the said Mattie Sile 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 J. C. Jenkins, the other witness.

C. M. Street.

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 6th day of January A. D., 1909.

Seal

O. E. Doak,
Clerk.

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

Be It Remembered, That on the 7th day of January, 1909, personally appeared before the undersigned Clerk of the Probate Court of the County and State aforesaid, J. C. Jenkins one of the subscribing witnesses to the annexed will of Mattie Sile, and being by me first duly sworn, deposes and says that the said Mattie Sile the testatrix, subscribed the same in his presence, and published the said will or instrument of writing, as her last will; that she 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. M. Street the other witness.

J. C. Jenkins.

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 January A. D., 1907
Seal C. E. Doak, Clerk.

State of Missouri } ss
 County of Daviess } I, C. E. Doak, Clerk of the
 Probate Court of the County and State aforesaid, hav-
 ing examined the foregoing instrument of writing,
 signed by Mattie Sile and purporting to be the
 last will and testament of Mattie Sile deceased,
 and having heard the testimony of E. M. Street
 and J. E. Jenkins, 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 Mattie Sile, deceased, late
 of Daviess County, and the same is therefore admit-
 ted 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 January A. D., 1907.
Seal C. E. Doak,
 Clerk.

Will of Silas Day, deceased

Know all men by these presents that I Silas Day 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 request that my Executor herein after appointed pay all my just debts without presentation to or allowance by the Probate Court.

2. I will and devise to my grand children, Clarence B. Day, Wardie Day, Ray Day, Ross Day, Guy Day and Velma Day Children of my deceased son Alpheus Day the sum of seventy nine Dollars each, with five per cent interest thereon from May 1st 1904, which will make them equal in advancements heretofore made to my other children.

3. All the rest and residue of my estate I give, devise and bequeath to my three Children Elizabeth Ann Conoway, Stephen Ira Day, Clinton E. Day one fourth ($\frac{1}{4}$) each, and to my grand-Children aforesaid jointly the the remaining one fourth.

Should I hereafter advance to my Children or grand Children any additional sum or sums I will leave receipts of the ^{parties} therefor (for such advancements) to be charged against the parties so advanced.

4. I hereby appoint my son Stephen Ira Day to be executor of this my last will and testament hereby revoking all former wills, and in case of the death of my son Stephen Ira Day or if from any other cause he is unable ~~from any~~ cause to accept the trust as Executor I then appoint my son-in-law Warren Conoway to be Executor of this will. Witness my hand and seal this 8th day of August A.D. 1907.

Silas Day (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 Aug. 8, 1907

W. C. Gillihan, Gallatin, Mo.
Aaron D. Higgins
Frank R. Gillihan

Filed January 26, 1909,

P. P. Doak,

Judge of Probate,

State of Missouri { ss
County of Daviess. }

In the Probate Court - In Vacation.

Be It Remembered, That on the 26th day of January, 1909, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid William C. Gillihan and Frank R. Gillihan two of the subscribing witnesses to the annexed will of Silas Day and being by me first duly sworn, depose and say that the said Silas Day 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 in the presence of Aaron D. Higgins the other subscribing witness.

W. C. Gillihan

Frank R. 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 26th day of January A.D. 1909

P. P. Doak,

Seal

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 Silas Day and purporting to be the last will and testament of Silas Day, deceased, and having heard the testimony of William C. Gillihan and Frank R. Gillihan 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 Silas Day, 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 26th day of January A.D., 1909.

P. P. Doak,

Seal

Judge of Probate.

Last Will and Testament of Isaac D. Davis, deceased.

I, Isaac D. Davis of Jamesport, County of Daviess, 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:

It is my will that my funeral be conducted without ostentation, and that the expenses thereof, together with all my just debts, be fully paid.

I give devise and bequeath to my beloved wife, Bernelia A. Davis, all ^{of} my real estate, together with all my personal property remaining unexpended, after all expenses and debts are fully paid.

And last: I hereby constitute and appoint my said wife, Bernelia A. Davis, to be the Executrix of this, my last will and testament, revoking and annulling all former wills by me made, and ratifying and confirming this, and no other, to be my last will and testament.

In Witness whereof, I have hereunto set my hand this fifteenth day of January, 1904.

Isaac D. Davis

Signed, publish^{ed} and declared by the above named Isaac D. Davis, as his last will and testament, in presence of us, who, at his request, have signed as witnesses of the same.

T. F. Ashbrook.

Guy S. Murray.

Chas. L. Arnold.

Filed Feb. 4, 1909,

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 4th day of Feby. 1909 personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid T. F. Ashbrook and Guy S. Murray two of the subscribing witnesses to the annexed will of Isaac D. Davis, and being by me first duly sworn, depose and say that said Isaac D. Davis

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.

E. F. Ashbrook.

Guy G. Murray

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 4th day of February A.D., 1909.

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 Isaac D. Davis and purporting to be the last will and testament of Isaac D. Davis, deceased, and having heard the testimony of E. F. Ashbrook and Guy G. Murray 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 Isaac D. Davis, deceased, late of Davis 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 4th day of February, A.D., 1909

Seal

P. P. Doak

Judge and Ex Officio Clerk

Last Will and Testament of David Groomer.

Last Will and Testament.

I David Groomer, of Pattonsburg, in the 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 and bequeath to my wife Letitia M. Groomer, all my personal property, such as Household goods, Farming Implements, Live Stock of all kinds and description. As part of the personal property, I desire to except the Thirty-eight shares of stock of the Pattonsburg Savings Bank, which my wife is not to receive in this bequest.

I give and bequest to my wife Letitia M. Groomer during her life and at her death to go to her heirs, the following real estate, to-wit:

The East-half of Lot Eleven (11) and all of Lots Twelve (12) and Thirteen (13), Block Two (2) Page's Addition to Pattonsburg, Mo.

The West-half of Lot Two (2) and all of Lot Three (3) Block One (1) Neil and Perham's Addition to Pattonsburg, Mo.

The East-half of Lot Two (2) and all of Lot Three (3) Kimball Third Addition to Pattonsburg, Mo.

All of Lots One (1), ^{2nd} Two (2) Block One (1) Page's Addition to Pattonsburg, Mo.

All of Lots One (1) Two (2) Three (3) Four (4) and Five (5) Whittons Addition to Pattonsburg, Mo.

The Three-fourths of Lot Four (4) and all of Lots Five (5) and Six (6) Block One (1) original town of Pattonsburg, Mo.

Third. I give and bequeath to my adopted daughter Mary M. Groomer and her heirs, the following real estate, to-wit;

Sixty (60) acres, the South-half of the South-east fractional quarter of Section Thirty-three (33) Township Sixty-one (61) Range Twenty-nine (29).

Thirty-nine and 82/100 acres, the North-east quarter of the South-east quarter of Section Thirty-three (33) Township Sixty-one (61) Range Twenty-nine (29)

Eighty acres, the North-half of the South-West quarter of Section Thirty-Four (34) Township Sixty-One (61) Range Twenty-nine (29).

It is understood that she is to have the rents and use during her life, and at her death to go to her heirs.

Fourth. I give and bequeath to Carrie E. Hancock, during her life and at her death to go to her heirs, the following described real estate, to-wit:

One Hundred Fifty-two acres, the North-west fractional quarter of Section Thirty-three (33) Township Sixty-one (61) Range Twenty-nine (29).

Twenty-two (22) acres being that part of the North-east quarter East of Grand River of Section Thirty-two (32) Township Sixty-one (61) Range Twenty-nine (29).

Fifth. I give and bequeath to Benjamin F. Newall, my adopted son the following real estate, to-wit:

One Hundred Forty (140) acres of the North-east quarter South of the right of way of the Nabash Railroad of Section Thirty-three (33) Township Sixty-one (61) Range Twenty-nine (29)

Thirty (30) acres, all that part north of Grand River of the South-west quarter of Section Thirty-three (33) Township Sixty-one (61) Range Twenty-nine (29). It is understood that he is to have the use, rents and benefits during his life and at his death, to go to his heirs.

Sixth. I give and bequeath to Maggie Williams, for her use and benefits during her life and at her death to go to her heirs, the following real estate, to-wit:

The East-three-fourths of the South-fourth of Section Eight (8) Township Sixty (60) Range Twenty-nine (29).

Forty-five (45) acres, being the West-half of the South-east quarter, South of Grand River of Section Nine (9) Township Sixty (60) Range Twenty-nine (29).

Seventh. I give and bequeath to Goldie L. Williams, my adopted daughter, for her use and benefit during her life and at her death to go to her heirs, the following real estate, to-wit:

Sixty-nine and 28/100 acres, it being the North-west fractional quarter South of Grand River, in Section Nine (9) Township Sixty (60) Range Twenty-nine (29)

Eighth. I give and bequeath to my nephew and Niece William F. Groomer and Rebecca F. Groomer and their daughter and son, who I have also adopted, Mella A. Groomer and David L. Groomer, the following described real estate, to-wit:

The West-three-fourths of the North-half of Section Sixteen (16) Township Sixty (60) Range Twenty-nine (29).

The North-east quarter of the North-east quarter of Section Seventeen (17)
Township Sixty (60) Range Twenty-nine (29)

The North-half of the North-west quarter of the North-east quarter of Section
Seventeen (17) Township Sixty (60) Range Twenty-nine (29)

The North Three-fourths of the North-east quarter of the North-west quarter of
Section Seventeen (17) Township Sixty (60) Range Twenty-nine (29)

Lastly, I make, constitute and appoint William F. Groomer to be
Executor of this my last will and Testament, here by revoking
all former wills by me made. In Witness Whereof, I have here-
unto subscribed my name and affixed my seal, the 29th, day
of October, in the year of our Lord One Thousand ^{Nine Hundred} ~~Seven~~ ^{Seven}.

David Groomer {Seal}

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

W. A. Burns {Seal}

Robert E. Maupin {Seal}

This Codicil made this the 29th day of Oct 1907,

I Will and bequeath to Benjamin F. Newell, Goldie
L. Williams, Metta A. Groomer and David L. Groomer,
Carrie E. Hancock and my wife Letitia M. Groomer,
each 5 share of stock in the Pattonsburg Savings
Bank and to Laura Burris, I give and bequeath (3) three
shares of stock of the Pattonsburg Savings Bank, I de-
sire that my Executor pay the taxes on all my prop-
erty out of the cash on hand from my personal estate

I have hereunto subscribed my name and affixed
my seal the day and year above written

David Groomer {Seal}

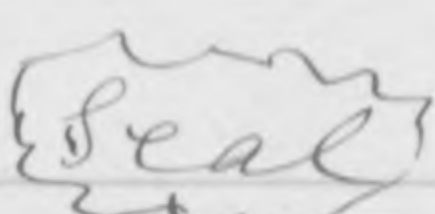
This codicil was on the date thereof signed, publish-
ed, and declared by the ^{said} Testator David Groomer to be his
last Will & Testament in the presence of us, who at his request, and
have subscribed our names thereto as witnesses, in his presence and in the pres-
ence of each other.

F. E. Tally {SEAL}

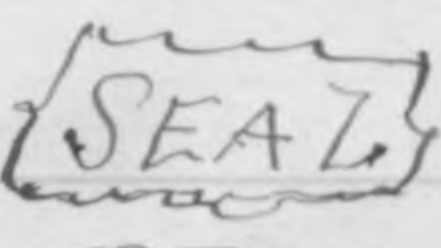
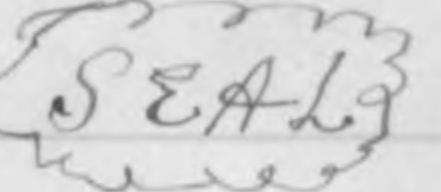
Robert E. Maupin {SEAL}

This Codicil made this the 24 day of Nov. 1908.

I Will and bequeath to Benjamin F Newell a strip of land described as follows, to wit, beginning at N.W. Corner of N.E. 1/4 of S.E. 1/4 Sec 33, Twp 61- Range 29, running South 37 rods, East 16 rods, North 37 rods and West 16 rods to place of beginning. Conditional that the said Newell will grind and saw anything that Mary M. Groomer or her guardian may want sawed free of cost to her. The timber to be such as comes off of her own land. In the event B.F. Newell should die before Mary E Groomer does, this land is to go to her or her heirs

David Groomer 

This Codicil was on the date thereof signed published and declared by the said testator David Groomer to be his last will and testament, in the presence of us who at his request have subscribed our names thereto as witnesses in his presence and in the presence of each other.

J. B. McDonald 
Robert E. Maupin 

Filed March 12th, 1909

P. P. Doak,

Judge of Probate,

State of Missouri { ss.
County of Daviess }

In the Probate Court - In Vacation.

Be It Remembered, That on this 12th day of March 1909 personally appeared before the undersigned Judge of the Probate Court of the County and State aforesaid, Robert E. Maupin one of the subscribing witnesses to the annexed will, (including the appended Codicils) of David Groomer, and being by me first duly sworn, deposes and says that the said David Groomer 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, and said Codicils to same of sound, 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 Testator, and in the presence of the other witnesses respectively

Robert E. Maupin

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 12th day of March A.D., 1909.

Seal

P. P. Doak,
Judge of Probate.

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

Be It Remembered, That on the 15th day of March 1909, personally appeared before the undersigned Judge of the Probate Court of the County and State aforesaid W. A. Burns one of the subscribing witnesses to the annexed will of David Groomer, and being by me first duly sworn, deposes and says that the said David Groomer, the Testator subscribed the same in his presence, and published 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 Robert E. Maupin the other witness.

W. A. Burns

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 March A.D., 1909

Seal

P. P. Doak
Judge of Probate

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

Be It Remembered, That on the 15th day of March 1909, personally appeared before the undersigned Judge of the Probate Court of the County and State aforesaid, E. E. Tally one of the subscribing witnesses to the First Codicil to the annexed will of David Groomer, and being by me first duly sworn, deposes and says that the said David Groomer the

testator subscribed the same in his presence, and published the said Codicil to said will or instrument of writing, as his last will; that he, the said testator was, at the time of publishing his said Codicil to 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 Robert E. Maupin the other witness,

E. E. Tally

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 March A.D., 1909,

P. P. Doak

Seal

Judge of Probate

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

Be It Remembered, That on the 12th day of March 1909 personally appeared before the undersigned Judge of the Probate Court of the County and State aforesaid, J. B. McDonald one of the subscribing witnesses to the 2nd Codicil to the annexed will of David Groomer, and being by me first duly sworn, deposes and says that the said David Groomer, the Testator subscribed the same in his presence, and published the said 2nd Codicil to said will or instrument of writing, as his last will; that he, the said testator was, at the time of publishing his said Codicil to 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 R. E. Maupin the witness to the same

J. B. McDonald

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 12th day of March A.D., 1909

P. P. Doak

Seal

Judge of Probate

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 fore-
going instrument of writing, signed by David Groomer and purport-
ing to be the last will and testament of David Groomer, deceased,
and having heard the testimony of Robert E. Maupin, W. A. Burns,
E. E. Tally and J. B. McDonald 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 David Groomer, 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 Gallat-
in, this 15th day of March A.D., 1909

Seal

P. P. Doak,
Judge of Probate

Last Will of Maria Q. Erwin

I Maria Q. Erwin of the City of Gallatin County of Daviess and State of Missouri, being of sound and disposing mind and memory, and mindful of the uncertainty of life, do make, publish and declare the following to be my last will and testament,

First:- It is my will and request that my Executors hereinafter appointed pay all my debts without presentation to or allowance by the Probate Court, and that they cause to be erected over my grave a suitable monument.

Second:- I give, devise and bequeath to my nephew John Cubberly Erwin my house and lot where I now live in the City of Gallatin Missouri, to wit: Lot No. 9 in Block 3, West and No. 4, South in said City in fee simple.

Also all my furniture, carpets, stoves, books and pictures except such as I may hereinafter dispose of, Also my beds and bedding except as hereinafter stated.

Third:- I bequeath to my niece Mrs. Mary Daugherty the portraits of her Grand father and Grand mother.

Fourth:- I bequeath to my niece Lizzie E. Strobbridge twenty five dollars.

Fifth:- I bequeath to my niece Sue T. Barnard my Gold chain.

Sixth:- I bequeath to my niece Gennie Brown my Gold sleeve buttons

Seventh:- I bequeath to my friend Mrs. Hannah Britton the bureau that has the glass in it.

Eighth:- I bequeath to my friend Mrs. Emma Ewing two China Vases.

Ninth:- I bequeath to my dear friend Mrs. R. J. Britton my Britaining set, Gold breast pin and my red and white quilt.

Tenth:- I bequeath to my friend R. J. Britton the picture "Trial of Patience".

Eleventh:- I bequeath to Mrs. Belle Cubberly my big gray shawl.

Twelfth:- I bequeath some of my clothing John Cubberly's (Erwin's) children

Thirteenth:- All the rest and residue of my estate I bequeath to nephew John Cubberly Erwin. I appoint R. J. Britton and John Cubberly Executors of this my last will.

In witness whereof I have hereto signed my name this October 21st A.D. 1907

Maria Q. Erwin

Signed, published and declared by by the above named testatrix to be her last will and testament in our presence who at her request and in her presence and in the presence of each other have signed our names hereto as witness Oct 21. 1907.

W. C. Gillihan

Penn Love

Vennie G Love

Filed April 3, 1909

O. P. Doak,

Judge of Probate

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

Be it Remembered, that on the 3rd day of April 1909 personally appeared before the undersigned Judge of the Probate Court of the County and State aforesaid W. C. Gillihan and Vennie G. Love two of the subscribing witnesses to the annexed will of Maria Q. Erwin and being by me first duly sworn, depose and say that the said Maria Q. Erwin 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 there to 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 that the testatrix died in Daviess County, Missouri, on March 31st 1909.

W. C. Gillihan

Vennie G Love

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 Galatin, this 3rd day of April A. D. 1909.

O. 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 instru-
 ment of writing, signed by Maria Q. Erwin and purporting to be the
 last will and testament of Maria Q. Erwin, deceased, and having
 heard the testimony of N. C. Gillihan and Vennie G. Love, 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 Maria Q. Erwin, deceased, late of Da-
 viess County, and the same therefore admitted to probate and or-
 dered to be recorded,

In Witness Whereof, I have hereunto set my hand and affix-
 ed the seal of said Court, at office in the City of Galatin,
 this 3rd day of April A. D., 1909

Seal

P. P. Doak,
 Judge of Probate.

Will of John Sandidge.

I, John Sandidge, of Gallatin, Daviess County, Missouri being of sound mind and memory, and considering the uncertainty of this frail and transitory life, do therefore make, publish and declare this to be my Last Will and Testament, that is to say:

First:— After all my lawful debts are paid and discharged, I give and bequeath unto my Wife, Mary E. Sandidge my Homestead, described as follows:

All that part of the South West Quarter ($\frac{1}{4}$) of Section Twenty (20), Township Fifty Nine (59) and Range Twenty Seven (27) Commencing at a point Five Hundred and Seventy (570) feet South of the South East Corner of Block No. Two (2) in Haynes' Second Addition to the City of Gallatin, running thence South Four Hundred and Two (402) feet; thence West Three Hundred and Seventy Seven (377) feet; thence North Four Hundred and Two (402) feet; thence East Three Hundred and Seventy Seven (377) feet to the place of beginning; Also that part of said South West quarter ($\frac{1}{4}$) of Section Twenty (20) aforesaid commencing at a point Six Hundred and Twenty (620) feet South of the South West Corner of Block No. One (1) in Haynes' Second Addition to the City of Gallatin, running thence South Three Hundred and Fifty Two (352) feet; thence East Two Hundred and Forty (240) feet; thence North Three Hundred and Fifty Two (352) feet; thence West Two Hundred and Forty (240) feet to the place of beginning containing Five (5) acres more or less and all other land pertaining to said Homestead if any, all situate in Daviess County, Missouri. My said wife to enjoy the possession and ownership of said Homestead so long as she remains my widow.

Second:— At the death or remarriage of my wife, the said Mary E. Sandidge, the Homestead heretofore described shall by this my bequest, become at once the sole property of Ruth Sandidge whom we have raised since she was three years of age and who has been as a daughter to us. The said Homestead to become her absolute property in fee simple.

Third:— I give to my niece, Ella Godman, the sum of Ten (\$10.00) Dollars.

Fourth:— I give to my nephew Robert L. Sandidge, the sum of Ten (\$10.00) Dollars.

Fifth:— I give to my grand nephew, Robert Ramsey, son of Emma Ramsey deceased, the sum of Ten (\$10.00) Dollars.

Sixth: - I give to my niece Mary Elizabeth Phipps, the sum of Ten (\$10⁰⁰) Dollars.

Seventh: - I give to my nephew William Wyatt Sandidge, the sum of Ten (\$10⁰⁰) Dollars.

Eighth: - I give to my nephew Charles Sandidge, the sum of Ten (\$10⁰⁰) Dollars.

Ninth: - I give to my nephew John H. Sandidge the sum of Ten (\$10⁰⁰) Dollars.

Tenth: - I give to my niece Verona Sandidge Reld, the sum of Ten (\$10⁰⁰) Dollars.

Eleventh: - I give to my niece Rue Ann Talkner the sum of Ten (\$10⁰⁰) Dollars.

Twelfth: - I give to my nephew, George Sandidge the sum of Ten (\$10⁰⁰) Dollars.

Thirteenth: - I give to my nephew Clarence Sandidge, the sum of Ten (\$10⁰⁰) Dollars.

Fourteenth: - I give to my niece Mary Naylor, the sum of Ten (\$10⁰⁰) Dollars.

Fifteenth: - I direct my Executor hereinafter named to all of my just debts without their allowance by any order of Probate Court and to have erected a suitable monument at my last resting place - which said monument shall be selected by my wife Mary E. Sandidge, and Ruth Sandidge.

Sixteenth: - After the payment of all debts, funeral expense, cost of monument and the above legacies, it is my will that the residue of my estate of whatever kind and wherever situate, whether real or personal cash in bank - household effects or of whatsoever kind be and become the absolute property of my wife Mary E. Sandidge and Ruth Sandidge, they to own and possess the same share and share alike.

Seventeenth: - I hereby appoint Jacob Alfred Smith, 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 Fifteenth (15th) Day of January, in the year of our Lord One Thousand Nine Hundred and Eight

Attest

Rolling Britton, Gallatin, Mo.

John ^{his} X Sandidge
mark

(Seal)

The above written instrument was subscribed by the said John Sandidge in our presence, and acknowledged by him to each of us; and he at the same time declared the above instrument subscribed, to be his last Will and Testament; and we, at his request, have signed our names as witnesses hereto, in his presence and in the presence of each other, and written opposite our names our respective places of residence.

James Newby
J. S. Smith
Jacob A. Smith

Gallatin, Mo.
Jamesport Mo.
Jamesport Mo.

Filed Apr 10 1909

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 10th day of April 1909, personally appeared before the undersigned Judge of the Probate Court of the County and State aforesaid, James Newby and Jacob A. Smith two of the subscribing witnesses to the annexed will of John Sandidge and being by me first duly sworn, depose and say that the said John Sandidge, 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 J. S. Smith the other witness, and that said John Sandidge died in Daviess County April 3rd A.D. 1909.

James Newby

Jacob A. Smith,

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 10th day of April A.D., 1909.

(Seal)

P. P. Doak, Judge of Probate

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 John Sandidge and purporting to be the last will and testament of John Sandidge deceased and having heard the testimony of James Newby and Jacob A. Smith, two of the subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing of date January 15, 1909 to be the last will and testament of John Sandidge, 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 10th day of April A.D., 1909

(Seal)

P. P. Doak,
Judge of Probate.

Will of John W. Patton

Know all men by these presents that I, John W. Patton of the County of Daviess and State of Missouri being now 81 years of age but of sound and disposing mind and memory do by these presents make, publish and declare the following to be my last will and testament as follows.

1st It is my will and request that my Executor hereinafter appointed pay all my just debts without presentation to or allowance by any Court.

2nd I give devise and bequeath to my daughter Amanda A. Frost the sum of One Hundred dollars (\$100⁰⁰)

3rd I give devise and bequeath to the children and heirs of my deceased son James F. Patton the sum of One hundred and fifty dollars (\$150⁰⁰) to be equally divided between them - share and share alike.

4th All the rest, residue and remainder of my estate I give devise and bequeath to my remaining five children, to wit: Rebe M. Grove, Florence Miller, John T. Patton, William R. Patton & Lenora B. Christian, to be equally divided between them - share and share alike.

5th I hereby appoint my son John T. Patton Executor of this my last and only will. In witness whereof I have hereto signed my name this June 20th A.D. 1907

John W. Patton

Signed, 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 presents of each other have signed our names hereto as witnesses this June 20th A.D. 1907.

N. C. Gillihan Gallatin, Mo.

A. J. Place

Lewis B. Gillihan

Filed April 13, 1909

J. P. Doak

Judge of Probate

State of Missouri (ss. In the Probate Court of Daviess County, Missouri - In County of Daviess) Vacation - April 13th, 1909.

Be it Remembered, That on the 13th day of April, 1909, personally appeared before the undersigned Judge of the Probate Court, within and for the County and State aforesaid, John T. Patton and W. R. Patton, to me personally known to be the persons whose names are hereto signed, and upon their oath say that John W.

Patton, the above named testator, died in Daviess County Missouri,
April 9, A.D., 1909

W.R. Patton

J.T. Patton

Subscribed and sworn to before me the day and year
first above written

(Seal)

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 13th day of April, 1909,
personally before the undersigned Judge of the Probate Court
of the County and State of said, Lewis B. Gillihan and W.C.
Gillihan ^{two Jrs} the subscribing witnesses to the annexed will of John
H. Patton and being by me first duly sworn, depose and say
that the said John H. Patton the testator subscribed the same
in their presence, and published the said will or instru-
ment 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, at-
tested 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 A.J. Place, the
other subscribing witness.

Lewis B. Gillihan

W.C. Gillihan

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

(SEAL)

In witness whereof, I have hereunto set my hand and affixed the
Seal of said Court, at office, in the City of Gallatin, this 13th day
of April A.D., 1909.

P.P. Doak
Judge of Probate

State of Missouri } ss
County of Daviess } I, P.P. Doak Judge of the Probate Court of
the County and State of said, having examined the foregoing instru-
ment of writing signed by John H. Patton and purporting to be the last will
and testament of John H. Patton deceased and having heard the testimony of
Lewis B. Gillihan and W.C. Gillihan subscribing witnesses thereto in rela-
tion to the execution of the same and the affidavit of the death of the testator
by J.T. and W.R. Patton, do declare and adjudge said instrument of writing
to be the last will and testament of John H. Patton, 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 13th day of April A.D., 1909.

(Seal)

P.P. Doak,

Judge of Probate

Will. O. D. Graham.

43

Last Will and Testament

I, Oliver D. Graham of the County of Livingston in the State of Missouri, being of sound and disposing mind and memory, do make and publish this my last will and testament, as follows:—

1st I request that my funeral be conducted under the direction of my beloved wife and in a manner suitable to my means and position in life and that a suitable monument or stone be placed by her to mark the the final resting place of my remains, the cost of which shall be considered as funeral expenses.

I direct that my funeral charges, the expenses of administering on my estate, and all my just debts be paid out of my personal estate.

2nd I give and bequeath to my beloved son, Charles W. Graham, the sum of Five Dollars.

3rd I give and bequeath to my beloved wife, Mary Ellen Graham, after the payment of all my just debts, funeral expenses and the bequest to my son, all the rest, residue and remainder of my estate, real, personal and mixed to hold and enjoy absolutely in fee simple.

4th— I appoint my wife, Mary Ellen Graham, Executrix of this my last Will and Testament.

In Witness whereof I have hereunto subscribed my name this Second Day of December A.D. Nineteen Hundred and Four.

O. D. Graham

The foregoing instrument was at the date thereof signed and declared by the said Oliver D. Graham, to be his last Will and testament, in the presence of us who at his request, and in his presence, and in the presence of each other, have subscribed our names as witnesses thereto

Robert L. Dowell, M.D.

Walter Jackson

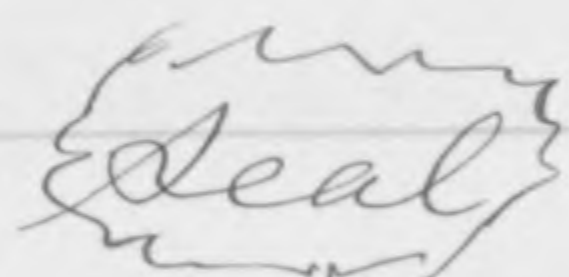
Filed June 17, 1909—P. P. Doak, Judge of Probate
Commission to Prove Will.

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 Livingston
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, Robert L. Dowell, M.D. and Walter Jackson, attesting witnesses to the annexed instrument of writing, purporting to be the Last Will and Testament of Oliver D. Graham deceased, and the said Robert L. Dowell, M.D. and Walter Jackson thus taken you will reduce to writing, and cause them to sub-

scribe 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 28th day of June A.D. 1909.



P. P. Doak

Judge of Probate

Return of Commission to Prove Will.

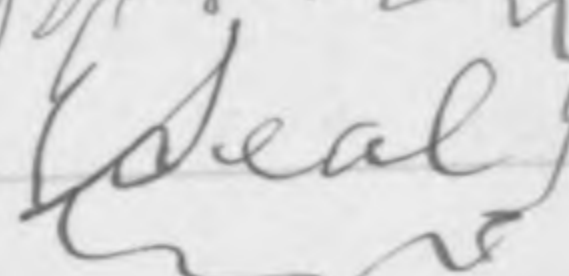
State of Missouri { ss.
County of Daviess }

BE it Remembered, That in pursuance of Authority to me given by the annexed Commission, issued by the Judge of the Probate Court within and for the County of Daviess in the State of Missouri, I, the Undersigned Clerk of the Probate Court within and for the County of Livingston in the State of Missouri, did on this 30th day of June A.D. 1909, Cause to Come before me Robert L. Dowell M.D. and Walter Jackson the persons therein named, who being by me duly sworn, on oath depose and say "that they saw O.D. Graham the testator subscribe his name to the annexed instrument in writing, bearing date the second day of December 1904, and heard him declare the same to be his last will and testament, and that they subscribed their names thereto as witnesses in the presence and at the request of the said testator and at the time of the execution of said instrument as aforesaid, and of their subscribing the same as such witnesses he, the said testator was of sound and disposing mind, to the best of their knowledge and belief."

Robert L. Dowell, M.D.

Walter Jackson

Sworn to and subscribed before me, the day, Month and year aforesaid, And I do hereby certify that the testimony of the said Robert L. Dowell, M.D. and Walter Jackson was by me reduced to writing, and by them subscribed in my presence, and said testimony so by me taken and certified is herewith returned ^{directed} as by said Commission. In Witness Whereof, I hereto set my hand and affix the seal of said Court the day and date aforesaid.



J. E. Pardoner, Clerk of the
Probate Court of Livingston County, Mo.

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 O. D. Graham and purporting to be the last will
and Testament of O. D. Graham, deceased, and having seen the testimony
of Robert L. Dowell M. D. and Walter Jackson subscribing wit-
nesses 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 O. D. Graham, 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 1st day of July, A. D., 1909

P. P. Doak
Judge of Probate

Will of T. J. Cram, Deceased

I, Thomas J. Cram of Gallatin Missouri being now 76 years of
age and somewhat feeble in health but of sound and dispo-
sing mind and fully realizing the uncertainty of this mortal life,
and being desirous while in the possession of all my reasoning
faculties to dispose of what earthly possessions with which the
Lord has blessed me I hereby make, publish and declare the
following to be my last will and Testament, to wit:

First:— It is my will and request that my executor here-
inafter named and appointed pay all my just debts without
any allowance by the Probate Court.

Having no children to whom to give my property and effects I
desire to dispose of whatever I may be possessed of at my death
to the beneficiaries hereinafter named.

Second:— Myself and my beloved wife Margaret C.
Cram, now dead, having long been members of the Cumber-
land Presbyterian Church at Gallatin, Mo. where and with
whom we have spent many happy days and seasons of wor-
ship together and wishing to help the Church after I am gone
and to be remembered by it, I hereby give, devise and bequeath
to C. L. Knauer, Frank Davis, S. S. Brodbeck and C. A. Nixon

Trustees of the Cumberland Presbyterian Church at Gallatin, Mo. and to their successors in office in perpetuity the sum of One Thousand (\$1000.00) Dollars which is to be kept and loaned at the highest rate of interest obtainable and the interest collected yearly and paid by said trustees toward defraying the current expenses of said Church. said bequest to be known as the "Thomas J. Crain fund" and said Trustees of said Church are hereby made trustees of said fund forever.

Third: - I hereby empower and direct my Executor to sell all my real estate situate in Gallatin, Missouri, and described as follows, to wit: The East 113 feet of the South half of Lot Six West and No. One South same being my residence property, Also the middle 22 2/3 feet of Lot Seven and all of Lots five and six in Block Three West and two South in the Original plat of the City of Gallatin, Missouri, Also Lots seven and eight in Block Eight in J. M. Alexander's Addition to said City of Gallatin Daviess County Missouri at either public or private sale on the best terms that he can obtain either for cash or on such time as in his judgment may be best for my estate and to execute and deliver deeds therefor to the purchasers thereof without applying to any Court for authority so to do.

Fourth: - I hereby give and bequeath to the following relatives of myself and of my beloved and loyal wife Margaret C. Crain, deceased, namely, Mary D. Crain, Maggie P. Crain, Lizzie B. Crain, Rebecca C. Townsend, Lula Barksdale, Homer A. Osborn, Lyda Stout, Alice Harvey and Harry Osborn, Mrs. Dora M. Crozier, Frank M. Davis, Robert T. Davis and Virginia S. Davis, all the rest and residue of my estate in equal parts, share and share alike except as hereinafter stated. Having heretofore on the first day of December 1903, advanced to Homer A. Osborn the sum of two hundred and seventy six (\$276.00) Dollars. The same with six per cent interest thereon is to be deducted from his share interest from Dec. 1, 1903. Having also advanced to Clint Stout and Lyda Stout the sum of two Hundred and Sixty Three and 7/100 (\$263.74) Dollars the same with six per cent interest thereon from June 1st 1897, is to be deducted from her share.

Fifth: - I give and bequeath to my namesake Dr. Thomas C. Evans the sum of One Hundred (\$100.00) Dollars

Sixth: - I hereby appoint Frank Davis to be my Executor

of this my last will and testament hereby revoking all former wills by me made, My said Executor above named shall not be required to execute bond as such Executor, Given under my hand this August 24th A.D. 1906

Thomas J. Crain

Signed, 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,

This Aug 24, 1906.

William C. Gillihan, Gallatin Mo.
Lewis B. Gillihan
J. E. Scott

Memo: The name of "Lula Barkdale" was interlined in 6th line from bottom of 2nd page and the words "Clint Stout and" in 8th line of 3 page; the word interest in 7th line of 3 page; and the word "Stout" in 5th line of second page and the words "The same" in 10th line of 3 page were all interlined and made before testator signed same & were read to him as interlined before he signed same
W. C. Gillihan -

Note: - The notation of Mr. Gillihan here given was written beneath the names of witnesses - and I have put it down here although in recording the will no attention was given to the interlining - but the words here mentioned as interlineations were written as parts of complete instrument. - P. P. Doak, Judge of Probate,

Endorsed on back: - Filed July 12, 1909
P. P. Doak
Judge of Probate

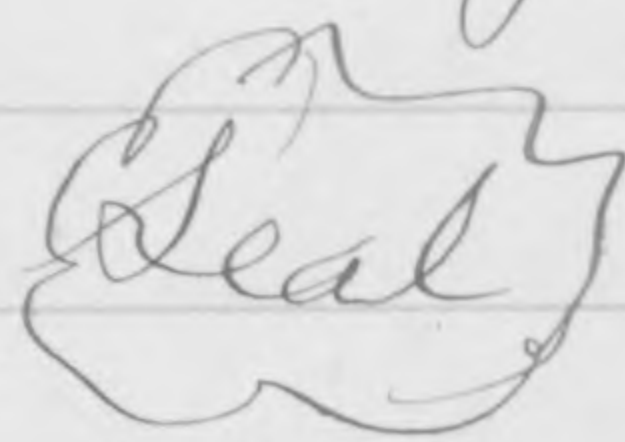
State of Missouri (ss In the Probate Court In Vacation
County of Daviess)

Be It Remembered, That on the 12th day of July, 1909 personally appeared before the undersigned Judge of the Probate Court of the County and State aforesaid William C. Gillihan and Lewis B. Gillihan two of the subscribing witnesses to the annexed will of Thomas J. Crain and being by me first duly sworn, depose and say that the said Thomas J. Crain the testa-

tor 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 there to 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.

William C. Gillihan
Lewis B. 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 12th day of July A.D., 1909,

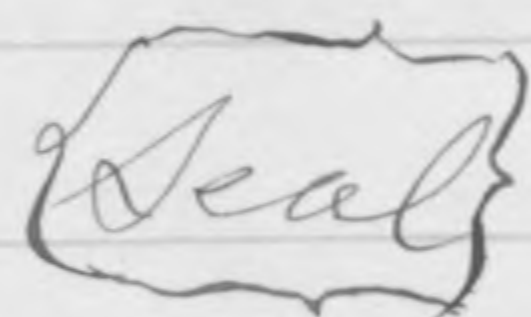


O. P. Doak,
Judge of Probate.

State of Missouri (ss.
County of Daviess)

I, O. P. Doak, Judge of The Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Thomas J. Crain and purporting to be the last will and testament of Thomas J. Crain, deceased, and having heard the testimony of William C. Gillihan and Lewis B. Gillihan 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 Thomas J. Crain, 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 12th day of July A.D., 1909.



O. P. Doak

Judge of Probate

Last Will and Testament of Henrietta M. Higgins

Being admonished of the brevity of Life and the certainty of Death and wishing to make disposition of my Real Estate and personal property I, Henrietta M. Higgins make and declare this to be my last will and Testament to wit.

I give and bequeath unto my husband Aaron D. Higgins the following described Real Estate to-wit ^{Commencing} Twenty five (25) feet North and sixteen and one half ($16\frac{1}{2}$) East of the South West corner of the South West quarter of the South West quarter of Section No One (1) in Township No Sixty One (61) of Range No Twenty Eight (28) and running thence East Eighty-two (82) feet thence North Two Hundred and Ten ⁽²¹⁰⁾ feet thence West Eighty Two (82) feet thence South Two Hundred and Ten (210) feet to the place of beginning

I give and bequeath unto my husband Aaron D. Higgins all the personal property of every kind and character of which I may die seized.

If I should own any other Real Estate at the time of my death that is not mentioned in this will I give and bequeath it to my husband Aaron D. Higgins.

And it is my wish and will that my husband Aaron D. Higgins shall own control and have the absolute right to sell Transfer and use all of said property in any manner that may seem proper and right to him

Wishing my husband to have full control and receive all benefits possible to be derived from said property after my just debts are paid I appoint him Executor of this my last Will and Testament and it is my wish and will that he be not required to give Bond

Henrietta M. Higgins

We hereunto subscribe our names as witnesses to the above and foregoing instrument in the presence of each other and in the presence of and at the request of Henrietta M. Higgins the Testator who in our presence declared the same to be her last will and Testament

Dated this 4th day of August 1894

William E. Smith
Edward Smith

Filed Aug 11, 1909

P. P. Doak

Judge of Probate

State of Missouri } ss In the Probate Court - August Term - Wednesday, August 11, 1909
County of Daviess }

Be It Remembered, That on the 11th day of August, 1909, personally appeared before the Probate Court of the County and State aforesaid, Wm. E. Smith and Edward Smith, the subscribing witnesses to the annexed will of Henrietta M. Higgins, and being by me first duly sworn, depose and say, that the said Henrietta M. Higgins, 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.

Edward Smith
William E. Smith

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 11th day of August, A.D., 1909

(Seal)

P. P. Doak, Judge of said Court.

State of Missouri, County of Daviess - S.S.

I, P. P. Doak, Judge of the Probate Court of the County and State aforesaid, having examined the foregoing instrument of writing, signed by Henrietta M. Higgins and purporting to be the last will and testament of Henrietta M. Higgins, deceased, and having heard the testimony of Edward Smith and William E. Smith, 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 Henrietta M. Higgins, 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 11th day of August, A.D., 1909

(Seal)

P. P. Doak,

Judge of said Probate Court

Last Will and Testament: Ebenezer West

Last Will and Testament

To all whom it may concern: Know ye: That I Ebenezer West of the City of Gallatin, in the County of Davies, and State of Missouri, being of sound mind and memory, and considering the uncertainty of this frail and transitory life, and with the view of having my will and wish more fully carried out and preventing any hardships that otherwise might arise, or injustice being committed in the settlement or distribution of my estate after my decease; I do therefore make, ordain, publish and declare this to be my last Will and Testament, That is to say:

First: I desire to be buried on my lot in the Brown Cemetery, by the side of my deceased wife - Said Cemetery being near Gallatin, Missouri.

Second: After all my lawful debts are paid and discharged, I give, devise and bequeath to my wife, Mary Ann West all the residue of my property, real, personal and mixed of whatsoever kind and wherever situate, that I may die seized or possessed of, She to have the same in fee simple absolute, for her support and maintenance during her life time, with full authority and power to control, rent, use, sell and convey the same by deed or otherwise, the whole or any part thereof and use the proceeds derived therefrom in any manner that she may deem wise and proper, and at her death, the said Mary Ann West shall dispose of any of said estate remaining in her possession as she may deem just, wise and proper.

Third: Having heretofore made my daughter, Mary Ellen Maharg many gifts out of my estate, I deem said gifts as advancements out of my estate to her and I do not therefore make her any additional bequest in this my last Will and Testament.

Fourth: I hereby make, constitute and appoint my said wife Mary Ann West to be the Executrix of this my last Will and Testament, and I further direct that she be allowed to serve without being required to give any official bond in relation thereto, and I hereby revoke all former wills by me made.

In witness Whereof I have hereunto subscribed my name this Third Day of May in the year of our Lord One Thousand Nine Hundred and Nine.

Ebenezer West.

The above and foregoing written instrument was subscribed by the said Ebenezer West in our presence and acknowledged by him to each of us; and he at the same time published and declared the above and foregoing instrument so subscribed to be his last Will and Testament, and we, at the testator's request, and at his presence, and in the presence of each other have signed our names as witnesses hereto and written opposite our names, our respective places of residence.

Rollie J. Britton Gallatin, Missouri.
Colmore H. Weldon, Gallatin, Missouri
Mary E. Folmsbee, Gallatin, Missouri
Clemmie Nixon, Gallatin, Missouri

Filed August 30, 1909,

R. P. Doak,

Judge of Probate.

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

Be it Remembered, that on the 30th day of August, 1909, personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid Rollie J. Britton Colmore H. Weldon, and Mrs. Clemmie Nixon three of the subscribing witnesses to the annexed will of Ebenezer West and being by me first duly sworn, depose and say that the said Ebenezer West 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.

Rollie J. Britton
Colmore H. Weldon
Clemmie Nixon

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 30th day of August, A.D., 1909.

(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 Ebenezer West, and purporting to be the last will and testament of Ebenezer West deceased, and having heard the testimony of Rollin J. Britton, Colmore H. Weldon and Clemmie Nixon, 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 Ebenezer West, 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 August, A.D. 1909.

(Seal.)

P. P. Doak,

Judge and Ex-officio Clerk.

Last Will and Testament of Hugh H. Bowers.

I, Hugh H. Bowers of the County of Daviess and State of Missouri, being of sound ~~mind~~ and disposing mind and memory, do make, publish and declare this to be my last Will and Testament.

It is my Will that all of my just debts shall be paid, and for that purpose I hereby direct my executor to convert whatever personal property I may have on hand at my decease, (and not otherwise disposed of herein) into cash and use that same for the payment of such debts, any balance remaining to be divided equally between my children, Porter M. Bowers, Hettie Bowers, Jessie Bowers, Charity M. Prosper, and Alice Black.

Second:- It is my Will and I hereby give and devise to my said son, Porter M. Bowers, the south west quarter of the south east quarter of section No.

Twenty four (24), township No. fifty eight (58), of range No. twenty seven (27), in the County and State aforesaid in fee simple, reserving however a strip thirty (30) feet wide off of the north side of said tract, beginning at the public road on the east side thereof and extending west to the east side of a large pond near the west line of said tract, for the joint use of said Porter M. Bowers and Hettie and Jessie Bowers and their heirs and assigns, as and for a private road. I also give and bequeath to said Porter M. Bowers all of my household goods and furniture of every description, including books.

Third:— I give and bequeath to my son, Douglas Bowers, the sum of Two Hundred (\$200.00) dollars, if living at the time of my death; but if he shall then be dead, it is my Will, and I hereby give and bequeath to his heirs the sum of five (\$5.00) dollars, the same to be paid by my son, Porter M. Bowers. And I do hereby charge the land given to said Porter M. Bowers with the payment of said legacy.

Fourth:— I give and devise to my daughter, Hettie Bowers, the west half of the north west quarter of the south east quarter of section No. twenty four (24), township and range aforesaid.

And Fifth:— I give and devise to my daughter, Jessie Bowers, the east half of the north west quarter of the south east quarter of said section No. twenty four (24), township and range aforesaid, hereby directing her to pay to my daughter Hettie the sum of One Hundred (\$100.00) dollars, to equalize the value of said two tracts, said One Hundred (\$100.00) dollars to be made a charge upon the tract hereby ~~given~~ given and devised to Jessie.

Sixth:— I give and devise the lands aforesaid to my said children, Porter M. and Hettie, reserving the right and privilege to each of said children, their heirs and assigns to have free access to and the use and enjoyment of the large pond mentioned in item second above, the water in said pond to be used by them for stock and domestic purposes, and the fish in said pond to be equally divided between them, and

they shall have the privilege of entering upon the lands contiguous to ~~the~~ said pond to make necessary repairs or to water stock at the tank supplied by the pipe connecting with said pond.

Seventh:— I give and devise to my daughter, Charity M. Prosper, wife of Bert Prosper, the west half of the south west quarter of the north west quarter of section No. thirty (30), township No. fifty eight (58), of range No. twenty six (26), county and state aforesaid, except a strip of land thirty (30) feet wide extending from the east line of said tract west about four (4) rods to the center of the well mentioned in item No. eight.

Eighth:— I give and devise to my daughter, Alice Black, wife of Louis Black, the east half of the south west quarter of the north west quarter of section No. thirty (30), township No. fifty eight (58) of range No. twenty six (26), of the County and State aforesaid, except a strip 18 feet wide off east side from public road to church, also a strip of land thirty feet wide beginning on the west line of said tract about midway and opposite the well mentioned in item No. seven, thence west about four rods to the center of said well, and it is my Will that said Charity M. and Alice and their heirs and assigns, shall have full and free access to said well, and equal enjoyments of the water privileges afforded thereby for stock and household purposes.

Ninth:— In the event that my personal property shall not be sufficient to pay my debts and the expenses of administration as hereinbefore provided, it is my Will and I hereby direct that said Porter M., Hettie, Jessie, Charity M. and Alice, each pay off and discharge one fifth of the balance, and in the event that either of said children shall fail or refuse to pay his or her share of said debts, within twelve months after my death, then and in that event, it is my Will, and I hereby authorize my Executor to sell the property hereby devised to one

in default at public or private sale without an order of the Probate Court and upon the best terms obtainable, and out of the proceeds of such sale satisfy the portion of said debts for which the said party may be liable as hereinbefore provided, and the balance, if any, to be paid to said party, his or her heirs or assigns.

I hereby authorize my executor, upon the sale of said lands, to execute proper conveyances therefor.

Tenth:- In the event of the death of either of the children mentioned above, Foster M., Hettie, Jessie, Charity M. or Alice, without children or direct descendants, then it is my Will that the real-estate herein devised to such child shall pass to and the title thereto vest in the survivors of those mentioned immediately above, to the exclusion of the said Douglas Bowers; this provision shall only apply to such of my said children as may die in my life time.

Eleventh:- I hereby appoint Joshua W. Alexander of Gallatin, state and county aforesaid, my sole executor of this my last Will and Testament, hereby revoking all former Wills by me made.

In Witness whereof I have hereunto set my hand this 24th day of June 1896.

Hugh H. Bowers.

Signed and declared by the above named, Hugh H. Bowers, to be his last Will and Testament, in the presence of us, who at his request and in his presence, have subscribed our names as witnesses hereto.

Samuel P. Richardson
James R. Faulkner
Jas. N. Netherton

Codicil To Will.

Whereas, I Hugh H. Bowers having made and duly executed my last will and testament, in writing, bearing date June 24th 1896 and attested by Samuel P. Richardson, James R. Faulkner and James N. Netherton, as witnesses, now I do

declare this present writing to be a codicil to my
 said will, and direct that the same be annexed to
 and taken as a part thereof, and I hereby revoke
 the provisions in my said will contained in the
 second and third items thereof in favor of my son
 Porter M. Bowers and Douglas Bowers, and in lieu
 thereof, I do hereby devise to my said son Porter M.
 Bowers the East Half of the South West Quarter of the
 South East Quarter of Section Twenty Four (24) Township
 Fifty Eight (58) of Range Twenty Seven (27) in Daviess
 County Missouri; and to my son Douglas Bowers
 the West Half of the South West Quarter of the South
 East Quarter of said Section Twenty Four (24) Township
 Fifty Eight (58) of Range Twenty Seven (27), reserving
 however, a strip thirty feet wide off the north
 side of said two tracts beginning at the public road
 on the East side of said tract first named, then
 West to the East side of ~~said tract first named~~,
~~then~~ of a large pond near the west line of
 said last named tract for the joint use of said
 Porter M. Bowers, Douglas Bowers Hattie and Jessie
 Bowers, their heirs and assigns, as and for a
 private road; and Provided, further, if my
 said son Douglas should die in my lifetime,
 it is my will that my executor sell the
 land hereby devised to said Douglas Bowers,
 and make a good and sufficient deed to the
 purchaser thereof and divide the proceeds
 of such sale among my other children therein
 named; also it is my will that my household goods
 of every description including books be sold by my
 executor, and the proceeds divided among all my
 children, the portion of my said son Douglas Bowers
 in the event of his death in my lifetime to go to
 the other legates named in my said will.

In Witness whereof I have hereunto set my hand
 this 17th day of August 1900.

H. H. Bowers

Signed and declared by the above named
 Hugh H. Bowers to be the codicil to his last

will and testament, to be annexed to his said will, in the presence of us, who at his request and in his presence, and the presence of each other have subscribed our names as witnesses hereto.

J. G. Lawson

G. Frank Harrison

Codicil No. 2 - To the last will and testament of Hugh H. Bowers.

Whereas, I, Hugh H. Bowers having heretofore duly made and executed my last will and Testament in writing bearing date of June 24th 1896, the same being attested by Samuel P. Richardson, James R. Faulkner and James N. Netherton as witnesses, and

Whereas, subsequently thereto, to wit on the 17th day of August 1900 I duly made and executed a codicil to my said last will and testament attested by J. G. Lawson and G. Frank Harrison as witnesses, and desiring to make other disposition of part of my property other than that made by my last will and codicil aforesaid.

Now, therefore, I do declare this present writing to be codicil No. 2 to my last will and annex the same to and make the same a part thereof and I do hereby revoke said codicil of date August 17th 1900, - also the second and third clauses of my said last will and testament dated June 24th 1896 and in lieu thereof I publish and declare this codicil thereto, and as I have this day made, executed and delivered to my son Porter M. Bowers a general warranty deed to the South West Quarter of the South East Quarter Section Twenty four (24) Township Fifty eight (58) of Range Twenty seven (27) of Daviess County Missouri, reserving a right of way over a strip fifteen (15) feet wide off the North side of said tract beginning at the public road on the East side thereof, and extending thence west forty one (41) rods, said right of way being reserved as and for a Private road, and have taken the note of my said son Porter M. Bowers for One Thousand and ^{no}/₁₀₀ (\$1,000.) Dollars, payable on demand, without interest

secured by a trust deed on said west half of said South-West Quarter of the South-east Quarter of Section Twenty four (24) Township Fifty-eight (58) Range Twenty seven (27) County and State as aforesaid, subject to said easement for private road.

Now therefore I hereby give and bequeath to my son Douglas Bowers said note for \$1,000. above described, in place of any and all interest in my estate, if he shall be alive at the time of my death, and shall personally appear in the Probate Court of Daviess County within two years thereafter, and file a claim in writing in said Court, demanding the surrender to him of said legacy, but in the event my said son Douglas Bowers is dead at the time of my decease, or if living fails to appear and demand said legacy as above provided, then in either of said events I hereby direct my Executor to collect said note of my ^{said} son Porter M. Bowers and divide the proceeds between my children Porter M. Bowers, Hetty Bowers, Jesse Glick, Chrity M. Grosper and Alice Black (share and share alike) their heirs and assigns.

2. Item Eighth (8) of my said last will and testament is hereby modified by striking out the words and figures therein as follows: "Except a strip 18 feet wide off east side from Public road to the Church", it being my will and desire that said strip of land shall be included in the devise to my daughter Alice Black described in said item eighth.

3. Except as contained in this codicil, I hereby reaffirm and declare said instrument of June 24th, 1896, and this codicil to be my last will and Testament,

Given under my hand this August 14th, 1905.
Hugh H. Bowers.

Signed and declared by the above named Hugh H. Bowers to be Codicil No. two (2) to be his last will and Testament, in the presence of us, who at his request and in his presence and in the presence of each other, have subscribed our names

as witnesses hereto,

L. B. Gilligan
W. O. Tague

Codicile No 3 to the last will and testament of Hugh
H. Bowers.

I, Hugh H. Bowers, have heretofore made and executed my last will and testament in writing, bearing date June 24 1896 the same being attested by Samuel P. Richardson, James R. Faulkner and James N. Netherton as witnesses; - and whereas subsequently to-wit; on seventeenth day of August 1900 I duly made and executed a codicil to my said last will and testament, attested by J. G. Lawson & G. Frank Harrison as witnesses, said codicil attached to my said last will and testament and marked codicil No. 1; and whereas subsequently to said last named date to-wit; on August 14, 1905 I duly made and executed a further codicil to my said last will and testament attested by L. B. Gilligan and W. O. Tague as witnesses, the said being attached to said last will and testament, marked codicil No. 2; - and being desirous of further changing of my said last will and testament, and being of sound and disposing mind and memory, do make, publish and declare this writing to be codicil No. 3 to my said last will and testament, and annex the same to, and make the same a part of, my said last will and testament.

First; I give and devise to my son, Porter M. Bowers, the west half of the north-west quarter of the south-east quarter of section No. 24, Twp. 58, of range No. 27, Daviess Co., Mo. in fee simple; said twenty acre tract being the same, devised to my daughter, Hettie Bowers, in the fourth item of my said last will and testament. And in lieu of the land devised to her by said fourth item, I give and bequeath to my said daughter, Hettie Bowers the sum of one thousand dollars (\$1000.00) to be a charge and first lien upon the said twenty acre tract of

land hereby given and devised to my son, Porter M. Bowers, and in the event my said son, Porter M. Bowers, his heirs or assigns shall fail to pay said daughter, Hettie Bowers, or her heirs or assigns if she be not then living, the sum of one thousand dollars, within three months after my decease, then and in that event, I give and bequeath said tract of land to my said daughter, Hettie Bowers, her heirs and assigns.

Second; I give and bequeath my son, Porter M. Bowers the east half of the north-west quarter of the south-east quarter of the said section No. 24, Twp. and range aforesaid, And in lieu of the real estate, devise to my daughter, Jessie Bowers, by the fifth item of my last will and testament, I give and bequeath to her the sum of One Thousand Dollars, the same to be a charge and first lien upon the said tract of land hereby devised to my son, Porter M. Bowers, and in the event my son Porter M. Bowers, his heirs and assigns fail to pay to my said daughter Jessie, who is named in said last will and testament as Jessie Bowers, but who has since intermarried with Albert Glick, said sum of One Thousand Dollars within ninety days after my decease, it is my will and I hereby give and devise unto my said daughter Jessie Glick, her heirs and assigns, the said Twenty acre tract of land.

Third; I do hereby reaffirm and declare said instrument of June 24, 1896, with the several codicils thereto, and as changed thereby, to be my last will and testament.

Given under my hand this 24th. day of August 1907,
Hugh H. Bowers.

Signed and declared by the above named, Hugh H. Bowers to be codicil Number 3 to his last will and testament, in the presence of us, who at his request and in his presence, and in the presence of each other have subscribed our names as witnesses hereto, on this 24th.

day of August 1907.

Filed Sept. 20, 1909,

P. P. Doak, Judge of Probate.

T. B. Gates

Geo. F. Alexander.

Witnesses.

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

Be it Remembered, That on the 21st day of Sept. 1909, personally appeared before the undersigned Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid, T. B. Gates and Geo. F. Alexander, the subscribing witnesses to the annexed will of Hugh H. Bowers, and being by me first duly sworn, depose and say that the said Hugh H. Bowers, 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.

T. B. Gates.

G. F. Alexander.

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 22nd day of September, A.D. 1909.

(Seal)

P. P. Doak,

Judge and Ex-officio Clerk.

State of Missouri, } ss. I, P. P. Doak, Judge and
County of Daviess } Ex-officio Clerk of the Probate Court of the County and
State aforesaid, having examined the foregoing instrument of writing, signed by Hugh H. Bowers, and purporting to be the last will and testament of Hugh H. Bowers,

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deceased, and having heard the testimony of J. B. Yates and Geo. F. Alexander, 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 Hugh H. Bowers, 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 22nd day of September, A.D. 1909.

P. P. Doak,

(Seal.)

Judge and Ex-officio Clerk.

Last Will of Phebe Edwards, Deceased.

I, Phebe Edwards, of Winston, Daviess County, Missouri, being of sound mind and disposing memory, do make, publish and declare this my last will and testament hereby revoking all former wills by me made.

First:- I direct that all my just debts my funeral expenses and the expenses of my last illness be first paid, and if possible out of my personal estate.

Second:- I give devise and bequeath to my beloved husband John Edwards, to have and to hold during his natural life time all of Block Number Four (4) Koons Addition to Winston, Daviess County, Missouri, and all other property real personal and mixed, and at his death to be divided equally between my children and Leroy Edwards my stepson, or the descendants of such as shall then be living, to have and to hold to them and their heirs forever.

I do hereby appoint Charles L. Edwards my son, executor of this my last will and testament, without Bond.

In witness whereof I have hereunto set my hand this the 23 day of January, 1901.

Phebe Edwards.

Signed, published and declared by the above named Phebe Edwards 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 hereunto subscribed our names as witnesses thereto.

Filed Aug. 9, 1909,

P. P. Doak, Judge of Probate.

J. H. Wise, of Winston, Daviess Co Mo.
Anna M. Wise of Winston, Daviess Co. Mo.
Minnie Edwards of Winston Daviess Co Mo.

State of Missouri, } ss
 County of Daviess } In the Probate Court - August Term, 1909.
Be it Remembered, That on the 18th day of August, 1909, personally appeared before the Probate Court of the County and State aforesaid, Anna M. Wise, one of the subscribing witnesses to the annexed will of Phebe Edwards and being by me first duly sworn, deposes and says that the said Phebe Edwards the Testatrix subscribed the same in her 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 she, the said deponent, attested the said will as witness thereto at the request of said Testatrix, by subscribing her name to the same, in the presence of the said Testatrix and in the presence of James H. Wise and Minnie Edwards the other subscribing witnesses

Anna M. Wise

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 18th day of August A.D. 1909

Seal. J. P. Doak, Judge of said Court.

State of Missouri, } ss
 County of Daviess } In the Probate Court - In Vacation.
Be it Remembered, That on the 23rd day of September, 1909, personally appeared before the Undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid Minnie Edwards one of the subscribing witnesses to the annexed will of Phebe Edwards and being by me first duly sworn, deposed and says that the said Phebe Edwards the Testatrix subscribed the same in her 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 she, the the said deponent attested the said will as witness thereto at the request of said Testatrix, by subscribing her name to the same, in the presence of the said Testatrix, and in the presence of James H. Wise and

Anna M. Wise the other subscribing witnesses.

Minnie Edwards.

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 23rd day of September, A. D. 1909.

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 Edwards and purporting to be the last will and testament of Phebe Edwards, deceased, and having heard the testimony of Anna M. Wise and Minnie Edwards, 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 Phebe Edwards, 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 23rd day of September, A. D. 1909.

P. P. Doak,

(Seal.)

Judge and Ex-officio Clerk

Will of James M. McCarty

Know all men by These Presents:

County, Missouri, being now That I James M. McCarty, of Daviess County, Missouri, being now 59 years of age, do make and publish this my last Will and Testament.

First. I devise that all just debts and demands against my Estate be promptly and fully paid

Second. I give and bequeath to my wife, Laura J. McCarty, my Homestead consisting of my dwelling and the land upon which it is situated to the total value of Fifteen Hundred Dollars, to have and to hold the same for and during her natural life. It being the purpose of this provision to vest in my said wife, a life estate in the premises which constitute my Homestead under the law of Missouri.

Third. I give and bequeath to my said wife, in addition to the foregoing devise, one third of all of the remaining real estate of which I may die seized, to have and to hold the same for and during her natural life, subject only to the lease herein provided for.

Fourth. To my said wife, I give and bequeath, in addition to the foregoing, one fifth of all the personal property of which I die seized, absolutely.

Fifth. It is my desire that ^{my} Son Haze McCarty and my Son-in-law, R. S. Dains, shall have the option of leasing for five years all of the real estate of which I may die seized, upon the same terms and conditions as it is now held by them under their present lease. Should they take advantage of this option my executor is hereby empowered and directed to lease the same to them as aforesaid, and to reserve from sale such portion of my farm implements, stock and personal property as shall be necessary to enable him to carry out the terms of said lease on his part.

Sixth. To my daughter Hallie McCarty, I give and bequeath the one fourth of all the property of which I may die seized to have and to hold, in fee absolutely, subject only to the provisions for the payment of my debts, and the devise and bequest to my said wife, and the option of the lease, aforesaid.

Seventh. To my daughter Lois McCarty, I give and bequeath absolutely, one fourth of the said remainder of my property, subject to the provisions enumerated in item Seven, above.

Eighth. To my Son Haze McCarty, I give and bequeath, absolutely, one fourth of the said remainder of my said property.

Subject only to the provisions enumerated in item seven, above.

Ninth. To my grand daughter Elba Dains, I give and bequeath absolutely, one fourth of said remainder of my said property subject only to the provisions enumerated in item seven, above.

Tenth. It is my desire and purpose that all of the property of which I may die seized, of whatsoever kind and wheresoever situated shall be divided among my said children and my said Grand Child, equally share and share alike subject only to the payment of my debts, the provisions herein made for my said wife and the option for a lease as aforesaid.

I hereby appoint my said wife Laura J. McCarty and my said son Haze McCarty, to execute this will.

In Testimony Whereof I hereunto set my hand this 11th day of October 1909

James M. ^{his} McCarty
mark

Witness to mark
O. N. Gibson
N. O. Gillilan

We attest the above and foregoing will by subscribing our names hereto as witnesses at the request of James M. McCarty, the testator, and in his presence and in the presence of each other, this 11th day of October, 1909.

N. O. Gillilan
O. N. Gibson

I hereby make and publish this Codicil to the foregoing will, ratifying and affirming the said will, in all other respects, except as herein provided;

To my son-in-law, R. S. Dains, I give the span of mares called Bet and Nell, dated this 11th day of October, 1909.

James M. ^{his} McCarty
mark

Witnesses
O. N. Gibson
N. O. Gillilan

Filed Oct. 28, 1909

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 28th day of October 1909, Personally appeared before The undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid, N. O. Gillilan and O. N. Gibson the subscribing witnesses to the annexed will of James M. McCarty and being by me first duly sworn, depose and say that the said James M. McCarty 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.

N. O. Gillilan

O. N. Gibson

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 28th day of October A.D. 1909,
P. P. Doak

(Seal)

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 James M. McCarty and purporting to be the last will and testament of James M. McCarty, deceased, and having heard the Testimony of N. O. Gillilan and O. N. Gibson 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 James M. McCarty, 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 28th day of October A.D. 1909

P. P. Doak,

Judge of Probate

(Seal)

Last Will and Testament of Wm. R. Cole,

Will.

Know all men by these presents that I William R. Cole, being of sound mind, and disposing memory do hereby make publish and declare this my last will and testament hereby revoking all former wills by me made.

1. I request that all my just debts including funeral expenses and expenses of my last illness be fully paid as said debts may mature, out of my personal estate so far as may be possible and if that be insufficient I hereby expressly authorize my Executor hereinafter named to sell such part of my real estate as may be necessary to meet all just demands.

2. I desire that my wife, Nancy E. Cole shall act as executrix of this my last will and testament, assisted and advised by my son Anson D. Cole, and I further request that she be not required to give bond as such.

3. I desire that prior to the division of my property among my heirs as set forth herein that the following named children be charged with advancements as follows:

Anson D. Cole - - \$500.00

Ramus M. Cole - - 500.00

Minnie V. Young - - 500.00

Nellie B. Fitch. 450.00

Robert B. Cole 500.00

Tina D. Cole 150.00

Rienga J. Cole 325.00

And that in the division of my property these advancements be first equalized by the payment out of the estate such amounts as would render said children equal in the matter of advancements.

In the case of my youngest son Jesse Q. Cole I direct that his guardian be authorized to expend for his education the sum of Three Hundred Dollars to be paid by my estate and that when he attains his majority he shall receive from my estate the sum of Six Hundred Dollars all of which shall be considered as making him equal with the children named above in advancements.

4. I desire that my wife Nancy E. Cole be allowed to choose from my property both personal and real that part of my estate to which she would be entitled by law.

5. All the remainder of my estate, real personal and mixed, I give, bequeath and devise to my children named above to be divided equally between them and I direct that should,

they not be able to amicably agree upon a division of my real estate in kind that it shall be sold and the proceeds of said sale be divided as above stated.

In witness whereof I have hereunto subscribed my name this 18th day of November 1908.

W. R. Cole

The foregoing instrument was at the date thereof signed and declared by the said William R. Cole to be his last will and testament in the presence of us who at his request and in his presence and in the presence of each other, have subscribed our names as witnesses thereto.

Filed January 25, 1910.

P. P. Doak, Judge of Probate,

W. T. Brown

Fred Fair

Proof of Will.

State of Missouri { ss
County of Daviess }

In the Probate Court-In Vacation.
Be it remembered, That on this 25th day of January A.D. 1910, before me, the undersigned Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared W. T. Brown and Fred Fair who are the subscribing witnesses to the annexed Will of Mrs. R. Cole deceased, and being by me first duly sworn, depose and say that the said Mrs. R. Cole the Testator, subscribed the same in their presence, and published and declared said Will or instrument of Writing to be his last Will and Testament, and that at the time of signing the same, he, the said Testator, was of sound and disposing mind, and more than twenty-one years of age and that said deponents attested said Will as witnesses thereto, by subscribing their names to the same in the presence of the Testator, and of each other, and at the request of said Testator.

W. T. Brown

Fred Fair

Sworn to and subscribed before me, this 25th day of January A.D. 1910.

Seal

P. P. Doak.

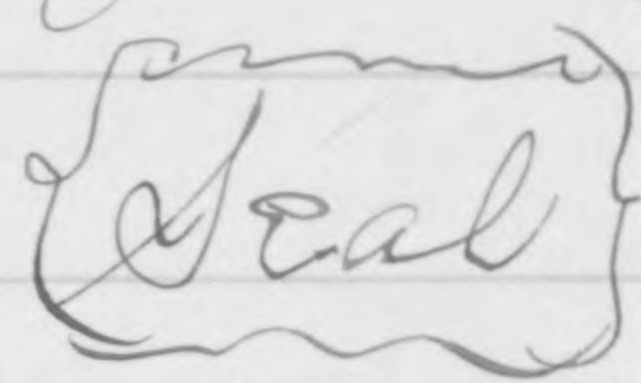
Judge of Probate.

Certificate of Probate.

State of Missouri (ss. In the Probate Court-In Vacation-January 25, 1910.
County of Daviess)

I, P. P. Doak, Judge of the Probate Court within and for Daviess County, Missouri, having examined the foregoing instrument of date November 18, 1908, purporting to be the last will and testament of William R. Cole deceased, and signed by said W. R. Cole deceased, late of Daviess County Missouri and having heard the testimony of W. F. Brown and Fred Fair the subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date November 18, 1908, to be the last will and testament of said William R. Cole, deceased, and the same is therefore admitted to Probate.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Office this 25th day of January 1910

 Seal

P. P. Doak,
Judge of Probate.

Last Will of Salathiel G. Deem.

I, Salathiel G. Deem of the County of Daviess and State of Missouri being of sound mind and disposing memory do make and publish this, my last will and Testament as follows:

- 1st. I desire that my just debts be first paid
- 2nd. I will and bequeath to my sister Malinda Dutro the sum of five hundred dollars.
- 3rd. I will and bequeath to my sister Nancy Ellis the sum of five hundred dollars.
- 4th. I will and bequeath to my brother Reuben Deem the sum of three hundred dollars.
- 5th. I will and bequeath to my brother Lon S. Deem the sum of four hundred dollars.
- 6th. I will and bequeath to the Orphan's Home at Council Bluffs in the State of Iowa the sum of three hundred dollars.
- 7th. I will and bequeath to my beloved young friend Laura Beckner the sum of fifteen hundred dollars.
- 8th. I will and bequeath to my sister Ann Ellis the sum of three hundred dollars.
- 9th. After the payment of my debts and the foregoing legacies I desire the remainder of my estate to be equally divided among my said five brothers and sisters.
- 10th. I have failed to give my nieces Essie and Elsie Dutro, Children of my deceased sister Mary any part of my bounty for reasons satisfactory to myself which need not here be stated.

Given under my hand this 21 day of September 1898.
Salathiel G. Deem.

We, the Undersigned do at the request of Salathiel G. Deem, testator, hereto sign our names in his presence as witnesses to this, his will. This September — 1898.

Elwood O'Hare
Alphas F. Day

Filed Feb. 17, 1910.

P. P. Doak,

Judge of Probate.

State of Missouri, (ss. In the Probate Court, February Term - February
County of Daviess } 17, 1910.

Be It Remembered, That on the 17th day of February 1910, personally appeared before the Probate Court of the County and State aforesaid Elwood O'Hare a subscribing witness, to the annexed will of Salathiel G. Deem and being by me first duly sworn, deposes and says that the said Salathiel G. Deem 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 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 Alphons F. Day

Elwood O'Hare

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 my office in the City of Gallatin, this 17th day of February A.D., 1910.

P. P. Doak, Judge of Probate.



State of Missouri (ss. In the Probate Court, February Term 1910,
County of Daviess)

Be it remembered that on this 17th day of February, 1910, personally appeared before the Probate Court for and within the County of Daviess and State aforesaid, E. M. Street and John W. Meade, of lawful age and being ^{by me} first duly sworn, depose and say, that they were acquainted with Salathiel G. Deem, the testator in the annexed will, in his life time, and with his handwriting, and also with Alphons F. Day one of the subscribing witnesses thereto and with his handwriting, having frequently seen them both write their names, and that, to the best knowledge and belief of the said deponents, the signature of Salathiel G. Deem to the said instrument is in the proper handwriting of the said Salathiel G. Deem, and that the signature of the said Alphons F. Day, as a subscribing witness thereto is in the proper handwriting of the said Alphons F. Day, and further deponents say not.

E. M. Street

John W. Meade

Subscribed and sworn to before me this 17th day of February 1910
 In Witness Whereof I have hereunto set my hand and
 affixed the seal of said Court, at my office in the City
 of Gallatin, this 17th day of February 1910

(Seal)

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

Be it remembered, that heretofore, to-wit: on the 15th day of February, 1910, at a regular Term
 of the Probate Court for the County of Daviess, State of Missouri, begun and held at the Court House in the
 City of Gallatin, County and State aforesaid, on the 14th day of February 1910, the following among
 other proceedings were had, made and entered of record there in, to-wit:

In the matter of the Estate of } Will Probated.
 Salathiel G. Deem, deceased }

Now this day an instrument of writing signed by Salathiel G.
 Deem and purporting to be the last will and testament of Sala-
 thiel G. Deem, deceased, is produced before this Court to be
 proved and admitted to probate, as the last will of said Sa-
 lathiel G. Deem, deceased, and the Court having examined
 said instrument of writing, and having heard the testimo-
 ny of Elwood O'Hare one of the subscribing witnesses there-
 to in relation to the execution of the same, and having
 heard the testimony of E.M. Street and John W. Meade in
 relation to the handwriting of said Salathiel G. Deem,
 the testator, and of Alpaus F. Day, deceased, one of the sub-
 scribing witnesses to said will, and the Court having also
 taken the proof of the date of the death of the said Salathiel
 G. Deem, the testator, from which it appears that he, the said
 Salathiel G. Deem died at his residence in Daviess County,
 Missouri, on the 10th day of February, A.D., 1910; therefore
 said instrument of writing, bearing date September 21,
 1898, is by the Court declared and adjudged to be the
 last will and testament of said Salathiel G. Deem,
 deceased, late of Daviess County and the same is
 admitted to probate and ordered recorded.

In Witness Whereof, I have hereunto set my
 hand and affixed the seal of said Court, at
 my office in the City of Gallatin, this 17th
 day of February A.D., 1910

(Seal)

P.P. Doak,
 Judge of Probate

Filed February 18, 1910
 C. C. Doak, Judge of Probate

Will of Mrs O. Osborn.

Barlow Daviess County, Mo.
Feb 23 - 1910

I Mrs O. Osborn being 34 yrs old and having the right use of my mind Make this as my last Will and Testament - - I bequeath and give all my Property both real and personal to my five Brothers and my Mother and my sister Martha Alice Smith or her heir Quinten Smith - - all to share equal after all my debts are paid - -

I also appoint my Brother Verden Dyer Osborn as Executor of this my Will.

Mrs. O. Osborn.

Witnesses { H. S. Clark
F. D. Osborn

Filed Mar. 1 - 1910.

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 March 1910, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid H. S. Clark and F. D. Osborn subscribing witnesses to the annexed will of Mrs. O. Osborn and being by me first duly sworn, depose and say that the said Mrs. O. Osborn the testator subscribed the same in their presence, and published the said 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.

H. S. Clark

F. D. 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 my Office in the City of Gallatin this 1st day of March A.D. 1910.

P. P. Doak,

Judge of Probate

Seal

State of Missouri }
 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. O. Osborn
 and purporting to be the last will and testament of Wm. O. Osborn, deceased,
 and having heard the testimony of H. S. Clark and F. D. Osborn sub-
 scribing witnesses thereto in relation to the execution of the same, do
 declare and adjudge said instrument of writing, bearing date
 the 23rd day of February, 1910, to be the last will and testament
 of Wm. O. Osborn, deceased, late of Daviess County, Missouri,
 and it is therefore admitted to Probate and ordered to be re-
 corded -

In Witness Whereof, I have hereunto set my hand
 and affixed the Seal of said Court at my Office in the
 City of Gallatin, this 1st day of March A.D. 1910.

(Seal)

P. P. Doak,

Judge of Probate

Last Will of Lewis Banton.

I, Lewis Banton of Daviess County Missouri being of sound and
 disposing mind do make, publish and declare the following to be
 my last will and testament:

First I give, devise and bequeath to my beloved wife Martha Banton
 all my real estate described as follows to wit: The West half of
 the Southwest quarter of Section 28 Township 58 of Range 26-
 80 acres in Daviess County Missouri for and during her natural
 life.

Second I also give and devise to my said Wife Martha Banton all
 my personal property of whatsoever kind & description to have
 use and enjoy and dispose of as she may deem best for her own
 comfort and welfare.

Third I give devise and bequeath to my Daughter Meldie Grain, the
 the South-west quarter of the South West quarter of Section 28
 Township 58 Range 26, and to the heirs of her body and in
 the event that said Meldie Grain die without issue then it
 is my will that the above described 40 acres to wit SW 1/4 SW 1/4
 Sec 28 Twp 58 Rg 26, shall go to and vest in Charity Brown and

the heirs of her body, subject to the life estate of my wife as stated in item No. 1 of this will

Fourth I give, devise and bequeath to my daughter Charity Brown and the heirs of her body the Northwest quarter of the Southwest quarter of section 28 Township 58 Range 26 all the above land in Daviess County Missouri, and subject to the life estate of my wife as stated in item No. 1 above

Fifth It is furthermore my will that all personal property remaining undisposed of at the death of my said wife Martha Banton be equally divided between my two daughters Meldie Brain and Charity Brown.

Sixth I give and bequeath to each of my reputed Children, Sarah Prosper, Willis Banton and Frank Prosper the sum of one dollar each.

Seventh I hereby appoint my Friend Lewis B Gilliam as my Executor to carry out the terms of this will and authorize him to settle all my debts without being allowed by any Court.

In Witness Whereof I have hereto signed my name and affixed my seal this August 31st 1906

Wit Jas. N. Netherton.

Lewis ^{his} Banton ^{mark} (Seal)

Signed, sealed, published and declared by the above named Lewis Banton to be his last will and testament in our presence who at his request and in his presence have signed our names hereto as witnesses this August 31 1906

Jas. N. Netherton
J. E. Scott

Filed Mar. 5 1910,

O. P. Doak, Judge of Probate.

Commission to Prove Will of Lewis Banton, deceased.

Jas. N. Netherton, 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 Montrose, 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, Jas. N. Netherton an attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of Lewis Banton, deceased, and the said Jas. N. Netherton to examine on oath touching his knowledge of the execution

of said instrument of writing, and of the Condition of mind of the said Lewis Barton at the time of the publication of said instrument of writing. The Examination of the said Jas. N. Netherton 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 7th day of March A.D. 1910.

(Seal)

P. P. Doak,
Judge of Probate.

Return to Commission to Prove Will

State of Colorado (Before Frank D Catlin a Notary Pub-
County of Montrose) lic in and for said County in the
State of Colorado,

In Pursuance of the authority to me given by the annexed Commission issued by the Clerk of the Probate Court within and for Daviess County and State of Missouri, I, Frank D Catlin, a Notary Public, did, on the 10 day of March A.D. 1910, Cause to come before me at Montrose, Colorado, in the County of Montrose and State of Colorado Jas. N. Netherton, who being by me duly sworn deposes and says, that he saw Lewis Barton, the testator, subscribe his name to the annexed instrument in writing, bearing date August 31, 1906, and heard him declare the same to be his last will and testament, and that he, the said deponent, subscribed his name thereto as a witness to the same in the presence and at the request of the said testator, and that at the time of the execution of said instrument, as aforesaid, and of his subscribing the same as such witness, he, the said testator, was of sound and disposing mind to the best of his knowledge and belief and further deponent saith not.

Jas. N. Netherton

Sworn to and subscribed in my presence this 10 day of March A.D. 1910,

And I do hereby certify that the testimony of the said Jas. N. Nether-ton 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 so by me taken and certified, is herewith returned

Frank D. Catlin

Notary Public

(Seal)

My Commission Expires Feb 3 1911

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

Be it remembered, That on the 16th day of March 1910, per-sonally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid J. E. Scott one of the subscribing witnesses, to the annexed will of Lewis Banton and being by me first duly sworn, deposes and says that the said Lewis Banton, 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 Jas. N. Nether-ton, the other witness.

J. E. Scott

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 my office in the City of Gallatin, this 16th day of March A.D. 1910

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 Lewis Banton, and purporting to be the last will and Testament of Lewis Banton, deceased, and having heard the testimony of Jas. N. Nether-ton, and J. E. Scott, subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing bearing

date 31st day of August 1906, to be the last will and testament of Lewis Banton, deceased, late of Daviess County, Missouri, and it 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 my office in the City of Gallatin, this 16th day of March A.D. 1910

R. Doak,

Judge of Probate.

Last Will of John B Hollingsworth, deceased,

This my last Will and Testament of John B. Hollingsworth a farmer in Colfax Township, Daviess Co. Mo. being of sound mind and good memory but in feeble health I make this my last will and testament

1st. I want all my just debts and funeral expenses paid.

2nd. I bequeath to my beloved wife, Mary O. Hollingsworth all of my personal property consisting of horses, cattle and hogs and whatever I am possessed of at my death and for her to sell as she pleased.

3rd I will to my beloved wife Mary O. Hollingsworth all of my real estate consisting of 100 acres her to sell it if she please.

4th I desire at her death that all that is left of all this property, Both Personal and Real Estate or what ever she is possessed of that it be equally divided between my 3 children as follows Emma C. Garner, Ethan Allen Hollingsworth John Leroy Hollingsworth.

5th I appoint my beloved wife Mary O. Hollingsworth Executor of this my last will and testament her to act without Bond

J. B. Hollingsworth

Witnesses

George T. Garner,

Edgar E. Voss.

This indenture made May 6th 1910 12:10 a.m.

Filed May 18th 1910.

O. P. Doak

Judge of Probate.

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

Be it Remembered, That on the 18th day of May 1910, personally appeared before the undersigned Judge and Ex-officio Clerk of the Probate Court of the County and State aforesaid George T. Garner, and Edgar E. Voss subscribing witnesses, to the annexed will of John B. Hollingsworth and being by me first duly sworn, depose and say that the said John B. Hollingsworth, the testator subscribed the same in our 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 we, the said deponents, attested the said will as witnesses thereto at the request of said testator by subscribing our names to the same, in the presence of the testator and in the presence of each other.

George T. Garner

Edgar E. Voss

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 my office in the City of Gallatin, this 18th day of May A.D., 1910

O. P. Doak

(Seal)

Judge of Probate

State of Missouri } ss.

County of Daviess }

I, O. 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 B. Hollingsworth, and purporting to be the last will and testament of John B. Hollingsworth, deceased, and having heard the testimony of George T. Garner and Edgar E. Voss, subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing bearing date 6th day of May 1910, to be the last will and testament of John B. Hollingsworth deceased, late of Daviess County, Missouri, and it is therefore admitted to probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court at my office in the City of Gallatin, this 18th day of May A.D. 1910.

O. P. Doak,

Judge of Probate.

(Seal)

Last Will & Testament of Charles A. Norden, deceased

Know all men by these presents that I, Charles A. Norden 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.

First: — I will, devise and bequeath to Mrs. Mary A. Bryant the sum of One thousand \$1000.⁰⁰ Dollars. Also such of my household and kitchen furniture as she may need for her own use.

Second: — I will and direct that my real estate and remaining personal property be sold on the best terms obtainable by my Executor hereinafter named, at public or private sale for Cash and that he execute and deliver deed or deeds therefor without applying to any Court for Authority so to do; and that the proceeds thereof be equally divided between my brothers Albert F. Norden, Frank Norden and George Norden all of West Halifax, Vermont, and my Sister Lucinda W. Howard of Winchendon, Massachusetts, and my nephew Lewis W. Sumner of West Halifax, Vermont; share and share alike.

My real estate is described as follows:

E¹/₂ SE¹/₄ Sec. 33, Township 59, Range 28. 80 acres and NW¹/₄ NW¹/₄ Sec. 9, Township 58, Range 28. 20 acres. Containing in all 100 Acres.

My brother Barbara B. Norden, being comfortably situated and having plenty to keep him is given nothing.

I hereby appoint my friend William C. Gillihan Executor of this my last will.

Given under my hand this 20th day of May, A.D., 1902.

Charles A. Norden

Signed, published and declared by the said Charles A. Norden, as and for his last will and testament, in the presence of us, who at his request have signed, as witnesses to the same, in his presence, and in the presence of each other.

Samuel T. Brosius
Hugh C. Scott

Filed May 20, 1910

P. P. Doak

Judge of Probate

Commission to Prove Will of Charles A. Norden, deceased, Samuel T. Brosius,
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 Oregon 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, Samuel T. Brosius an attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of Charles A. Norden, deceased, and the said Samuel T. Brosius to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said Charles A. Norden at the time of the publication of said instrument of writing. The examination of the said Samuel T. Brosius 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 20th day of May, A.D. 1910

O. P. Doak

(Seal)

Judge of Probate

Return to Commission to Prove Will

State of Missouri { Before Lewis C. Norman a Notary Public, within and
County of Oregon } for Oregon County, Missouri.

In pursuance of the Authority to me given by the annexed Commission issued by the Judge of the Probate Court within and for the County of Daviess and State of Missouri, I, Lewis C. Norman, a Notary Public, within and for Oregon County, Missouri, did, on the 24th day of May A.D. 1910, cause to come before me at the town of Alton in the County of Oregon and State of Missouri Samuel T. Brosius, who being by me duly sworn deposed and says, That said Charles A. Norden the testator subscribed the same in his presence and in the presence of Hugh C. Scott the other attesting witness to said will, and published and declared said will or instrument of writing as his will, and 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 said will as witness thereto at the request of said testator by subscribing his name to the same in the presence of the testator and in the presence of each other, and further deponent saith not.

Sworn to and subscribed in my presence } Samuel T. Brosius,
this 24th day of May A.D. 1910

And I do hereby certify that the testimony of the said Samuel T. Brosius 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 so by me taken and certified, is herewith returned.

Lewis P. Norman
Notary Public

(Seal)

My term expires Mch. 8, 1911

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

Be it Remembered, that on the 26th day of May 1910, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid Hugh C. Scott one of the subscribing witnesses, to the annexed will of Charles A. Norden and being by me first duly sworn, deposed and says that the said Charles A. Norden, the testator subscribed the same in his presence and in the presence of Samuel T. Brosius the other attesting witness to said will 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 said testator and in the presence of each other.

Hugh C. Scott

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 my Office in the City of Gallatin, this 26th day of May A.D. 1910.

(Seal)

P. P. Doak, Judge of Probate

State of Missouri {
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 Charles A. Norden, and purporting to be the last will and testament of said Charles A. Norden, deceased, and having heard the testimony of Hugh C. Scott and Samuel T. Brosius, subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing, bearing date 20th day of May 1902, to be the last will and testament of Charles A. Norden, deceased, late of Daviess County, Missouri, and it is therefore admitted to Probate and ordered to be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court, at my Office in the City of Gallatin, this 26th day of May A. D. 1910

(Seal)

P. P. Doak
Judge of Probate

Will of James R. Galyean.

I James R. Galyean of Daviess County, Missouri, aged seventy-nine years at my nearest birth day, which is the 10th day of January 1910, being mindful of the uncertainty of life, and now being of sound mind and memory, desire to make disposition of my property after my decease, and I do hereby make, declare and publish this instrument as and for my last will and Testament, as follows:

First - I desire that all my just debts be paid in full, including the expenses of my last illness and my funeral expenses.

Second - I devise, will and bequeath to my daughter Amy M. Wright the sum of Fifty Dollars (\$50.00) to be paid by the executrix of this Will, herein after named and appointed.

Third - I devise, will and bequeath to my daughter Ida E. Sullivan the sum of Fifty Dollars (\$50.00) to be paid to her by Executrix hereinafter named and appointed.

Fourth - To my beloved wife Elizabeth A. Galyean, I give, will, devise and bequeath all the balance, residue and remainder of my property and estate of every kind and description, including personal property, real estate, choses in action, the insurance policies payable to my estate, and household goods and furniture, as well as any other property of any kind or description of which I may own or possess at the time of my death.

Lastly, I hereby, make, appoint and constitute my beloved wife Elizabeth A. Galyean the sole Executrix of this my last Will and Testament and I desire that she act as such with being required to give bond or other obligation.

In witness whereof I have hereunto set my hand and seal this the 22nd day of December A.D., 1909, hereby revoking all former wills by me made.

James R. Galyean (Seal)

The above and foregoing instrument was on this the 22nd day of December A.D., 1909, signed, sealed, published and declared by the said James R. Galyean to be his last will and Testament, in the presence of us, who at his request, have subscribed our names thereto as witnessed, in his presence, and in the presence of each other, on this the said 22nd day of December 1909

Allen B. Maffitt, Gallatin, Mo.

J. H. Crain

Nathaniel G. Crugen

Filed June 8, 1910

O. 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 June, 1910, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid Nathaniel G. Creger and Allen R. Maffitt, subscribing witnesses, to the annexed will of James R. Galyean and being by me first duly sworn, depose and say that the said James R. Galyean the testator subscribed the same in their presence and published 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 witnessed 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.

Allen R. Maffitt

Nathaniel G. Creger

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 my office in the City of Gallatin, this 9th day of June A.D., 1910

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 James R. Galyean, and purporting to be the last will and testament of James R. Galyean, deceased, and having heard the testimony of Nathaniel G. Creger and Allen R. Maffitt, subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing bearing date the 22nd day of December 1909, to be the last will and testament of James R. Galyean, deceased, late of Daviess County, Missouri, and it 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 my office in the City of Gallatin, this 9th day of June A.D. 1910

P. P. Doak,

Judge of Probate.

(Seal)

Last Will and Testament of Mary A. Boggs of Gallatin -- Missouri.

In the Name of God, Amen:—

I Mary A. Boggs of Daviess County Missouri hereby, make, publish and declare this instrument to be my Last Will and Testament.

First: It is my will that my debts, if any, and expenses of last sickness and burial be paid and that a suitable monument, to be selected by my Executor hereinafter named, be erected at my grave.

Second: To each one of my relatives who might be entitled to a share in my estate, under the laws of the State of Missouri, I give the Sum of One Dollar.

Third: Out of my personal estate, remaining at my death, if any, I give the Sum of One hundred dollars to the Presbyterian Church of Gallatin Missouri.

Fourth: All the rest, residue and remainder of my estate, real, personal and mixed, of every character and nature whatsoever, I give, devise and bequeath to my well beloved kinswoman Nancy Ann Lowrie, who was a member of my family for years and who is dearer to me than any one else on Earth.

All to be hers absolutely.

Fifth: I hereby appoint my Residuary Legatee Nancy Ann Lowrie the Sole Executor of this Last Will and Testament.

Dated at Gallatin Missouri this 11th. day of May 1908.

Mary A. Boggs.

We the undersigned witnesses, certify that we were present and witnessed the signing of the above instrument by Mary A. Boggs; that she declared the same to be her Last Will and Testament and signed the same in our presence and we signed the same as witnesses, at her request and in her presence and in the presence of each other this 11th. day of May 1908. at Gallatin Missouri.

Boyd Dudley
J. R. Selby

Filed June 29, 1910

P. P. Doak

Judge of Probate.

State of Missouri (ss. In the Probate Court, May Adjourned Term
County of Daviess)

Be it Remembered, That on the 29th day of June, 1910, personally appeared before the Probate Court of the County and State aforesaid J. A. Selby and Boyd Dudley subscribing witnesses, to the annexed will of Mary A. Boggs and being first duly sworn, depose and say that the said Mary A. Boggs the testatrix subscribed the same in our 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 subscribe their names to the same, in the presence of the said Testatrix and in the presence of each other.

Boyd Dudley
J. A. Selby

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 my office in the City of Gallatin, this 29th day of June A.D. 1910

(Seal)

P. P. Doak.

Judge of Probate.

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

Be it remembered that on this 29th day of June, A.D., 1910, at an adjourned session of a Regular Term of the Probate Court of Daviess County, State of Missouri, held at the Court House in the City of Gallatin, County and State aforesaid, on the 29th day of June, 1910, the following among other proceedings were had, made and entered of record therein, to-wit:

In the matter of the Estate of } Will Probated.
Mary A. Boggs, deceased

Now on this 29th day of June A.D., 1910, an instrument of writing signed by Mary A. Boggs and purporting to be the last will and testament of Mary A. Boggs, deceased, is produced before this Court to be proved and admitted to Probate, as the last will of said Mary A. Boggs, deceased, and the Court having examined said instrument of writing, and having heard the

and having heard the testimony of Boyd Dudley and J. H. Selby subscribing witnessed thereto in relation to the execution of the same, and having also heard the proof of the date of ^{the} death of said Mary A. Boggs, from which it appears that she, the said Mary A. Boggs died June 26, 1910. Said Court doth therefore order and adjudge said instrument of writing, of date May 11th, 1908, to be the last will and testament of said Mary A. Boggs, deceased, late of Daviess County, Missouri, and it is ordered that the same be admitted to probate and that it be recorded.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at my office in the City of Gallatin, this 29th day of June A.D. 1910.

P. P. Doak.

(Seal)

Judge of Probate

Will of Sanford M. Youtsey

Last Will and Testament

I Sanford M. Youtsey, of , 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, publish and declare, this to be my last Will and Testament.

First I Order and direct that my Executors 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 my beloved wife Nettie L. Youtsey all My personal property of every nature and kind including \$1000.00 Life Insurance Policy #3301595 New York Life Ins Co, which shows \$500. payable to her and \$250.00 each payable to my two children, Charles F. & Lois C. Youtsey, and Certificate #45622, Modern Brotherhood of America for \$1000, which shows payable to Nettie L., Charles F. & Lois Youtsey and Certificate #52474 for \$1000, in the Endowment Rank of the Order of Knights of Pythias which shows payable to Nettie Lee Youtsey, my wife, and I direct that my wife shall use the money obtained from the above personal property and insurance Policies in paying the indebtedness against my real estate, described as follows, to wit; South East quarter of the North East quarter of Section fourteen (14), and North $\frac{3}{4}$ of the

South West quarter of the North West quarter of Section Thirteen (13) all in Township Fifty Nine (59) Range Twenty Nine (29) Daviess County, Missouri, The above described land I give and bequeath to my wife, Nettie L. and my Children Charles F & Lois C Youtsey, and which is not to be sold or divided by them until the children are of age.

Lastly, I make, constitute and appoint my wife Nettie L. Youtsey to be ~~Execution~~ 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 23rd day of March, in the year of our Lord, One Thousand Nine Hundred Eight

Sanford M. Youtsey (Seal)

This Instrument was, on the day of the date thereof, signed, published and declared by the said Testator Sanford M. Youtsey. To be his last Will and Testament, in the presence of us, who at his request, have subscribed our names there to as witnesses, in his presence and in the presence of each other

R. E. Maupin
Ben A. Gates

Filed the 28th day of July, 1910.

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 28th day of July 1910, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid, R. E. Maupin, and Ben A. Gates subscribing witnesses, to the annexed will of Sanford M. Youtsey and being by me first duly sworn, depose and say that the said Sanford M. Youtsey 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. —

R. E. Maupin
Ben A. Gates

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 my office in the City of Gallatin, this 28th day of July A.D., 1910

(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 Sanford M. Goutsey, and purporting to be the last will and testament of Sanford M. Goutsey, deceased, and having heard the testimony of R. E. Maupin and Ben A. Yates subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing bearing date the 13th day of March 1908, to be the last will and testament of Sanford M. Goutsey, deceased, late of Daviess County, Missouri, and it 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 my office in the City of Gallatin, this 28th day of July A.D., 1910

(Seal)

P. P. Doak

Judge of Probate

Last Will of Jasper L. Hale.

Last Will and Testament

Know all men by These Presents.

That I Jasper L. Hale of the County of Daviess, State of Missouri being of sound mind and memory, do make and publish this, my Last Will and Testament, in manner and form following:

I give, devise and bequeath all my real estate and personal property to my beloved wife Arlena B. Hale and my daughter Minnie A. Hale each to share equally after all debts are paid.

It is my will that Twenty days after my death that my wife advertise a sale and sell and sell all live stock, Farm implements and Farm Products to the highest

bidder, and with the proceeds pay my just debts, and if there is any great amount of cash left to apply a part or all on the Farm loan,

Also it is my will and desire that if they can manage the Farm successfully that they will not sell it.

And last I hereby constitute and appoint Arlena B. Hale, my wife to be the Administratrix of this, my last will and testament, revoking and annulling all former wills by me made, and ratifying and confirming this and no other to be my last will and Testament.

In Witness Whereof, I have hereunto set my hand and seal, this the 28th day of May, A.D. 1910

Jasper L. Hale (Seal)

J. J. De Golia, wit.
M. E. Drake, wit

Filed July 27 1910

C. C. Doak

Judge of Probate

State of Missouri, (In The Probate Court in Vacation.
County of Daviess)

Be It Remembered, That on the 28th day of July 1910, personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid M. E. Drake a subscribing witness, to the annexed will of Jasper L. Hale and being by me first duly sworn, deposed and says that the said Jasper L. Hale 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 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 J. J. De Golia the other witness thereto.

M. E. Drake

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 my Office in the City of Gallatin, this 28th day of July A.D. 1910

(Seal)

C. C. Doak,

Judge of Probate,

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

Be It Remembered, That on the 3rd day of August, 1910, Personally appeared before the undersigned Judge and Ex Officio Clerk of the Probate Court of the County and State aforesaid J. U. DeGolia, one of the subscribing witnesses, to the annexed will of Jasper L. Hale and being by me first duly sworn, deposed and says that the said Jasper L. Hale 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 M. E. Drake the other witness thereto

J. U. DeGolia

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 my office in the City of Gallatin, this 3rd day of August, A.D. 1910,

(Seal)

P. P. Doak, Judge of Probate

State of Missouri, (as
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 Jasper L. Hale, and purporting to be the last will and testament of Jasper L. Hale, deceased, and having heard the testimony of M. E. Drake and J. U. DeGolia, subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing, bearing date the 28th day of May, 1910, to be the last will and testament of Jasper L. Hale, deceased, late of Daviess County, Missouri, and it 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 my Office in the City of Gallatin, this 3rd day of August A.D. 1910

(Seal)

P. P. Doak,

Judge of Probate

Last Will and Testament of Henry Ward

I Henry Ward of Pattonsburg Daviess County, Missouri, being of sound mind and memory do make publish and declare this to be my last will and Testament to wit:

- 1st First all my debts and funeral expenses shall be fully paid.
- 2nd I will that all the real estate which I shall have at my death shall be equally divided between Mrs. Cora Preston (now of Denver Col.) and William Foy (now of Edgar Neb.)
- 3rd I will that Mrs. Cora Preston have all the personal estate left by me at my death consisting of household goods of all kinds, books, money, stocks, or securities of any kind, belonging to my estate.
- 4th I nominate and appoint Mrs. Cora Preston to be the executrix (without bond) of this my last will and Testament, hereby revoking all former wills by me made.

In witness whereof I have hereunto set my hand and seal this 6th day of April 1908

Henry Ward

L.S.

Signed sealed published and declared as and for his last will and Testament by the above named Testator in our presence who have at his request and in his presence and in the presence of each other signed our names as witnesses thereto

E. M. Street

J. L. Merrifield

Edward Jenkins

Codicil To Above Will.

Whereas since the execution of the above will I have married Mrs. Amelia J. Ward and she is now my legal and lawful wife and is entitled to all her rights as such under the Statutes of the State of Missouri:

- 1st I Will that she, my beloved wife be fully provided for in all her wants of a temporal nature including a house to live in and all necessary household goods for her comfort and convenience.
- 2nd I will that she hold the same during her natural life and at her death after funeral expenses are fully paid and a suitable monument placed at her grave whatever is left shall go to Mrs. Cora Preston and William Foy as provided in above will.
- 3rd I suggest that all parties hereto endeavor to settle by a compromise at my death how and what each one is to have.

In witness Whereof I have hereunto set my hand and seal this 19th Sept 1908

Henry Ward

L.S.

Signed, Sealed and published and declared as the Codicil to my last will and testament by the above named Testator in our presence, who have at his request and in his presence and in the presence of each other signed our names as witnesses thereto

E. M. Street
J. E. Jenkins

Codicil No. 2.

Whereas my wife Amelia C. Ward is too old and frail to act in settling up my Estate, I hereby appoint W. W. McKinnis to act as executor under this will and take charge of all my Estate, real, personal and mixed, and to divide and distribute the same according to the tenor and terms of my foregoing will, and that he give bond according to law for the true and faithful performance of the duties herein imposed - In witness whereof I have hereunto set my hand and seal this 16th day of July 1910

(Seal) Henry Ward

Signed sealed and published and declared as Codicil No. 2, to my last will and testament by the above named Testator, in our presence, who at his request and in his presence and in the presence of each other signed our names as witnesses thereto

Attest
H. A. Kerr

J. Edward Jenkins
E. M. Street

Filed Aug 22 1910

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 22nd day of August 1910, personally appeared before the undersigned Judge and Ex-Officio Clerk of the Probate Court of the County and State aforesaid E. M. Street and Edward Jenkins subscribing witnesses, to the annexed will of Henry Ward and being by me first duly sworn, depose and say that the said Henry Ward, 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

E. M. Street

Edward Jenkins

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 my office in the City of Gallatin, this 22nd day of August, A.D., 1910

(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 Henry Ward, and purporting to be the last will and Testament of Henry Ward, deceased and having heard the testimony of E. M. Street and Edward Jenkins subscribing witnesses thereto in relation to the execution of the same, do declare and adjudge said instrument of writing bearing date the 6th day of April 1908, and

Codicil No. 1, bearing date Sept 19th 1908, And Codicil No. 2, of Date July 16, 1910, to be the last will and testament of Henry Ward, deceased, late of Daviess County, Missouri, and it is therefore admitted to Probate and ordered to be recorded.

In witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at my office in the City of Gallatin, this 22nd day of August, A.D., 1910

(Seal)

P. P. Doak, Judge of Probate

Last Will of William Galbreath

Last Will and Testament

I William Galbreath 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. I want a suitable monument placed to mark my last resting place. the expense of this monu-

ment to be paid for first out of my estate.

Second. After the payment of such funeral expenses and debts, I give, devise and bequeath to William J. Galbreath, son of my adopted son John M. Galbreath my home property in Pattonsburg, Missouri, it being lots nine (9) ten (10) and eleven (11) in Block Two (2) Neil and Perhams addition to Pattonsburg, Missouri.

Third. I give and bequeath to Aaron D. Galbreath a son of my adopted son John M. Galbreath the sum of one Thousand Dollars in cash out of any personal property or money that I may have at the time of my death, but I want it invested and not given to him until he has reached the age of Twenty-four years.

Fourth. I give and bequeath to Susan Ethel and Homer M. Galbreath daughter and son of my adopted son John M. Galbreath the sum of Five Hundred Dollars each out of my personal estate, but I want it invested and not given to them until Susan Ethel is Twenty one years old and Homer M. is Twenty-four years old.

Fifth. I give and bequeath to Mary E. Galbreath a daughter of my adopted son John M. Galbreath the sum of Twenty-five Dollars to be paid to her out of my personal estate. This to be paid to her or her guardian by my executor as soon after my death as practical.

Sixth. All the rest and residue of my estate I desire to give and bequeath to William J. Galbreath, Aaron D. Galbreath, Homer M. Galbreath and Susan Ethel Galbreath, share and share alike, to be paid to them or their guardians as soon as the usual course of business will permit.

Seventh. I have heretofore and during my lifetime given to my adopted son John M. Galbreath about Twenty five Hundred Dollars, which I desire to be his part of my estate and for that reason I give him nothing at my death.

Lastly, I make, constitute and appoint Robert E. Maupin 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 13th day of March, in the year of our Lord, One Thousand Nine Hundred and nine.

William Galbreath, (Seal)

This Indenture was, on the day of the date thereof, signed, published and declared by the said testator, William Galbreath, to be his Last Will and Testament, in the presence of us, who at his request, have subscribed our names thereto as witnesses, in his presence and in the presence of each other.

Ben A. Yates

John T. Gough

Codicil to above will.

Pattonsburg, Mo.,

Sept. 6 - 1910.

This codicil made this 6th day of Sept 1910, William J. Galbreath having been kind to me and helped and cared for me during my recent sickness. I declare the cancellation of the sixth clause of my Will and give to William J. Galbreath all the residue of my estate, which in said clause was bequeathed to William J. Galbreath, Aaron D. Galbreath, Homer M. Galbreath and Susan Othel Galbreath share and share alike.

William Galbreath.

This codicil was on the date thereof, signed, published and declared, by the said testator, William Galbreath to be his last will and testament in the presence of us who at his request have subscribed our names thereto as witnesses in his presence and in the presence of each other.

W. D. Glasson.

Wm. Brotherton.

Commission To Prove Will.

State Of Missouri.

To any Court having a Seal, or to any Notary Public, in the State, Territory or District in which such witness may reside. in the County of — and State of Colorado Meeting.

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, John T. Gough an attesting witness to the annexed instrument of writing, purporting to be the last Will and Testament of William Galbreath, deceased, and the said John T. Gough to examine on oath touching his knowledge of the execution of said instrument of writing. The examination of the said John T. Gough 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 clerk 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 26th day of September A.D. 1910.

C. E. Doak,

Clerk of Probate.

Return To Commission To Prove Will
 State of Colorado } Before the undersigned
 County of Kiowa } a Notary Public in and for
 Kiowa County, State of Colorado.

In Pursuance of the authority to me given by the annexed commission issued by the Clerk of the Probate Court within and for Daviess County, and State of Missouri, I, Samuel R. Clark a Notary Public in and for Kiowa County Colorado did, on the 27th day of September A.D. 1910, cause to come before me at Oads, in the County of Kiowa and State of Colorado John T. Gough, who being by me duly sworn deposeth and says, That I was one of the subscribing witnesses to the annexed Will of William Galbreath and that the said William Galbreath, the testator subscribed the same in his presence, and published the said will as instrument of writing as his last will,

that the said testator, was at the time of publishing his said will of sound mind and more than 21 years of age, and that the said deponent attested said will as witness thereto at the request of said testator by subscribing his name to the same in the presence of said testator. and further deponent saith not.

Sworn to and subscribed in my presence this 29 day of September A. D. 1910. Jno. T. Gough.

And I do hereby certify that the testimony of the said John T. Gough 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 so by me taken and certified, is herewith returned.

(Seal)

Samuel R. Clark,
my commission expires June 28, 1914
Notary Public

State of Missouri } SS. In The Probate Court In Vacation.
County of Daviess }

Be It Remembered, that on the 26th day of September 1910, personally appeared before the undersigned clerk of the Probate Court of the County and State aforesaid Ben A. Yates, one of the subscribing witnesses to the annexed Will of William Galbreath and being by me first duly sworn, deposes and says that the said William Galbreath the testator subscribed the same in his presence, and published the said Will on 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.

Ben A. Yates.

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 my office in the City of Gallatin, this 26th day of September A. D. 1910.

(Seal)

D. C. Doak, clerk of Probate.