

Record Book

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Ordered that the bond of William E. Culver as curator of the estate of S. C. Culver and Luther E. Culver minors taken in Vacation be and the same is hereby approved.

Ordered that the bond of P. H. Lilly as guardian and curator of the estate of Ethel S. Lilly a minor taken in Vacation be and the same is hereby approved.

Ordered that the bond of Andrew J. Sharrah as guardian and curator of Chester E. Sharrah a minor taken in Vacation be and the same is hereby approved.

In the Matter of the Estate of ~~Matthew Nutter~~ Judgment Establishing Will
Matthew Nutter Deceased

It being Shown to the Court now here that in Vacation of this Court, to wit; on the 7th day of September 1893 an instrument in writing purporting to be the last will and Testament of Matthew Nutter deceased and attested by Edwin McIntire and Samuel H. Dowell as witnesses was produced before the Clerk of this Court to be proved and admitted to record as the last will of said Matthew Nutter deceased, and said Clerk proceeded to take the testimony of Edwin McIntire and Samuel H. Dowell the attesting witnesses which was by said Clerk reduced to writing and signed by them respectively, and is now here produced in Court. And said Clerk having declared said will proved granted a certificate of Probate on said 7th day of Sept 1893

And the Court having inspected said will, and seen and heard the testimony of the said attesting witnesses so taken by the Clerk of this Court in Vacation, as to the execution of said will and being sufficiently advised; It is ordered and adjudged by the Court that said instrument be considered proved and the same is adjudged to be the last will of said Matthew Nutter deceased, and the said proceedings and action of the Clerk in the premises be and the same are in all things ratified and confirmed, and that said will be admitted to record,

In the Matter of the Estate of ~~Thomas Caraway~~ Judgment Establishing Will
Thomas Caraway Deceased

It being Shown to the Court now here that in Vacation of this Court, to wit; on the 24th day of Oct 1893 an instrument in writing purporting to be the last will and Testament of Thomas Caraway deceased and attested by Henry Ward

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and J. R. Beckner as witnesses was produced before the clerk of this court to be proved and admitted to record as the last will of said Thomas Caraway deceased, and said clerk proceeded to take the testimony of said Henry Ward and J. R. Beckner, the attesting witnesses which was by said clerk reduced to writing and signed by them respectively and is now here produced in Court, and said clerk having declared said will proved granted a certificate of Probate on said 24th day of October 1893.

And the court having inspected said will, and seen and heard the testimony of the said attesting witnesses so taken by the Clerk of this Court in vacation, as to the execution of said will, and being sufficiently advised; It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Thomas Caraway deceased, and the said proceedings and action of the Clerk in the premises be and the same are in all things ratified and confirmed, and that said will be admitted to record.

In the matter of the Estate of ~~David T. Chapman~~ judgment establishing will David T. Chapman deceased

It being shown to the Court now here that in vacation of this Court, to wit; on the 25th day of October 1893 an instrument in writing purporting to be the last will and Testament of David T. Chapman deceased and attested by Jacob Pettit and William Ramey as witnesses was produced before the clerk of this Court to be proved and admitted to record as the last will of said David T. Chapman deceased and said clerk proceeded to take the testimony of said Jacob Pettit and William Ramey the attesting witnesses which was by said clerk reduced to writing and signed by them respectively, and is now here produced in Court. And said clerk having declared said will proved, granted a certificate of Probate on said 25th day of October 1893. And the Court having inspected said will and seen and heard the testimony of the said attesting witnesses so taken by the Clerk of this Court in vacation as to the execution of said will, and being sufficiently advised It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said David T. Chapman deceased, and the said proceedings and action of the Clerk in the premises be and the same are in all things ratified and confirmed, and that said will be admitted to record.

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In the Matter of the Estate of ~~Wm~~ Judgment Establishing Will
Jacob Hilbish Deceased ~~Wm~~

It being shown to the Court now here that in Vacation of this Court, to wit; on the 22nd day of August 1893 an instrument in writing purporting to be the last will and Testament of Jacob Hilbish deceased and attested by William Roney, Stephen Norton and W^m A Curtis was produced before the clerk of this Court to be proved and admitted to record as the last will of said Jacob Hilbish deceased, and said Clerk proceeded to take the testimony of W^m Roney and Stephen Norton two of said attesting witnesses which was by said Clerk reduced to writing and signed by them respectively, and is now here produced in Court. And said Clerk having declared said will proved granted a certificate of Probate on said 22nd day of Aug 1893. And the Court having inspected said will and seen and heard the testimony of said W^m Roney and Stephen Norton so taken by the Clerk of this Court in Vacation, as to the execution of said will, and being sufficiently advised; It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Jacob Hilbish deceased, and the said proceedings and action of the Clerk in the premises be and the same are in all things ratified and confirmed and that said will be admitted to record.

In the Matter of the Estate of ~~Wm~~ Judgment Establishing Will
Frank Borden Deceased ~~Wm~~

It being shown to the Court now here that in Vacation of this Court to wit; on the 19th day of October 1893 an instrument in writing purporting to be the last will and Testament of Frank Borden deceased and attested by Henry Dillon, Levi Beeson and William A Drain as witnesses was produced before the Clerk of this Court to be proved and admitted to record as the last will of said Frank Borden deceased, and said Clerk proceeded to take the testimony of Henry Dillon and Levi Beeson two of said attesting witnesses which was by said Clerk reduced to writing and signed by them respectively, and is now here produced in Court. And said Clerk having declared said will proved granted a certificate of Probate on said 19th day of October 1893. And the Court having inspected said will and seen and heard the testimony of said Henry Dillon and Levi Beeson so taken by the Clerk of this Court in Vacation as to the execution of said will, and being sufficiently advised It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Frank Borden deceased, and the said proceedings and action of the Clerk in the premises be and the same are in all things ratified and confirmed, and that said will be admitted to record.

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Estate of A. H. Garrison Deceased

Now comes G. W. Roads and presents to the Court for allowance against said estate a demand for \$20⁰⁰ founded on account, notice waived affidavit and proof made. It is ordered that said demand be allowed against said estate to the amount and sum of \$20⁰⁰ and that it be assigned to the fifth class.

In the Matter of the Estate of ~~Elizabeth McKim~~
Elizabeth McKim Deceased

Now comes Elizabeth Cox (now Galyean) Executrix of said estate and file the receipt of all distributees of said estate for the full amount found to be due each of them upon order of distribution made upon final settlement of said estate thereupon said executrix is discharged herein.

Estate of L. M. Mallory Deceased

Now comes Martha Harris and present to the Court for allowance against said estate a demand for \$200⁰⁰ founded on note executed by deceased and M. P. Mallory dated Sept 21st 1887 due one day after date bearing 10% up to 1891 & 8% thereafter, notice waived affidavit made. It is ordered that said demand be allowed against said estate to the amount and sum of \$217²⁵ and that it be assigned to fifth class.

In the Matter of the Estate of ~~Joseph Caraway~~
Joseph Caraway Deceased

Now comes A. H. McClure Executor of the last will and Testament of said deceased and present his accounts and Vouchers for his first annual settlement which upon examination is approved, And it appearing from said settlement that there is sufficient money in the hands of said executor belonging to said estate to pay in full all demands allowed against said estate up to this date. It is therefore ordered by the Court that said executor do pay in full all demands allowed against said estate to date, and take receipts therefor for which he shall have credit.

In the Matter of the Estate of ~~Joseph Caraway~~
Joseph Caraway Deceased

Now at this day comes Mrs Rebecca B. Caraway widow of said deceased by her attorney Joshua F. Hicklin and file her petition setting forth that she has received from A. H. McClure

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Executor of the estate of said deceased personal property of the appraised Value of \$144⁰⁰. That there was other property sold by said Executor amply Sufficient to pay the remainder of said widows Special Dower of \$400⁰⁰ and prays an order of this Court directing said Executor to pay to her as such widow out of the proceeds of said property so sold the sum of \$255⁰⁰ as the balance and remainder of her Special Dower.

And the Court after hearing the evidence and being sufficiently advised doth order and adjudge that said Executor do pay over to the said Rebecca B. Garaway widow as aforesaid out of the personal effects of said Estate the amount and Sum of two hundred and fifty five dollars and fifty cents as and for balance of her Special Dower and take her receipt therefor for which he shall have credit.

In the Matter of the Estate of ~~George, Laura and Dasey Herndon Minors~~

Now comes John Brown (Step Father) and pray the Court to make an appropriation out of the money belonging to said minors in the hands of their Curator John A. Dunn for the maintenance education and support of said minors for the period of six month commencing on the 15th of November 1893 as follows; Four dollars each per month for George and Laura and \$1⁶⁶²/₃ per month for Dasey. It is therefore ordered that said amounts as prayed for be appropriated out of the money in the hands of said Curator and that he is hereby authorized and directed to pay the same over to said John Brown for the purposes aforesaid.

Estate of Thomas P. Brown Decd

Now comes John H. Heath and presents to the Court for allowance against said Estate a demand for \$25⁰⁰ founded on account for coffin, Notice waived Affidavit and proof made, It is ordered by the Court that said demand be allowed against said Estate to the amount and Sum of \$25⁰⁰ And that it be assigned to the sixth class.

Estate of Martha P. Brown Decd

Now comes John H. Heath and presents to the Court for allowance against said Estate a demand for \$36⁰⁰ founded on acct for Coffin and robe. Notice waived affidavit and proof made so is ordered by the Court that said demand be allowed against said Estate to the amount and Sum of \$36⁰⁰ and that it be assigned to the first class.

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Estate of Thomas Caraway Deceased

Now comes John H. Heath and present to the Court for allowance against said estate a demand for \$50⁰⁰ founded on acct for Coffin &c notice waived affidavit and proof made It is ordered by the Court that said demand be allowed against said estate to the amount and sum of \$50⁰⁰ and that it be assigned to the first class.

Estate of John Reed Deed

Now comes A.B. Buren and presents to the Court for allowance against said estate a demand for \$67²⁵ founded on acct for coffin burial suit &c notice waived affidavit and proof made, It is ordered by the Court that said demand be allowed against said estate to the amount and sum of \$67²⁵ and that it be assigned to the first class.

In the Matter of the Estate of ~~John~~ Elisha Ogden Deceased Order confirming Sale

Now comes William Geisley Public Administrator in charge of the estate of Elisha Ogden Deceased and submits to the Court his report of sale by which it appears that he did on the 9th day of September 1893 in obedience to an order of this Court made at the May Term 1893 thereof sell at Public Auction to John Ogden for the sum of one hundred and Seventeen dollars the Real Estate in said order of Court and report, particularly described Viz; The NE¹⁴ of the NE¹⁴ of Section twelve (12) also six acres beginning at the NW corner of the East half of the SE¹⁴ of said Section Thence East 24 Rods Thence South 40 Rods, Thence West 24 Rods, Thence North 40 Rods to the Place of beginning, Also 5 acres beginning at the South West corner of the NE¹⁴ of the SE¹⁴ of said Section Thence East 20 Rods, Thence North 40 Rods, Thence West 20 Rods, Thence South 40 Rods to place of beginning all of said Real Estate Situate in Township Fifty nine (59) Range Twenty Six (26) in Daviess County Mo. And it appearing that said sale was legally and fairly conducted, pursuant to the order of the Court and in accordance with the Statute, It is therefore ordered that the said Sale be and the same is hereby approved and confirmed, And the said Administrator is ordered to execute, acknowledge and deliver to said John Ogden a deed in due form of Law conveying to the said John Ogden all the right, title and interest which the deceased had in the same at the time of his death.

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Estate of Joseph Caraway Decd

Now comes J. M. Drummond and presents to the Court for allowance against said estate a demand for \$10⁰⁰, on acct notice waived affidavit made and the correctness of said account certified to by the Executor of said estate, It is ordered by the Court that said demand be allowed against said estate to the amount and sum of \$10⁰⁰ and that it be assigned to the Sixth class.

In the matter of the Estate of ~~Martha C. Brown~~ Grant of Letters of Adm^t
Martha C. Brown Deceased

Now comes Geo R. Allen and pray the Court for letters of administration on said estate, and having filed his affidavit as required by law, and that he is competent and entitled by law to administer upon said estate. It is ordered that letters of administration of the goods, chattels, credits and effects of said deceased be issued to the said George R. Allen, and that he enter into bond to the State of Missouri in the sum of \$500⁰⁰ with two or more sufficient sureties residents of this County conditioned according to law. And now comes said Geo R. Allen and file his said bond with John H. Johnson and W. G. Smith as securities which is by the Court now here approved. It is further ordered that James H. Haver and John H. Johnson be and they are appointed witnesses to accompany and aid said administrator in opening and examining the papers, money, and other property of the deceased and in making an inventory thereof.

Estate of Matthew Nutter Decd

Now comes Edwin McIntire and present to the Court for allowance against said estate a demand for \$26⁵⁰ founded on account for coffin and writing will notice waived affidavit and proof made. It is ordered by the Court that said demand be allowed against said estate to the amount and of \$26⁵⁰ and that it be assigned to first class.

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Court convened pursuant to adjournment present Frank Dwing Judge and E. S. Lunkford Sheriff when the following proceedings were had,

Estate of B. J. Wells Deceased

Now comes Mohland Co and presents to the Court for allowance against said Estate a demand for \$80⁰⁰ founded on note executed by deceased dated Oct 18th 1892 - 8% from date. Notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$86⁰⁰ and that it be assigned to fifth class.

Estate of George W. Rice Deed

Now comes Allen Burton and present to the Court for allowance against said Estate a demand for \$150⁰⁰ founded on note executed by deceased dated March 22-93 due twelve months after date 8% from maturity Notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$150⁰⁰ and that it be assigned to the fifth class.

Estate of George W. Rice Deed

Now comes B. M. Sutton and present to the Court for allowance against said Estate a demand for \$25⁰⁰ founded on acct, notice waived affidavit made also proof made; It is ordered that said demand be allowed against said Estate to the amount and sum of \$25⁰⁰ and that it be assigned to the fifth class.

Estate of George W. Rice Deed

Now comes S. J. Dice & Co and present to the Court for allowance against said Estate a demand for \$25¹⁵ founded on acct notice waived affidavit and proof made It is ordered that said demand be allowed against said Estate to the amount and sum of \$20¹⁵ and that it be assigned to the fifth class.

Estate of George W. Rice Deed

Now Comes R. P. Harden and presents to the Court for allowance against said Estate a demand for \$65⁰⁰ founded on Contract for monument for deceased, Notice waived affidavit & proof made, It is ordered by the Court that said demand be allowed against said Estate to the amount and sum of \$65⁰⁰ and that it be assigned to the first class.

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Estate of George W Rice Decd

Now comes J. C. Brownlee and present to the Court for allowance against said Estate a demand for \$9⁰⁰ founded on account, notice waived made and the correctness of said account certified to by the Executor, It is ordered that said demand be allowed against said Estate to the amount and sum of \$9⁰⁰ and that it be assigned to 5 class.

In the matter of the Estate of
Catherine Mudden Deceased

Now comes J. C. Brownlee Executor of the last will and testament of said deceased and file the receipts of all legatees named in said will for the full amount due each of them as per provisions of said will, Thereupon said Executor is discharged herein.

Estate of George W Rice Decd

Now comes J. A Smith and presents to the Court for allowance against said Estate a demand for \$37⁵⁰ founded on note dated June 8th 1893, 8% from date notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$39²⁵ and that it be assigned to fifth class.

Estate of George Rice Decd

Now comes Malissa Smith and present to the Court for allowance against said Estate a demand for \$27⁰⁰ founded on note notice waived affidavit made, It is ordered by the Court that said demand be allowed against said Estate to the amount and sum of \$27⁰⁰ and that it be assigned to the fifth class.

Estate of George W Rice Decd

Now comes George Utz and presents to the Court for allowance against said Estate a demand for \$330⁰⁰ founded on note dated March 5th 1890 - 10% from date with credits of interest paid to March 5th 1893 notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$352⁰⁰ and assigned to the fifth class.

Estate of George W. Rice Deceased

Now comes W. R. Lewis and presents to the Court for allowance against said Estate a demand for \$217¹⁷ founded on note dated Dec 16th 1892 due 4 month after date, 8% from maturity, notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$214⁰⁸ and that it be assigned to the fifth class.

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Estate of George W. Rice Deceased.

Now comes B. J. Rice and presents to the Court for allowance against said Estate a demand for \$40⁰⁰ founded on note dated Jan'y 18th 1893 due sixty days after date 8% from date with a credit as follows Aug 3rd 1893 \$40⁰⁰ Notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and Sum of \$22⁰⁰ and that it be assigned to the fifth class.

Estate of George W. Rice Deceased

Now comes B. J. Rice and present to the Court for allowance against said Estate a demand for \$51⁰⁰ founded on account, Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and Sum of \$51⁰⁰ and assigned to the fifth class.

Estate of David T. Chapman Deceased

Now comes J. D. Chapman and present to the Court for allowance against said Estate a demand for \$228⁰⁰ founded on account, Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and Sum of \$228⁰⁰ and that it be assigned to the second class.

Estate of David T. Chapman Deceased

Now comes J. C. Chapman and presents to the Court for allowance against said Estate a demand for \$75⁰⁰ founded on account, Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and Sum of \$75⁰⁰ and that it be assigned to the second class.

Estate of David T. Chapman Deceased

Now comes R. W. Chapman and present to the Court for allowance against said Estate a demand for \$100⁰⁰ founded on account for keeping Lucinda Chapman wife of said deceased during last sickness, Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and Sum of \$100⁰⁰ and that it be assigned to fifth class.

Estate of D. T. Chapman Deceased

Now comes J. W. Cavanaugh and present to the Court for allowance against said Estate a demand for \$99⁰⁰ for medical attendance during last illness Notice waived affidavit and proof made, It is ordered that the amount and Sum of \$99⁰⁰ be allowed on said demand and assigned to Second class.

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Estate of David P. Chapman Deceased

Now comes John H. Heath & Co and present to the Court for allowance against said estate a demand for \$95⁰⁰ for coffin for deceased and wife and robe, notice waived affidavit and proof made, It is ordered that said demand be allowed against said estate to the amount and sum of \$95⁰⁰ and that it be assigned to the first class.

In the matter of the Estate of
George W. Rice Deceased

Now comes Mrs Candis Rice widow of said deceased and pray the Court to make an order authorizing and directing the Executor of said Estate to pay to her \$69⁰⁰ balance due her on Special docket out of the personal estate of said deceased, And the Court being satisfied that she is entitled to said balance, It is ordered by the Court that Charles Rice Executor of said Estate do pay to Candis Rice widow as aforesaid, said sum of \$69⁰⁰ out of the personal Estate of said decd and take her receipt therefor.

In the matter of the Estate of
George W. Rice Deceased

Now comes Mrs Candis Rice widow of said deceased and pray the Court to make an appropriation out of the personal assets of said Estate to supply the deficiency in grain, meat, Vegetables groceries and other provisions on hand and provided and necessary for the support of herself and family for twelve month from and after the death of her husband, And the Court after hearing the evidence adduced doth find that the amount and sum of \$250⁰⁰ will be necessary to supply such deficiency; It is therefore ordered that said sum of \$250⁰⁰ be and the same is hereby appropriated out of the personal assets of said Estate, and that Charles Rice Executor of said Estate is hereby authorized and directed to pay said sum to said widow and take her receipt therefor

Estate of Clarence W. Shriver Decd

Now comes Dr Wm H. Holmesher and presents to the Court for allowance against said Estate a demand for \$10⁰⁰ founded on account, notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$10⁰⁰ And that it be assigned to the Second class.

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Estate of George Perry Deceased

Now comes William Adams and present to the Court for allowance against said Estate a demand for \$255⁰⁰ founded on note executed by deceased and Robert J. Perry, dated May 30th 1889 due twelve month after date 10% from date, said note has several credits, Notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$296³⁹ and that it be assigned to the fifth class.

Estate of George W Rice Deed

Now comes S. P. Howell and presents to the Court for allowance against said Estate a demand for \$12⁶⁵ founded on account, Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$12⁶⁵ and that it be assigned to the fifth class.

Estate of George W Rice Deceased

Now comes Dr J. J. Dunham and present to the Court for allowance against said Estate a demand for \$43⁵⁰ founded on book account, Notice waived affidavit and proof made It is ordered that said demand be allowed against said Estate to the amount and sum of \$43⁵⁰ and that it be assigned to the fifth class.

Estate of George W. Rice Deceased

Now comes R. S. Balthrope and presents to the Court for allowance a demand for \$5⁴⁰ founded on account, Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$5⁴⁰ and that it be assigned to the fifth class.

Estate of C. W. Shriver Deceased

Now comes Selby and Rowland and present to the Court for allowance against said Estate a demand for \$31⁵⁰ for coffin robe Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$31⁵⁰ and that it be assigned to the first class.

Estate of Thomas Murry Deceased

Now comes Selby & Rowland and present to the Court for allowance against said Estate a demand for \$36⁵⁰ for coffin robe & slippers Notice waived affidavit & proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$36⁵⁰ and that it be assigned to the first class.

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In the Matter of the Estate & guardianship of
William Harris a minor

Now comes John A. Dunn Curator of the Estate of said minor and file his accounts and Vouchers for his final Settlement which is approved and it appearing to the Court that said minor is a resident of the State of Iowa and has arrived at the age of fourteen years and has selected a guardian of his Estate, who is also a resident of said State of Iowa, who has been legally appointed and qualified as such guardian, It is therefore ordered by the Court that upon the guardian so chosen by said minor filing the papers required by the Statute of this State in such case made and provided said John A. Dunn is hereby ordered to pay over to said guardian the amount found to be due said minor by said Settlement and upon filing the proper receipt for the same to be discharged herein.

In the Matter of the Estate of
John W. Barber a minor

Comes now Jesse J. McCoy and pray the Court to make an order authorizing and empowering and directing him as guardian of the Estate of said minor to rent or lease the homestead of said minor for the year beginning March 1st 1894 and ending March 1st 1895 upon the best Terms obtainable which Real Estate is described as follows, to wit: The NE^{1/4} of the SW^{1/4} and the NW^{1/4} SE^{1/4} and 10 acres off the North End of the NW^{1/4} of the NW^{1/4} all in Section 16, Township 61, Range 27, in Daviess County Mo. It is therefore ordered that said guardian is hereby authorized and empowered and directed to rent the above described Real Estate for the term of one year commencing on the 1st day of March 1894 upon the best terms obtainable.

In the Matter of the Estate of 3 Order confirming sale
William, Amanda L. Mary M. and
Joseph Eads minors

Now comes Jonathan A. Eads guardian of the Estate of said minors and submits to the Court his report of sale by which it appears that he did on Monday the 11th day of September 1893 in obedience to an order of this Court made at the May Term 1893 thereof sell at private sale to Mary C. Eads for the sum of four dollars the Real Estate in said order of Court and report particularly described viz; Lot Five (5) in Block Five (5) in the Town of Locksprings in Daviess County Mo. And it appearing that said sale was legally and fairly conducted pursuant to the order of the Court, and in accordance with

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the Statute, It is therefore ordered that the said sale be and the same is hereby approved and confirmed and the said guardian is ordered to execute, acknowledge and deliver to said Mary C. Eads a deed in due form of law, conveying to her all the right title and interest which the said minors had in the same at time of sale.

William H. Place Administrator of the Estate of
Henry A. Whitt Plaintiff
Against

Ada M New and John New her husband, Eva Lee Holcom
and Samuel Holcom her husband, John T. Whitt, Joseph R. Whitt,
George Whitt, ^{Henry Whitt} Perry Whitt, Lennie Whitt, Hannah B. Whitt, Orpha
Whitt, Roy Whitt, Sarah A Whitt, Frederick Whitt and Sarah
E. Whitt Defendants

Petition for Assignment of Homestead and Dower

Now at this day comes the said petitioner and it appearing to the Court, that the summons in this behalf issued, has been duly served on all the said defendants (except Ada M New and John New her husband, Eva Lee Holcom and Samuel Holcomb her husband, John T. Whitt, Sarah A. Whitt and Mrs Sarah E Whitt widow of said deceased who waived the service of summons in this behalf in writing upon the petition herein filed) more than fifteen days prior to the first day of the present of this Court, and it appearing that the said Joseph R. Whitt, George Whitt, Henry Whitt, Perry Whitt, Lennie Whitt, Hannah B. Whitt, Orpha Whitt, Roy Whitt and Frederick Whitt are minors under the age of twenty one years and have no legal guardian the Court now here appoints J. A. Selby guardian Ad Litem for the said minors, who files his answer in that behalf in the following words and figures, to wit;

William H. Place Adm^r of Estate of Henry A Whitt deceased Plaintiff
Against

Ada M New and John E. New her husband, Eva Lee Holcomb and
Samuel Holcomb her husband, John T. Whitt, Joseph R. Whitt
George Whitt, Henry Whitt, Perry Whitt, Lina Whitt, Hannah B. Whitt
Orpha Whitt, Frederick Whitt, Roy Whitt, Sarah A Whitt and
Sarah E Whitt Defendants

In the Probate Court Daviess County Mo
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Comes now J. A. Selby guardian Ad Litem for minor
dependants Joseph R. Whitt, George Whitt, Henry Whitt Sarah
Whitt Lennie Whitt, Hannah B Whitt Orpha Whitt, Roy Whitt

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and Frederick Whitt and for their answer to the petition filed in this case says that he has no knowledge or information sufficient to form a belief as to whether the facts stated in said petition are true or not and as said minors are of tender years he asks that strict proof be made of each and every allegation in said petition contained.

J. A. Selby

guardian Ad Litem for minor defendants

And the said other defendants being three times called came not but herein wholly makes default, and due proof being made of the matters stated and charged in the petition, It is therefore considered and ordered by the court that the said Sarah E. Whitt widow of said Henry A. Whitt deceased is entitled to a Homestead in the following premises, to wit: The NW^{1/4} of the NW^{1/4} of Section eight (8) Township fifty eight (58) of Range twenty seven (27) 40 acres. Also that part of the NE^{1/4} of the NW^{1/4} lying north of Marrowbone Creek in Section eight (8) Township fifty eight (58) Range twenty seven (27) 34 acres. Also the SW^{1/4} of the NW^{1/4} of Section eight (8) Township fifty eight (58) Range twenty seven (27) 4 acres. Also SE^{1/4} of the NW^{1/4} of Section eight (8) Township fifty eight (58) Range twenty seven (27) lying and being north and west of Marrowbone Creek containing six acres. Also part of the NE^{1/4} of the SW^{1/4} of Section twenty (20) Township fifty nine (59) Range twenty seven (27) beginning at the NE corner, thence west 8 Rods South 10 Rods, East 8 Rods, North 10 Rods to place of beginning, all of above described Real Estate Situate in Daviess County Missouri. Also Lot 25 in Block 8 in the Town of Hamilton Caldwell County Missouri. For the benefit of herself and said minor children during their minority, and until her death, and that the same be set off to her and them (not exceeding one hundred and sixty acres in quantity, and not exceeding fifteen hundred dollars in value) and that she is also entitled to dower, and should be endowed of the one third part of all the lands mentioned in the petition, less the amount of the interest of the said Sarah E. Whitt widow of said deceased in the said Homestead, for and during the period of her natural life,

And it is further ordered that William E. Bremson H. C. Cameron and John Milstead (Three discreet and disinterested persons not of kin to any of the parties) be and they are hereby appointed commissioners to set out the said homestead, and set off and assign dower in the premises as mentioned and claimed in said petition, who shall first set out the homestead in that behalf, and from the residue of said Real Estate shall set out and admeasure the dower of said

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widow of said deceased, but the amount of such dower shall be diminished by the amount of the interest of the said widow and minor children in the Homestead, and if her interest in said Homestead shall equal or exceed one third interest for and during her natural life, in and to all the Real Estate of which the said Henry A Whitt died seized no dower shall be assigned her.

Oath of Commissioners

State of Missouri

County of Daviess

William E Bremmon H. C. Cameron and John Milstead

The within named Commissioners each being duly sworn, do severally depose and say, that they will faithfully, honestly and impartially discharge their duties, and execute the trust reposed in them as such commissioners according to the best of their skill and judgment.

Wm E Bremmon

H. C. Cameron

John H Milstead

Subscribed and Sworn to before me November 15th 1893

Frank Ewing

[Signature]

Judge Probate Court
Daviess County Mo.

November Term Nov 15th 1893

Court Convened pursuant to adjournment present Frank Dwing Judge and E. S. Lankford Sheriff when the following proceedings were had-

Estate of Joseph Caraway Deceased

Now comes Potter & Gillihan and presents to the Court for allowance a demand for \$2²⁵ founded on account Notice waived affidavit and proof made It is ordered that said demand be allowed against said Estate to the amount and sum of \$2²⁵ and that it be assigned to the 6th Class.

In the matter of the Estate & guardianship of
David T. Chapman an Insane person

Now at this day comes James K. Heath guardian of said insane person and after showing to the satisfaction of the Court that said Insane person has departed this life, files his accounts and Vouchers for his final Settlement which is approved, And it appearing by said Settlement And it appearing by said Settlement that there is in the hands of said guardian due said Estate the sum of \$1167⁶⁷. It is therefore ordered that said guardian pay said sum of \$1167⁶⁷ over to the administrator of the Estate of said David T. Chapman deceased and take his receipt therefor. And now comes said James K. Heath guardian as aforesaid and file the receipt of the duly appointed and qualified administrator of the Estate of said deceased insane person for the full amount found to be due by said Settlement thereupon said guardian is forever discharged herein.

In the matter of the Estate of
David T. Chapman Decd

It is ordered by the Court that J. T. Brosius and R. J. Britton be and they are hereby appointed witnesses to accompany and aid Jas K. Heath administrator of said Estate in opening and examining the papers money and other property of the deceased and in making an inventory thereof.

In the matter of the Estate of
David T. Chapman Decd

Now comes James K. Heath Administrator of said Estate and pray the Court for an order authorizing and Empowering him to make repairs on the real Estate belonging to said Estate as follows, to wit; To repair the fencing on said Real Estate also to ^{put} new roof on the dwelling house thereon for the reason that the fences and house is in a dilapidated condition and untenable. Therefore it is ordered

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that said administrator be and he is hereby authorized and empowered to make repairs as prayed for on the best terms possible.

Estate of George W. Henderson Decd

Now comes Irving Bro and present to the Court for allowance against said estate a demand for \$11⁴⁵ founded on account, notice waived affi and proof made, It is ordered that said demand be allowed against said estate to the amount and sum of \$11⁴⁵ and that it be assigned to the fifth class.

Estate of George W. Henderson Deceased

Now comes Irving Bro and present to Court for allowance against said Estate a demand for \$23⁴⁵ founded on account for burial clothes, notice waived affidavit and proof made, It is ordered that said demand be allowed against said estate to the amount and sum of \$23⁴⁵ and that it be assigned to the first class.

In the matter the Partnership Estate of
Miller & Potter (Miller Deceased)

Now comes Charles M Potter administrator of said Estate and present his accounts and vouchers for his final Settlement, And it appearing that notice has been given as required by law the debts all paid and said Estate fully administered therefore said Settlement is approved, And it is further ordered that the insolvent notes and accounts belonging to said Estate be turned over to C. M. Potter surviving partner and Mrs E. C. Miller administratrix of R. G. Miller Deceased partner who are the legal representatives of said partnership Estate, which notes and accounts are as follows;

Benjamin J. Wells	\$43 ²⁰	Arch Gay	\$13 ²⁵	Robert Gay	\$81 ²⁰	Nathan Gillilan	\$125 ⁰⁰
George Dickey	\$24 ⁵⁰	Ed Nation	\$15 ⁰⁰	Tom King	\$2 ⁰⁰	Mrs Cheney	\$12 ⁵⁰
Drummond	\$3 ⁰⁰	Henry Parks	\$18 ⁰⁰	J P Williams	\$22 ⁰⁰	Dr Kemp	\$22 ⁰⁰
Miller	\$259 ⁰⁰	W. H. Harris	\$15 ⁰⁰	John Anderson	\$45 ⁰⁰	R S Godwin	\$20 ⁰⁰
George Dickey	\$12 ⁵⁰	Lon Winburn	\$1 ⁰⁰	Kate Dodd	\$2 ³⁰	S. J. Slout	\$30 ⁰⁰
George McCartney	\$15 ⁰⁰	Wm Gillilan	\$1 ⁰⁰	Sinds Bro	\$4 ⁰⁰	Mrs Sweden	\$4 ⁰⁵

And it further appearing by said Settlement that there is no money in the hands of said administrator belonging to said Estate, It is therefore ordered that said administrator be discharged herein.

Estate of James Johnson Deceased

Now comes W F Johnson and presents to the Court for allowance against said Estate a demand for \$6²⁰

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found on account, Notice returned Served a the law directs
affidavit and proof made, It is ordered that said demand be allowed
against said Estate to the amount and sum of \$6⁰⁰ and that it
be assigned to the fifth class.

In the Matter of the Estate of ~~Abraham Reed~~ Proof of will
Abraham Reed Deceased

On this day comes D. L. Doty and produces to the Court an instrument
in writing purporting to be the last will and Testament of Abraham
Reed deceased and attested by Jehiel T. Day and W. C. Gillihan
as witnesses; And the said D. L. Doty prays that said instrument
in writing be proved and admitted to record as the last will and
Testament of the said Abraham Reed, and the Court proceeded to
hear the proof of the execution and publication of said instrument
as his last will. And thereupon come Jehiel T. Day and W. C. Gillihan
the said attesting witnesses who being first duly Sworn say respecting
that they were present and saw Abraham Reed sign the foregoing
instrument purporting to be the last will and Testament of him the
said Abraham Reed and heard him publish and declare the same to be
his last and Testament, and that at the time of signing the same, the
said Abraham Reed was of sound and disposing mind, and that
these deponents subscribed their names thereto as witnesses to the same
in the presence of the Testator and of each other, and at the request of
the said Abraham Reed. And that the testimony of said witnesses
was reduced to writing by the Court and signed by them respectively.

And now the Court being sufficiently advised by the Evidence
of said witnesses of the proper and legal execution of said will, it is
ordered and adjudged by the Court, that said instrument in writing
be considered proved and the same is established and adjudged
to be the last will and testament of the said Abraham Reed late
of said County, deceased, and that it be admitted to record as such.

In the Matter of the Estate of ~~Abraham Reed~~
Abraham Reed Deceased

Now comes D L Doty and produces to the Court an instru-
ment in writing purporting to be the last will of him the said
Abraham Reed deceased and prays the same be proved and admit-
ted to record, And the Court having Taken the testimony of J. T.
Day and W. C. Gillihan the attesting witnesses thereto adjudged the
same proved and issued a certificate of Probate thereon, and the
said D L Doty having been appointed Executor in and by
said will. It is therefore ordered that he be and he is

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hereby appointed Executor of Said Estate and before entering upon his duties as such Executor he is required to enter into bond in the sum of \$2000, conditioned according to law, and now comes the Said D. L. Doty and file his bond in the sum of \$2000, with H. B. Doty and John H. McNeil as Securities which is now here approved. And it is further ordered that George H. Pogue and A. H. McClure be and they are hereby appointed witnesses to accompany and aid Said Executors in opening and Examining the papers money and other property of the deceased and in making an inventory thereof.

In the matter of the Estate of George W. Rice Deceased Order of Publication
State of Missouri ss In the Probate Court Daviess County November Term 1893
County of Daviess ss

Now comes Charles H. Rice Executor of the Estate of George W. Rice deceased and presents to the Court his petition praying for the sale of so much of the Real Estate of Said deceased, as will pay and satisfy the remaining debts due by Said Estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists, and inventories, required by law in such cases, on Examination whereof it is ordered that all persons interested in the Estate of Said deceased be notified that application as aforesaid has been made and that unless the contrary be shown on or before the first day of the next Term of this Court to be held on the second Monday of Feb 1894 an order will be made for the sale of the whole or so much of the Real Estate of Said deceased as will be sufficient for the payment of said debts, And it is further ordered that this notice be published in the North Missourian a newspaper published and printed in this County and State for four weeks before the next Term of this Court. And that personal service of this notice be made on the heirs and devisees of deceased resident in Said County at least ten days before the next Term of this Court.

Estate of George W. Rice Decd

Now comes J. J. Henderson and present to the Court for allowance against Said Estate a demand for \$25⁰⁰ founded on note executed by deceased to J. W. Merrifield dated July 30th 1892 - 6 % from date. Notice waived affidavit made, It is ordered that Said demand be allowed against Said Estate to the amount and sum of \$26²³. And that it be assigned to the Fifth class of demands.

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Estate of George W. Rice Deceased

Now comes Bleish & Herman and present to the Court for allowance against said Estate a demand for \$15⁸⁵ founded on account notice waived affidavit and proof made it is ordered that said demand be allowed against said Estate to the amount and sum of \$15⁸⁵ and that it be assigned to the fifth class.

In the matter of the Estate of ~~James Johnson~~ Order of Sale of Real Estate
James Johnson Deceased

Now comes John H. Johnson Executor of the Estate of James Johnson deceased and shows to the Court that the order of Publication made at the August Term of this Court upon the petition of said Executor asking for an order for the sale of certain Real Estate of the deceased, therein described for the payment of the debts due by said Estate has been published for more than four weeks prior to the first day of the present Term of this Court in the North Missourian a weekly newspaper published in the City of Gallatin in the County of Davies and that personal service of said notice was had on all heirs & devisees of said dec'd residents of said County for more than 10 days prior to the 15th day of the present Term of this Court and the Court having heard said application, and being satisfied that the personal Estate of the deceased in the hands of said Executor is not sufficient to pay the debts due and owing by said Estate, It is ordered that said Executor do sell at private Sale for one half cash in hand, the other half in one year from date of sale, the Real Estate mentioned in said petition and described as follows, to wit:
The NE¹⁴ of the SE¹⁴ of Section Eight (8) Township Sixty (60) Range 28, 40 acres
" SE¹⁴ frl. of NE¹⁴ frl. Section eight (8) Township Sixty (60) Range Twenty Eight (28) 28²⁴ acres
Also 26⁶⁰/100 acres West end of part South and East of Grand River of NW¹⁴ frl. Section Nine (9) Township Sixty (60) of Range twenty Eight (28) containing in all 95 acres more or less. For the purpose of paying the debts due by said Estate as aforesaid, and that he report his proceedings therein to the next Term of this Court thereafter.

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Court convened pursuant to adjournment present Frank Ewing Judge and E. S. Lauckford Sheriff when the following proceedings were had.

Estate of George W. Henderson Deceased

Now come Selby & Rowland and present to the Court for allowance against said estate a demand for \$45⁰⁰ founded on account for coffin Hearses &c notice waived affidavit and proof made It is ordered by the Court that said demand be allowed against said estate to the amount and sum of \$45⁰⁰ and that it be assigned to the first class.

In the matter of the estate and guardianship of
William B. Murphy a minor

Now comes E. H. Tillery guardian & curator of said minor and present his accounts and vouchers for his — Annual Settlement which is approved, and it appearing by said Settlement that there is no money or property in the hands of said guardian & curator belonging to said minor, It is therefore ordered that said guardianship be and the same is hereby suspended until other money or property come to his knowledge or possession.

In the matter of the estate of
James W. Beesley a minor

Now comes William Weisley Public Guardian and having in charge said estate and pray the Court to make an appropriation out of the money in his hands belonging to said estate to the amount and sum of \$19⁵⁰ for the purpose of buying clothing for said minor for the year 1893. It is therefore ordered that said guardian do furnish clothing to said minor to the amount and sum of \$19⁵⁰ for which he shall have credit.

Estate of A. H. Garrison Decd

Now comes C. B. Crowder and present to the Court for allowance against said estate a demand for \$24⁰⁰ founded on account, notice waived affidavit made, It is ordered that said demand be allowed against said estate to the amount and sum of \$24⁰⁰ and that it be assigned to the fifth class.

Estate of Jacob Hilbish Deceased

Now comes R. T. Bailey and present to the Court for allowance against said estate a demand for \$27⁵⁰ founded

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on account, notice waived affidavit and proof made It is ordered that said demand be allowed against said estate to the amount and sum of \$27⁵⁰ and that it be assigned to the fifth class.

Estate of George W. Rice Deed

Now comes Herman & Bessley and present to the Court for allowance against said estate a demand for \$100⁰⁰ founded on account, notice waived affidavit and proof made It is ordered that said demand be allowed against said estate to the amount and sum of \$100⁰⁰ and that it be assigned to the fifth class.

Estate of Jacob Hilbish Deed

Now comes Robert Caster and present to the Court for allowance against said estate a demand for \$16⁵⁰ founded on account notice waived affidavit and proof made It is ordered that said demand be allowed against said estate to the amount and sum of \$16⁵⁰ and that it be assigned to the fifth class.

Estate of George W. Rice Deed

Now comes Groomer & Co and present to the Court for allowance against said estate a demand for \$25⁰⁰ founded on note executed by deceased to J. W. Merifield dated July 30th 1892 due one day after date, 6% from date, notice waived affidavit made It is ordered that said demand be allowed against said estate to the amount and sum of \$26⁰⁰ and that it be assigned to the fifth class.

Estate of George W. Rice Deceased

Now comes R. E. Maupin and present to the Court for allowance against said estate a demand for \$25⁰⁰ founded on note executed by deceased dated July 30th 1892 - 6% from date, notice waived affidavit made It is ordered that said demand be allowed against said estate to the amount and sum of \$26⁰⁰ and that it be assigned to the fifth class of demands.

Estate of George W. Rice Deed

Now comes R. E. Maupin and present to the Court for allowance against said estate a demand for \$98²⁰ founded on note, 8% from date, notice waived affidavit made, It is ordered that said demand be allowed against said estate to the amount and sum of \$107²⁰ and that it be assigned to the fifth class.

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Estate of George W Rice Deceased

Now comes R. E. Maupin and present to the Court for allowance against said Estate a demand for \$25⁰⁰ founded on account notice waived affidavit and proof made \$25⁰⁰ allowed on said demand and assigned to the fifth class.

Estate of Jacob Hilbisch Deceased

Now comes W. H. Curtis and presents to the Court for allowance against said Estate a demand for \$25⁰⁰ founded on account notice waived affidavit and proof made It is ordered that said demand be allowed against said Estate to the amount and sum of \$25⁰⁰ and that it be assigned to the fifth class.

Estate of Jacob Hilbisch Deed

Now Comes Dr F. C. Eastman and present to the Court for allowance against said Estate a demand for \$31⁰⁰ founded on account for medical services during last illness Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$31⁰⁰ And that it be assigned to the second class.

Estate of C. W. Shriver Deed

Now comes Dr F. C. Eastman and present to the Court for allowance against said Estate a demand for \$17⁵⁰ founded on account, notice waived affidavit and proof made It is ordered that said demand be allowed against said Estate to the amount and sum of \$17⁵⁰ and that it be assigned to the second class.

Estate of Jacob Hilbisch Deed

Now come Frank W. Voss and presents to the Court for allowance against said Estate a demand for \$4⁰⁰ founded on account, notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$3²⁵ and that it assigned to the fifth class,

In the matter of the Estate of
William H. Gaines Deceased

Now comes Mrs Mary C. Gaines widow of said deceased and pray the Court to make an appropriation out of the personal assets of said Estate to supply the deficiency in grain, meat, vegetables groceries and other provisions on hand and provided and necessary for the support of

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herself and family for twelve months from and after the death of her said deceased husband, and after hearing the evidence the Court doth find that the amount and sum of \$275⁰⁰ will be necessary to supply said deficiency. It is therefore ordered that said sum of \$275⁰⁰ be and the same is hereby appropriated out of the personal assets of said Estate for that purpose, and the administrator of said Estate is hereby authorized and directed to pay said amount of \$275⁰⁰ over to said widow and take her receipt therefor.

In the Matter of the Partnership Estate of
Seth Macy & Son

Now comes William C. Macy & James Critten administrators of said Estate and file their accounts and Vouchers for their first Annual Settlement which is approved, And it appearing by said Settlement that there is in the hands of said administrators funds belonging to said Partnership Estate that will not be needed for the payment of debts or expenses of administration the amount and sum of \$3600⁰⁰. It is therefore ordered by the Court that said amount be distributed and paid out as follows to wit;

To Perry Macy Surviving partner \$1800,00
" the Executors of the Estate of Seth Macy Decd \$1800,00

And upon said administrators filing receipts of said distributees for the amount due them respectively to receive credit therefor.

In the Matter of the Estate of
Jane Mason Deceased

Now comes William Weisley Public Administrator having in charge said Estate and file notice of final Settlement and pray the Court to continue said Settlement until the February Term of this Court 1894 And for good cause shown therefor It is ordered by the Court that said final Settlement be and the same is hereby continued until that time.

Estate of Abraham Reed Decd

J. C. Frazier Plaintiff

vs

D. L. Doty Admr of said Estate Defendant

Now comes the parties and the said J. C. Frazier presents to the Court for allowance against said Estate a demand for the sum of \$100⁰⁰ And the said D. L. Doty as such administrator exhibits against the same an offset for the sum of \$100⁰⁰ founded

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on note executed by plaintiff to deed dated April 28th 1890 bearing interest at the rate of 10% from date, which cause was submitted to the Court for Trial, and the Court having heard the evidence of the parties do find for the plaintiff in the sum of \$100⁰⁰ and for the defendant the sum of \$127⁰⁰ and after deducting the sum found for the plaintiff from the sum found for the defendant do find for the defendant the sum of \$27⁰⁰. It is therefore ordered and adjudged by the Court that said defendant do recover of and from said plaintiff said sum of \$27⁰⁰ so found by the Court as aforesaid. It is further ordered that defendant pay the costs of this proceeding.

In the Matter of the Estate of ~~John M. Miller~~
John M. Miller Deceased ~~3~~

Now comes D L Doty guardian of the person and Estate of Maud E. Miller, Also Comes Thomas R. Hays guardian of the person and Estate of Joseph G. Miller, both of said wards being minor heirs of said deceased under the age of sixteen years at the time of his death, and pray the Court to make an order authorizing and directing Harvey B. Miller administrator of said John M. Miller dec'd to pay over to them as guardians of said minors as aforesaid the Special Dower allowed the widow and minor children by virtue of Sections 107 & 110 of Revised Statutes of the State of Missouri. And it appearing that said deceased died leaving no widow but said minors under sixteen years of age; It is ordered that said administrator do pay over to said guardians the amount and sum of \$400⁰⁰ Special dower as provided by Section 110 of Revised Statutes of the State of Missouri and take their receipts therefor.

In the Matter of the Estate of ~~John M. Miller~~
John M. Miller Deceased ~~3~~

Now comes D L Doty guardian of the person and Estate of Maud E. Miller minor heir of said deceased and pray the Court to make an appropriation out of the personal assets of said Estate for the support of said minor for 12 months from and after the death of said deceased. And it appearing that said J. M. Miller died leaving no widow but said minor who was under 16 years at time of his death, It is ordered by the Court that the sum of \$30⁰⁰ be and the same is hereby appropriated out of the personal assets of said Estate for that purpose, and that H. B. Miller administrator of said Estate is hereby authorized and directed to pay said amount over to said guardians.

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Court convened pursuant to adjournment present Frank Ewing Judge and E. S. Lankford Sheriff when the following proceedings were had.

Estate of A. H. Garrison Deceased

Now comes A. L. Zimmerman and present to the Court for allowance against said Estate a demand for \$9¹⁵ founded on acct notice waived affidavit and proof made It is ordered that said demand be allowed against said Estate to the amount and sum of \$9¹⁵ and that it be assigned to the fifth class.

Estate of Jacob Heilbisch Deceased

Now comes J. W. Hubbard and present to the Court for allowance against said Estate a demand for \$54⁶⁵ founded on account for labor notice waived affidavit and proof made \$54⁶⁵ is ordered on said demand against said Estate and assigned to the fifth class.

Estate of Jacob Heilbisch Deceased

Now comes Dr. J. M. Cannon and presents to the Court for allowance against said Estate a demand for \$16⁰⁰ founded on account for medical services during last illness. Notice waived affidavit and proof made it is ordered by the Court that said demand be allowed against said Estate to the amount and sum of \$16⁰⁰ and that it be assigned to the Second class.

Estate of Jacob Heilbisch Deceased

Now comes William Wilhoit President of Bank at Kidder and present to the Court for allowance against said Estate a demand for \$ founded on note executed by Deceased and John Whitelaw dated July 11th 1893 due 90 days after date 8% after maturity, notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amt and sum of \$65⁶⁷ and that it be assigned to the fifth class.

Estate of Jacob Heilbisch Deceased

Now comes John Whitelaw and presents to the Court for allowance against said Estate a demand for \$28¹² founded on note, notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$28¹² and that it be assigned to the fifth class.

Estate of Jacob Heilbisch Deceased

Now comes John Whitelaw and present to the Court

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for allowance against said Estate a demand for \$40⁰⁰ founded on note dated March 23rd 1893 due thirty days after date, notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$42⁵⁰ and that it be assigned to the fifth class.

Estate of Jacob Hilbisch Deceased

Now comes John Whitelaw and presents to the Court for allowance against said Estate a demand for \$115⁵⁰ founded on note dated Dec 29th 1891 due six months after date, 8% from date, notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$132⁵⁰ and that it be assigned to the fifth class.

Estate of George W Rice Deed

Now comes Ben A. Gates and presents to the Court for allowance against said Estate a demand for \$23⁰⁰ founded on account, Notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$23⁰⁰ and that it be assigned to the fifth class.

Estate of George W Rice Deed should be Jacob Hilbisch say Judge

Now comes John W Meade Pres Farmers Ex Bank and present to the Court for allowance against said Estate a demand for \$8⁰⁰ founded on note, notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$9³⁰ and assigned to the fifth class.

In the Matter of the Estate of
Lizzie Roney minor heir of
Henry A. Roney Deceased

Copy sent to Holder Jan 4-94

Now at this day comes August Kober and Shows to the Court that said Lizzie Roney is a minor under fourteen years of age and a resident of the County of Daviess and State of Missouri and has no legal or natural guardian of her person or estate and prays the Court to appoint him the said August Kober guardian of the person and estate of said minor, And the said August Kober being approved by the Court, It is ordered that he be and he is hereby appointed guardian of the person and estate of said Lizzie Roney a minor, and before entering upon the duties of his office he is required to enter into bond to the State of Missouri for the use of said Lizzie Roney with two

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or more securities to be approved by the Court in the sum of one thousand dollars conditioned for the faithful discharge of his duties according to law, and now comes the said August Kober and accepts such appointment and files his bond in the sum of one thousand dollars with William Roney and Henry Roney as sureties which is by the Court now here approved, and the said August Kober duly qualifies according to law and enters upon the duties of his trust as such guardian.

In the Matter of the Estate of E
Nerdie Anten Deceased E

Now comes Edward J. Stewart Administrator of said Estate and pray the Court to make an order authorizing and empowering him to rent the Real Estate belonging to said Estate for the Term of two years for the purpose of paying the debts due and owing by said Estate, there not being sufficient personal property in his hands as administrator of said Estate to pay said debts. It is therefore ordered by the Court that said administrator be and he is hereby authorized and empowered to rent or lease the Real Estate belonging to said Estate described as follows, to wit; The E^{1/2} N^{1/2} W^{1/4} of Section twenty-seven Township Fifty Eight Range twenty nine in Daviess County Missouri for the Term of two years from this ^{1st} day for the purpose aforesaid.

In the Matter of the Estate of E
A. H. Garrison Deceased E

Now comes Mrs Margaret Garrison widow of said deceased and pray the Court to make an appropriation out of the personal assets of said Estate to supply the deficiency in meat, grain, Vegetables, groceries and other provisions on hand and provided and necessary for the support of said widow and her family for twelve months from and after taken of the Inventory of said Estate, And after hearing the evidence It is ordered by the Court that the amount and sum of \$350⁰⁰ be and the same is hereby appropriated out of the personal assets of said Estate to supply said deficiency, and it is further ordered that the administratrix of said Estate pay over to said widow said sum of \$350⁰⁰ and take her receipt therefor.

In the Matter of the Estate of E
Jacob Hilbisch Deceased E

Now comes Jane Hilbisch widow of said deceased and pray the Court to make an appropriation out of the personal assets of said Estate to supply the deficiency in grain meat Vegetables and groceries and other provisions on hand and provided and

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necessary for the support of said widow and her family for twelve months from and after the death of said deceased and after hearing the evidence adduced and being sufficiently advised the Court doth find that the amount and sum of \$400⁰⁰ will be necessary to supply said deficiency, It is therefore ordered that the amount and sum of \$400⁰⁰ be and the same is hereby appropriated out of the personal assets of said Estate for that purpose, and it is further ordered that the Executor of said Estate be and he is hereby ordered to pay said sum of \$400⁰⁰ over to said widow and take her receipt therefor for which he shall have credit.

In the Matter of the Estate of
Jacob Hilbisch Deceased

Now comes Mrs Jane Hilbisch widow of said Jacob Hilbisch deceased and pray the Court to make an order authorizing and directing the Executor of said Estate to pay to her the said widow her Special dower of \$400⁰⁰ as provided in section 107 of revised Statutes of the State of Missouri. And it appearing that said widow has failed to select and take any personal property at its appraised value as provided by said section, and that the same was sold by said Executor, and that the proceeds thereof is now in the hands of said Executor to the amount of \$400⁰⁰; It is therefore ordered that said Executor do pay to said widow the amount and sum of \$400⁰⁰ her Special dower as aforesaid, and take her receipt therefor.

Estate of Jacob Hilbisch Deceased

Now comes William Roney Executor of said Estate and presents to the Court for allowance against said Estate a demand for \$72⁰⁰ founded on coupon, And there being no Co-Executor, S. P. Brosius a suitable person is hereby appointed to manage the defence against said demand, Notice waived and affidavit made as to payments and offsets It is ordered that said demand be allowed against said Estate to the amount and sum of \$72⁰⁰ And that the same be assigned to the fifth class.

In the Matter of the Estate of
George Duffey Deceased

State of Missouri
County of Daviess

In the Probate Court Daviess Co. Mo.
November Term 1893

Now at this day comes George R. Allen Executor of the Estate of George Duffey deceased and presents to the Court his petition praying for the sale of so much of the Real Estate of said deceased

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as will pay and satisfy the remaining debts and legacies due by said Estate and yet unpaid for want of sufficient assets, accompanied by the accounts, lists, and inventories, required by law in such cases, an examination whereof it is ordered that all persons interested in the Estate of said deceased be notified that application as aforesaid has been made, and unless the contrary be shown on or before the first day of the next Term of this Court, to be held on the 2nd Monday of February 1894 an order will be made for the sale of the whole or so much of the Real Estate of said deceased as will be sufficient for the payment of said debts and Legacies, and it is further ordered that this notice be published in the North Missourian a Newspaper Published in this County and State for four weeks before the next Term of this Court.

In the Matter of the Estate of ~~William~~
Sarah Lake Deceased ~~William~~

Now comes John A. Dunn Administrator of the Estate of Sarah Lake deceased and files the receipt of all heirs and legal representatives of said Estate for the full amount found to be due each of them by order of distribution made upon final settlement of said Estate thereupon said administrator is discharged herein.

Estate of Jacob Hilbisch Deceased

Now comes Abe Harpster and presents to the Court for allowance against said Estate a demand for \$23⁵⁰ founded on note executed by deceased dated Oct 21st 1892 due Twelve month after date, 6% from date, and if not paid when due 8% from date, Notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$23⁵⁰ and assigned to fifth class,

November Term Nov 18th 1873

Court convened pursuant to adjournment present Frank Ewing Judge and E. S. Lankford Sheriff when the following proceedings were had.

In the Matter of the Estate of
R. Y. Miller Deceased

Now comes Mrs E. C. Miller administratrix of the Estate of R. Y. Miller deceased and prays the Court to continue her final Settlement of said Estate until the Term of this 187 And for good cause shown said Final Settlement is hereby continued until that Time.

Estate of A. H. Garrison Deceased

Now comes G. W. Rhoads and present to the Court for allowance against said Estate a demand for \$20⁰⁰ founded on account notice waived affidavit and proof made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$20⁰⁰ and that it be assigned to the fifth class.

Estate of A. H. Garrison Deceased

Now comes Robert Whitechurch and presents to the Court for allowance against said Estate a demand for \$2⁵⁰ founded on account, Notice waived affidavit made, and the correctness of said demand certified to by Administratrix of said Estate, It is ordered that said demand be allowed against said Estate to the amount and sum of \$2⁵⁰ And that it be assigned to the fifth class.

Estate of A. H. Garrison Deed

Now comes B. F. Channell and presents to the Court for allowance against said Estate a demand for \$2,50 founded on account notice waived affidavit made, and the correctness of said demand certified to by the Administrator of said Estate It is ordered that said demand be allowed against said Estate to the amount and sum of \$2⁵⁰ and that it be assigned to the fifth class.

In the Matter of the Estate of
John D. Haven Deceased

Now comes Mrs Margaret A. Havens administratrix with the will annexed of said Estate and file her accounts and Vouchers for her final Settlement, And it appearing that notice has been given as required by law, upon Examination said Settlement is approved. And it appears by said Settlement that there is

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due said administratrix from said estate the sum of \$45³⁷ And it further appears that by the provisions of the will of said deceased that there is a legacy of one dollar due Ballard P. Haven also a legacy of one dollar of one dollar due John W. Haven, and upon filing the receipt of said legatees said administratrix to be discharged herein.

In the matter of the estate of
Samuel Wickizer Deceased

Now comes C. H. Longfellow administrator with the will annexed of the estate of said deceased, and present his accounts and vouchers for his final settlement and it appearing that notice has been given as required by law the debts all paid and said estate fully administered, said settlement is approved, and it further appearing that there is no money in the hands of said administrator belonging to said estate it is ordered that said administrator be discharged herein.

In the matter of the estate of
Davis Waters Deceased

Now comes James H. Haver administrator of said estate and present his accounts and vouchers for his final settlement, and it appearing that notice has been given as required by law, the debts all paid and said estate fully administered upon examination said settlement is approved, and it further appearing by said settlement that there is in the hands of said administrator belonging to said estate the sum of \$338²⁴. It is ordered that said sum be distributed and paid out as follows;

To Elmira D. Boyer	\$ 167.00
" John W. Waters	\$ 42.35
" Edith P. Inghram	\$ 42.35
" Elvina C. Allen	\$ 42.35
" D. & E. Waters	\$ 42.35

And it is further ordered that said administrator turn over to the heirs and legal representatives of said deceased all judgments notes, and accounts uncollected in his hands as such administrator and upon said administrator filing the receipt of said distributees for the full amount set opposite each of their names to be discharged herein.

Estate of Samuel Goutsey Deceased

Now comes O. S. Goutsey Executor of said estate and present to the Court for allowance against said estate a demand for \$17⁵⁰, founded on account. And there being no Co-Executor, it is ordered that Jesse T. McClure a suitable person be appointed to manage the defense, Notice waived affidavit and

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proof made. It is ordered that said demand be allowed against said Estate to the amount and sum of \$17⁵⁰ and that it be assigned to the sixth class.

Estate of Abraham McClure Deed

Now comes S. L. McClure and presents to the Court for allowance against said Estate a demand for \$170⁰⁰ founded account notice waived affidavit and proof made. It is ordered that said demand be allowed against said Estate to the amount and sum of \$170⁰⁰ and that it be assigned to the sixth class.

Estate of John Reed Deceased

Now comes A. D. Underhill and present to the Court for allowance against said Estate a demand for \$8²⁵ founded on account notice waived affidavit and proof made. It is ordered that said demand be allowed against said Estate to the amount and sum of \$8²⁵ and that it be assigned to the first class.

Estate of John Reed Deceased

Now comes David Giltner and presents to the Court for allowance against said Estate a demand for \$10⁵⁰ founded on account, notice waived affidavit and proof made, it is ordered that said demand be allowed against said Estate to the amount and sum of \$10⁵⁰ and that it be assigned to first class.

In the Matter of the Estate of
Henry A. Whitt Deceased

Now comes W. H. Place administrator of said Estate and file his accounts and Vouchers for his first Annual Settlement which is approved. And so appearing by said Settlement that there is in the hands of said Administrator belonging to said Estate sufficient money to pay 30% on all demands assigned to the fifth class. It is therefore ordered by the Court that said administrator do pay 30% per cent on all demands allowed against said Estate and assigned to said fifth class.

In the Matter of the Estate of
John M. Miller Deceased

Now comes Harry B. Miller administrator of said Estate and file his accounts and Vouchers for his first Annual Settlement which is approved. And it appearing by said Settlement that there is sufficient money in

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the hands of said administrator belonging to said estate to pay 25% on the amount (exclusive of interest since allowance) of all demands allowed against said estate and assigned to the fifth class. It is therefore ordered by the Court that said administrator do pay to each person holding demands against said estate and assigned to the fifth class of demands the amount and sum of 25% on the dollar, and take there receipt therefor for which shall receive credit.

In the matter of the Estate of John G. Stevenson Deceased Order confirming Sale

Now comes George F. Woodard Executor of said estate and submits to the Court his report of Sale by which it appears that he did on the 15th day of November 1893 in obedience to the order of this Court made at the August Term 1893 thereof sell at public auction to Elisha F. Baskett for the sum of Nine hundred and fifty dollars the Real Estate in said order and report particularly described, Viz: The South half of Lot one of South West quarter of Section Six (6) in Township Sixty one (61) of Range twenty nine (29) in Daviess County Missouri, And it appearing that said sale was legally and fairly conducted, pursuant to the order of the Court, and in accordance with the Statute, It is therefore ordered that the said Sale be and the same is hereby approved and confirmed, and the said Executor is ordered to Execute acknowledge and deliver to said Elisha F. Baskett a deed in due form of law conveying to the said Elisha F. Baskett, all the right title and interest which the deceased had in the same at the time of his death.

In the matter of the Estate of John M. Miller Deceased
State of Missouri }
County of Daviess } 65

order Publication to sell land

In the Probate Court Daviess Co. Mo.,
November Term 1893

Now comes Harvey B. Miller administrator of the Estate of John M. Miller deceased and presents to the Court his petition praying for the Sale of so much of the Real Estate of said deceased, as will pay and satisfy the remaining debts due by said estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists, and Inventories, required by law in such cases, on examination whereof it is ordered that all persons interested in the estate of said deceased be notified that application as aforesaid has been made, and that unless the contrary be shown on or before the first day of the next Term of this Court to be held on the 2nd Monday of Feb 1894 an order will be made for

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The sale of the whole or so much of the Real Estate of said deceased as will be sufficient for the payment of said debts, and it is further ordered that this notice be published in the Gallatin Democrat a newspaper printed in this County and State, for four weeks before the next term of this Court, and that personal service of this notice be made on the heirs and devisees of said deceased resident in this County at least ten days before the next Term of this Court.

Estate of Jacob Hilbisch Deceased

Now comes Jacob L. Green and present to the Court for allowance against said Estate a demand for \$1200⁰⁰ founded on note executed by Jacob Hilbisch and Jane Hilbisch to said Green dated Sept 27th 1890 due five years after date, bearing 10% after maturity, notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$1200⁰⁰ and that it be assigned to the fifth class.

Estate of Jacob Hilbisch Deceased

Now comes Jacob L. Green and present to the Court for allowance a demand for \$72⁰⁰ found on coupon note dated Sept 27th 1890 due sixty month after date, 10% after maturity notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$72⁰⁰ and that it be assigned to the fifth class.

Estate of Jacob Hilbisch Deceased

Now comes Jacob L. Green and present to the Court for allowance against said Estate a demand for \$72⁰⁰ founded on coupon note dated Sept 27th 1890 - 10% from maturity, notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and sum of \$72⁰⁰ and that it be assigned to the fifth class.

Estate of John Reed Deceased

Now comes George Tuggle President Daviess Co Sav also and present to the Court for allowance against said Estate a demand for \$30⁰⁰ founded on note dated May 22nd 1893 due 6 month from date 8% from maturity, notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$30⁰⁰ and that it be assigned to the fifth class.

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Estate of John Reed Deceased

Now comes George Tuggle President of Daviess County Sav asso and present to the Court for allowance against said Estate a demand for \$233¹⁰ founded on note executed by deceased and George C. Goodbar dated May 28th 1892 due six months after date 8% from maturity notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and Sum of \$250²⁵ and that it be assigned to the fifth class.

Estate of John Reed Deceased

Now comes Geo Tuggle President Daviess County Sav asso and present to the Court for allowance against said Estate a demand for \$15⁰⁰ founded on note executed by deceased and J L Frazier dated Oct 22nd 1892 due thirty days after date, 8% from maturity notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and Sum of \$16²⁰ and that it be assigned to the fifth class.

Estate of John Reed Deed

Now comes Geo Tuggle President Daviess County Sav asso and present to the Court for allowance against said Estate a demand for \$5⁰⁰ founded on note dated Aug 30th 1893 due forty days after date, 8% from maturity, notice waived affidavit made It is ordered that said demand be allowed against said Estate to the Amount and Sum of \$5⁰⁴ and that it be assigned to the fifth class

Estate of John Reed Deceased

Now comes George Tuggle and presents to the Court for allowance against said Estate a demand for \$15⁰⁰ founded on note executed by deceased and John Goodbar due two month after date, 8% from maturity, notice waived affidavit made, It is ordered that said demand be allowed against said Estate to the amount and Sum of \$16²⁵ and that it be assigned to the fifth class.

In the Matter of the Estate of
Adolphus McCreary Deceased

Now comes H. F. McCreary and pray the Court for letters of administration on said Estate and having filed his affidavit as required by law and it appearing that said Adolphus McCreary died possessed of personal property of the probable and that said H. F. McCreary is competent and by law entitled to administer upon said Estate It is ordered that letters of

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administration of the goods chattels credits and effects of said deceased be issued to the said H. H. McCreary and that he enter into bond to the State of Missouri in the sum of \$1000, with two or more sufficient securities conditioned according to law and now comes said H. H. McCreary and his said bond with Jason Winburn and John Culver as securities which bond is by the Court now here approved.

It is further ordered that Bryan Evans and Josephus Ayers be and they are hereby appointed as witnesses to accompany and aid said administrator in opening and examining to papers money and other property of the deceased and in making an inventory thereof.

Estate of John M. Miller Decd

Now come S. A. Stone and presents to the Court for allowance against said Estate a demand for \$47⁵⁰ founded on note dated Oct 22nd 1890 due 24 months after date, bearing interest at the rate of 10% from Oct 22nd 1891. Notice waived affidavit made It is ordered that said demand be allowed against said Estate to the amount and sum of \$57²⁰ and that it be assigned to the Sixth class of demands.

In the Matter of the Estate of ~~Henry A. Whitt~~ Setting of Homestead Henry A. Whitt Deceased

Report of Commissioners;

We the under signed Commissioners appointed by an order of the Probate Court of Daviess County to set out to Sarah E. Whitt widow and Joseph R. Whitt, Perry Whitt, George Whitt, Hannah B. Whitt, Henry Whitt, Lennie Whitt Orpha Whitt Roy Whitt and Frederick Whitt minor children of Henry A. Whitt deceased a Homestead in the premises lately occupied by the said Henry Whitt and now claimed as a Homestead by and for said widow and children, as mentioned and described in the order of Court herewith returned, and also to set out and assign dower of the said Sarah E. Whitt in the lands and tenements of her late husband Henry A. Whitt deceased in the said order named, do report that after being first duly sworn according to law, we did proceed to the premises above mentioned to perform that duty, and we do set out to the said Sarah E. Whitt and said minor children as a Homestead the following portion, viz; The NW¹⁴ of the NW¹⁴, 40 acres and the west ten (10) acres of the NE¹⁴ of the NW¹⁴ all in

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Section (8) Eight Township (58) Fifty Eight of Range (27) twenty seven containing in all fifty acres which we value and estimate at fifteen hundred dollars. We further find that the interest of said widow in said Homestead exceeds the one third of all the lands of which the said Henry A. Whitt died seized and possessed and that said widow for that reason is not entitled to dower in the above lands not set off as a Homestead belonging to said deceased, viz: 6 2/3 acres NE 1/4 NW 1/4 Section 8 Township 58 Range 27 8 40 acres SW 1/4 NW 1/4 " " 58 " 27 - 6. acres 8 part NE 1/4 S.W. 1/4 " 20 " 59 " 27, beginning NE corner thereof then West 8 Rods, then S. 10 Rods, then E, 8 Rods then North 10 Rods to beginning

In Testimony whereof we have hereto signed our names and affixed our seals This November 18th A.D. 1893

Wm E. Brennon
H. C. Cameron
Jno H. Milslead
Commissioners

State of Missouri }
County of Daviess } ss

On this 18th day of November A.D. 1893 personally came William E. Brennon H. C. Cameron and John H. Milslead commissioners appointed by the Probate Court to set off Homestead of Widow and minor Children of Henry A. Whitt decd, and acknowledged that they executed and delivered the foregoing report as their free act and deed for the uses and purposes therein contained.

In Witness whereof I have hereto signed my name and affixed my notarial seal this 18th day of Nov 1893
W. C. Gillihan Notary Public Daviess Co Mo
My com ends March 24th 1894

Filed in open Court Nov 18th 1893. And it is hereby ordered and adjudged that said widow and minor Children are entitled to the occupancy use and benefit of the 50 acres of land set off to them by said commissioners as above described, until the youngest child shall attain its legal majority and until the death of said widow, and that the proceedings and action of said commissioners in the premises are in all things approved ratified and confirmed.