

Record Book

Volume 3

May 1897 – May 1900

Pages 1-100

May Term - Friday - May 14th 1897.

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Reg

Estate of Mary Emma Mann Dec'd

Now comes John H. Johnson and presents to the Court for allowance against said estate a demand for \$2⁰⁰ founded on account. Notice being waived in writing, affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of Two Dollars, and that it be assigned to the 5th class.

In the matter of the Estate of Mary Emma Mann Dec'd Order of Publication

Now comes Josiah S. Baber administrator of the estate of Mary Emma Mann 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 case. 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 August 1897, an order will be made for a sale of the whole or so much of the real estate of said deceased as will be sufficient for the payment of said debts. And it is further ordered that this notice be published in the "Gallatin Democrat," a newspaper published in this County, and state for four weeks before the next term of this Court, and that personal service of this notice be made on the heirs and assigns of deceased, resident in said County, at least ten days before the next term of this Court.

In the matter of the estate of Anna Rader - deceased

Now at this day comes John A. Rader administrator with the will annexed of the estate of Anna Rader deceased, and presents his accounts and vouchers for final settlement, and it appearing

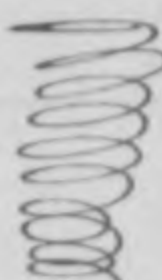
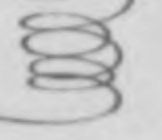
May Term - Friday - May 14th 1897.

to the court that notice of said settlement has been published as required by law. That all the debts due by said estate have been fully paid and satisfied, and that said estate has been fully administered. Wherefore upon examination said settlement is approved and ordered recorded. And it appearing to the court that the said decedent left surviving her the following named children to wit: Benjamin Rader. William Rader. Elisha Rader. Betty Burton. Robert Rader. Joseph Rader. John A. Rader. Anna Hatfield. Eliza J. Wise. George W. Rader. and Perry Rader. Viola Gillilan. George Rader and Bella Rader heirs of Noah Rader decedent. Not named or provided for in her last will and testament. It is therefore considered and adjudged by the court that said decedent died intestate as to her children hereinbefore mentioned in accordance with section 8877. Chapter 172 of the Revised Statutes of 1889. Wherefore it is ordered by the court that the balance remaining in the hands of said administrator to wit: the sum of \$21.²⁸ be distributed and paid out to the heirs of said Anna Rader decedent as follows to wit:

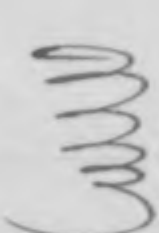
✓ To William Rader	\$ 1.94
✓ " Benjamin Rader	1.94
✓ " Elisha Rader	1.94
✓ " Betty Burton	1.94
✓ " Robert Rader	1.94
✓ " Joseph Rader	1.94
✓ " John A. Rader	1.94
✓ " Anna Hatfield	1.94
✓ " Eliza J. Wise	1.94
✓ " George W. Rader.	1.94
✓ " Perry Rader	49
✓ " Viola Gillilan	49
✓ " George Rader	49
✓ " Bella Rader	49
Heirs of Noah Rader.	
	49

And upon filing the receipts of the said distributees for the amount due them as above stated that he be discharged herein.

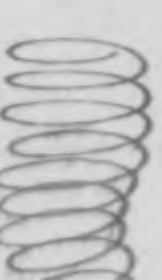
May Term- Friday May 14th A.D. 1897.

In the matter of the estate of 
George W Medsker - Dec'd 

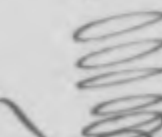
Now at this day comes Daniel Blackburn administrator of said George W Medsker deceased and files the receipt of Mrs L. A. Medsker widow of said deceased for the amount ordered paid her on a final settlement of said estate made at the February term 1897. of this court. Wherefore said estate being fully administered said administrator is discharged herein.

Estate of Jennetta B. Goodbar Dec'd 

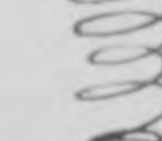
Now comes Mrs Viola Goodbar wife of J. C. Goodbar who is administrator of said Jennetta B. Goodbar deceased and presents to the court for allowance against said estate a demand for \$61⁵⁰, whereupon the court appoints Thomas R Shaw administrator pro clerto liti to appear and defend on behalf of said estate. Notice being waived in open court the affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$61⁵⁰ and that it be assigned to the 5th class.

In the matter of the estate of 
J. D. McDaniel Etal Minors 

Ordered that the first annual settlement this day filed by Robert J. McDaniel curator of said minors be approved and recorded.

In the matter of the estate of 
Dra L Noble - a minor 

Ordered that the seventh annual settlement this day filed by L. C. Dowell curator of said minor be approved and recorded.

In the matter of the estate of 
James H. Noah Etal - minors 

Ordered that the 6th annual settlement this day filed by William H. Rhee. Curator of said minors be approved and recorded.

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In the matter of the estate of
Clarence Pearson, et al. minors

Ordered that the 6th annual settlement this day filed
by O. P. Hill, Curator of said minors be approved and
recorded.

In the matter of the estate of
John L. Prewett - Dec'd

Ordered that the second annual settlement
this day filed by S. and J. A. Prewett Executors of the last
will and testament of said John L. Prewett deceased
be approved and recorded.

In the matter of the estate of
Louisa Pfister. Deceased

Ordered that the settlement this day due from
Arnold Pfister, Executor of the last will and testament
of said deceased be approved and recorded.

In the matter of the estate of
Hiram Wise - Deceased.

Ordered that the first annual settlement this
day filed by Eliza J. Wise, administratrix of said
Hiram Wise deceased, be approved and recorded.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.

J. J. Day
Judge

May Term - Saturday May 13th 1897.

Court met pursuant to adjournment present J. P. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

In the matter of the estate of
Thomas F. Rogers. Dec'd

Now comes William Yisley administrator of the estate of said Thomas F. Rogers, deceased and represents, and shows to the Court that he has on hand in cash belonging to said estate the sum of Four hundred dollars, which is not needed for the payment of debts, and which cannot be distributed to the heirs of said deceased on account of certain litigation now pending. Wherefore it is ordered by the Court that said administrator loan said sum of Four hundred dollars at the highest legal rate of interest obtainable until such time as said sum can be distributed to the heirs of said deceased or otherwise disposed of under the order of the Court.

In the matter of the estate of
Elisha Frost - Deceased

Now at this day comes Elisha L. Frost administrator of the estate of said deceased and presents his accounts and vouchers for final settlement, and it appearing that notice of said settlement has been published as required by law, that all the debts due by said estate have been fully paid, and all the assets of said estate exhausted, wherefore upon examination said settlement is approved and ordered recorded, and said administrator is discharged herein.

Estate of Mary Emma Mann Dec'd.

Now at this day comes J. W. Galbreath and presents to the Court for allowance against said estate a demand for \$9.20 founded on a note Notice being sworn in writing, and affidavit made. It is therefore ordered that said demand be allowed against said estate in said sum of \$9.20 and that it be assigned to the 5th class.

May Term Saturday May 13th 1897.

In the matter of the estate of
Nancy Cox. Etal - minors

Now at this day comes William Geisley Guardian of the estate of Nancy Cox, Etal. and presents his accounts and vouchers for a final settlement of the estate of James Cox, one of said minors. And it appearing to the Court that said guardian has filed a just and true exhibit of his accounts with said court, and has served his said ward with a copy of same and notice of this settlement. Wherefore upon examination said settlement is approved and ordered spread of record. And it appearing from said settlement that there is due said ward the sum of \$229.⁰⁴ It is therefore ordered that said guardian pay to his said ward said sum of \$229.⁰⁴ and upon filing his proper receipt therefor that he be discharged herein.

In the matter of the estate of
Robert E. Ramsey - a minor

Ordered that the seventh annual settlement this day filed by R. E. Ramsey, guardian and curator of said minor be approved and recorded.

In the matter of the estate of
Thomas F. Rogers - Deceased

Ordered that the first annual settlement this day filed by William Geisley, administrator of said estate be approved and recorded.

In the matter of the estate of
Elizabeth Sharrah - a minor

Ordered that the settlement this day due from Joseph Lee, curator of said minor be continued to the August term 1897

In the matter of the estate of
Frank W. Dent - Deceased

Ordered that the fifth annual settlement this day filed by W. J. Stovall, Executor of the last will and testament of said deceased be approved and recorded.

May Term - Saturday May 13th 1897.

In the matter of the estate of James
G. L. Witten Etal - minors

Ordered that the 5th annual settlement this day
filed by Mrs L. J. Witten Guardian and Curator of said
minors be approved and recorded.

In the matter of the estate of James
Earl Miles Etal - minors

Ordered that the settlement this day due from
Alexander Ramsey, Curator of said minors be contin-
ued to the August term 1897 of this Court.

In the matter of the estate of James
Hiram Wise - Deceased

Ordered that the first annual settlement this
day filed by Eliza J. Wise administratrix of said
estate be approved and recorded.

In the matter of the estate of James
Charity Meldon - Deceased

Ordered that the second annual settlement
this day filed by William Yersley administrator
of said estate be approved and recorded.

Ordered that Court adjourn until Monday May 17th 1897 at 9 o'clock.

J. F. Day
Judge

May Term - Monday - May 17th 1897.

Court met pursuant to adjournment present J. S. Day Judge, and William A. Johnson Sheriff. When the following proceedings were had to-wit:

Estate of John Oxford. Dec'd.

Now at this day comes W. L. Brosius M.D. and presents to the Court for allowance against said estate a demand for \$7.50 founded on account. Notice being waived in writing. affidavit and proof being made. It is therefore ordered that said demand be allowed against said estate in said sum of \$7.50 and that it be assigned to the second class.

In the estate of E. C. Carter. Dec'd.

Now at this day comes W. L. Brosius M.D. and presents to the Court for allowance against said estate a demand for \$4.50 founded on account. Notice being waived in writing. affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$4.50 and that it be assigned to the second class.

In the matter of the estate of Thomas F. Rogers - Dec'd.

Now at this day comes William Geisley administrator of said estate and prays the Court by its order of record to direct him to rent, by the month, the real estate of said decedent, situate in Gallatin Mo described as follows. The North half of that part of square black No one West and four South described as follows. Commencing at the South East corner of said square black, running thence west with the north side of Johnson street, 120 feet. Thence north 150 feet, thence east 120 feet, to East street. Thence south along the west side of East street 150 feet to place of beginning, and also to authorize him to have said property insured. And the court having heard the petition of said administrator, and believing that the prayer of said petition should be granted,

May Term - Monday, May 17th 1897.

It is therefore ordered that said administrator leave said real estate from month to month on the best terms that can be obtained, and that he also have said property insured, and make report of his proceedings to this court.

In the matter of the estate of Order of Appropriation
William H. Gaines Dec'd.

Now at this day comes Mary C. Gaines widow of William H. Gaines deceased and presents her petition showing that since the death of said deceased in the year 1891, she has contributed to the support of the minor children of deceased by furnishing them food, clothing, paying the expenses of educating and the doctor bills of said minors, amounting in all to the sum of \$1549. $37/100$ Dollars. And it being duly proved and shown to the Court that the said Mary C. Gaines has contributed to the support of the minor children of deceased as in said petition stated, and that her claim is reasonable and just. It is therefore ordered and adjudged that the said Mary C. Gaines be allowed against the estate of William H. Gaines deceased the sum of Fifteen hundred and forty nine & $37/100$ Dollars.

Ordered that Court adjourn until Wednesday May 19th 1897
at 9 O'clock A.M.

J. J. Lutz
Judge

May Term - Thursday May 19th 1897.

Court met pursuant to adjournment. present J. T. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

In the matter of the estate of Reason L Ray deceased

Now at this day comes Frank B. Ray Executor of the last will and Testament of said Reason L Ray deceased and files the receipts of the legates and distributees of said deceased for the amount due them on final settlement of said estate made at the February term 1897. and on the 9th day of February. And said Executor is therefore discharged herein.

In the matter of the Estate of Maud L M'Drayer a minor

Now comes Joseph S. M'Drayer, guardian of the person and estate of said Maud L M'Drayer a minor and submits to the Court his report of sale by which it appears he did on Saturday the 6th day of March 1897 in obedience to an order of this Court made at its February Term 1897 thereof. sell at private sale to Edgar C. Bristow for the sum of Two hundred and forty one and 60/100 Dollars the real estate in said order of Court and report particularly described viz: The undivided one third interest in and to the North East quarter of the South East quarter of section (6) sixteen. Township (58) fifty eight of Range (28) twenty eight. containing 40 acres more or less. said Real Estate being situate in Dawson County Mo. And it further appearing that said sale was legally and fairly conducted pursuant to the order of the Court, and in accordance with the statute. It is therefore ordered that the said sale be, and the same is hereby approved and confirmed. And the said Curator is ordered to execute acknowledge and deliver to said Edgar C. Bristow a deed in due form of law conveying to the said Edgar C. Bristow all the right title and interest which the said minor had in the same.

May Term - Wednesday May 19th 1897.

It is further ordered that this order of approval and confirmation of said sale of real estate be certified to the Probate Court of the County of Red Willow, and State of Nebraska.

In the matter of the estate of
Clarrisa Lawson Deed

Now at this day comes H. C. Phelps administrator of said Clarrisa Lawson deceased and presents his accounts and vouchers for final settlement. And it appearing to the Court that notice of said settlement has been published as required by law, that all the debts due by said estate have been fully paid and satisfied, and said estate fully administered. Wherefore upon examination said settlement is approved and ordered recorded. And it further appearing from said settlement that there is remaining in the hands of said administrator due the heirs of said deceased the sum of \$370.39. And it further appearing to the Court from the written contract or deed of assignment filed by said administrator with his final settlement which said deed of assignment was duly made and executed on the 11th day of August 1892 by the following named heirs of said deceased to wit; Anna P. Lawson, Jesse L. Lawrence, Almida B. Lawson, by which they assigned and set over to Florence Phelps and Laura Phelps, two of the heirs of said Clarrisa Lawson deceased, all their right, claim and interest in and to the estate of said deceased as her heirs and distributees and authorized them the said Florence, and Laura Phelps to receive from the administrator of said Clarrisa Lawson deceased any sum or sums of money or property that might be due them on a final settlement of said estate.

Wherefore it is ordered by the Court that said administrator pay out and distribute said sum of \$370.39 to the heirs of said deceased as follows.

To Florence Phelps

\$185.19.5

" Laura P. Phelps.

185.19.5

and upon filing the receipts of the said distributees for said sum so due them as above that he be discharged herein.

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In the matter of the estate of Carlton McBrayer Deed

Now comes Albert B Evans and prays the court for letters of administration on the estate of Carlton McBrayer deceased and having filed his affidavit as required by law, showing that said Carlton McBrayer departed this life on the 18th day of December 1890 intestate, leaving the following children and heirs at law to wit: Susan Black Emily Reed Samuel McBrayer. Son of McBrayer James J McBrayer Charles A McBrayer. the last three named being sons of Mant McBrayer deed who was a son of said Carlton McBrayer deceased. And it appearing to the court that Carlton McBrayer deed possessed of property of the probable value of dollars. It is ordered that letters of administration of the goods chattels and effects of said deceased be issued to the said Albert B Evans, and that he enter into a bond to the state of Missouri in the sum of fifteen hundred (\$1500⁰⁰) Dollars - with two or more sufficient securities, conditional according to law.

And now comes the said Albert B Evans and files his said bond in said sum of \$1500⁰⁰ with George W. Miller and E. D. Mann as his securities which is accepted.

It is further ordered that James K. Ketherton and W. M. Parker, Jr. be and they are hereby appointed witnesses to accompany and aid said administrator in opening and examining the papers, money, and other property of said deceased and in making an inventory thereof.

In the matter of the estate of John R. Dilley. Deceased. Order of Publication.

Now comes John C. Leopard administrator of the estate of John R. Dilley 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 case. On examination whereof it is ordered that all persons interested in the estate of said deceased be notified that application

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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 August 1897 an order will be made for a sale of the whole or so much of the real estate of said deceased as will be sufficient for the payment of said debts. And it is further ordered that this notice be published in the Gallatin Democrat, a newspaper published in this County and state for four weeks before the next term of this Court, and that personal service of this notice be made on the heirs and devisees of deceased resident in said County at least ten days before the next term of this Court.

Ordered that Court adjourn until Court in course.

In the matter of the estate of
James M. Kelsey Etal Muns

Ordered that the 3rd annual settlement this day filed by G. D. Ruessback curator of said muns be approved and reconciled.

In the matter of the estate of ~~Thomas Nichols~~ Order of sale of Real Estate
Thomas Nichols Dec'd

Now comes John D. Burge administrator of the estate of Thomas Nichols deceased and shows to the Court that the order of publication made at the February term of this Court upon the petition of said administrator asking for the 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 Gallatin Democrat a weekly newspaper published in the City of Gallatin in the County of Daniels. and the Court having heard said application and being satisfied that the personal estate of the deceased in the hands of said administrator is not sufficient to pay the debts due and owing by said estate, it is ordered that said administrator having had the same appraised according to law, do sell at private sale for cash in hand the real estate mentioned in said petition and described as follows all that part of the Northeast quarter of the Southeast quarter of section six Township 59. of range 26. lying north and west of the right of way of the Chicago Rock Island & Pacific Rail Way Co. Daniels Co. 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.

Ordered that Court adjourn until Court in course. J. Day Judge

In Vacation May 26th 1897.

Estate of Alexander Langford Deceased.

Now at this day comes Georgin A. Langford and shows to the Court that she is the widow of Alexander Langford late of the County of Danvers. deceased. who died having at the time of his death personal property in this state not greater in amount than is allowed by law as the absolute property of the widow. To the end therefore that the said Georgin A. Langford as such widow may be authorized and empowered to collect, sue for and retain said property as her absolute property as provided by law. It is ordered that letters of administration on said estate be refused. unless on the application of creditors or other parties interested the existence of other or further property be shown.

J. J. Day

Probate Judge.

Order Refusing Administration for Insufficiency of Property.

State of Missouri)

County of Daviess.) In the Probate Court for the County of Daviess, In Vacation.

July 3^d A. D. 1897.

Estate of Robert H. Giddens, Deceased.

Order Refusing Letters of Administration.

Now at this day comes Mrs. America Giddens and shows to the court that she is the widow of Robert H. Giddens late of the County of Daviess, deceased, who died, having at the time of his death personal property in this State, not greater in amount than is allowed by law as the absolute property of the widow.

To the end, therefore, that the said America Giddens as such widow may be authorized and empowered to collect, sue for and retain said property as her absolute property, as provided by law, it is ordered that Letters of Administration on said estate be refused, unless on the application of creditors or other parties interested, the existence of other or further property be shown.

J. T. Say
Judge of Probate Court.

In Vacation, in Probate Court, July 29th 1897.

In the matter of the estate of
Jacob Muller, deceased.)

Appointment of Administrator.

Now at this day comes Philip M. Muller, and prays the court for Letters of Administration on said estate of Jacob Muller, deceased, and having filed his affidavit as required by law, and it appearing to the court that said Jacob Muller, died possessed of property of the probable value of \$3000⁰⁰, and the widow having, this day in court, relinquished her right to administer on said estate, It is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to the said Philip M. Muller, and that he enter into bond to the State of Missouri, in the sum of Seven Thousand (\$7000⁰⁰) dollars, with two or more sufficient securities to be approved by the court.

And now comes the said Philip M. Muller, and files his bond in the sum of Seven Thousand (\$7000⁰⁰) dollars with Mary E. Muller, Harry H. Muller, Jennie A. Foley, J. F. Foley, Fred E. Muller, Ardie C. Muller and R. E. Hale, as securities, which is accepted. And it is further

ordered that P. E. M. Foley Jr., and ~~W. E. Blackburn~~ and they are hereby appointed witnesses to accompany and aid said Administrator, in opening and examining the papers, money, and other property of the deceased, and in making an inventory thereof.

J. J. Day
Judge of Probate Court.

In Vacation, in Probate Court, of Jackson Co. Mo.,
In the matter of the estate of
Jacob Muller, Deceased. Aug. 3^d 1897.

Comes now Philip M. Muller, Administrator of said estate, and states to the court that he has taken an inventory of the real and personal property belonging to said estate, and has caused his personal property to be appraised, said inventory and appraisement having been this day filed in this court.

Your petitioner states that there are Thirty-three fat steers, appraised at \$15.70, and Twenty-five head of fat hogs, appraised at \$1.60, and one fat cow appraised at \$3.00, belonging to said estate, which have been duly inventoried and appraised as aforesaid, that are now ready for the market, and to keep them longer than necessary to obtain a reasonable price therefor may be attended with loss to said estate, and prays the court for an order to sell the stock at private sale, for cash.

Philip M. Muller
Administrator

Subscribed and sworn to before me, this 3^d day of August 1897.

Seal

J. J. Day
Judge of Probate Court.

Order for Private Sale.

In the matter of the estate of
Jacob Muller, Deceased.

Now comes Philip M. Muller, administrator of said estate and files his written application for permission to sell Thirty-three head of fat steers, Twenty-five head of fat hogs and one fat cow, belonging to said estate, at private sale, and the court

being satisfied that it will be for the best interests of the estate, and not prejudicial to persons interested therein, to sell the same at such sale, it is ordered that said administrator sell said property at private sale, for not less than its appraised value, for cash in hand, and that he report the same to this court.

J. J. Day
Judge of Probate Court

August Term. Monday. August 9th 1897.

State of Missouri
County of Daviess

Be it remembered that at a regular term of the Probate Court begun and held at the Court house in the City of Gallatin, Daviess County Missouri on the 9th day of August 1897, there were present J. P. Day, Judge and William A. Johnson Sheriff, when the following proceedings were had to wit:

Ordered that the bond of Philip M Muller as administrator of the estate of Jacob Muller deceased taken in vacation of this Court on the 29th day of July 1897, be and the same is hereby approved and his appointment confirmed.

On the matter of the estate of
James R Cox. = a minor

Now at this day comes William Yerssey Curator of the estate of said James R Cox, and files the receipt of his said ward for the amount due him on final settlement of his estate, made at the May term 1897 of this Court. It is therefore ordered that said curator be discharged as to his said ward James R Cox.

On the matter of the estate of
J. H. Lawrence, deceased

Now at this day comes O. A. Axtell, administrator of the estate of said J. H. Lawrence deceased, and files the receipt Lucina L. Baker for the sum of \$342.⁸⁵ and the receipt of Louis H Best, guardian of Arthur Best for the sum of \$2337.⁰⁰ being the amount due them as heirs at law of said J. H. Lawrence deceased on a final settlement of said estate made at the February Term 1897 of this Court.

On the matter of the estate of
George Collison, deceased

Now at this day comes Nancy J. Collison administratrix of said George Collison deceased and files the receipt of Newton Collison, Mary B. Meadows

August Term. August 9th 1897.

Nancy Stitt and Nancy J. Callison heirs of said deceased for the amount due them on a final settlement of said estate made May 10th 1897. wherefore said administration is discharged as to said above named distributees

In the matter of the estate of Ann Andrews dec'd

Now at this day comes W. B. Gillihaw Executor of the last will and Testament of said deceased and prays the Court to make and enter of record an order of approval of his final settlement of said estate which was filed at the May term 1897. of this Court and by order of record continued to this term. And the Court having examined said settlement, and it appearing that said estate has been fully administered, and all the debts due by said estate paid and satisfied, said settlement is therefore approved. And now comes said executor and files the receipts of Carrie Andrews, William B. Andrews and Esther Sophia Baker, for one dollar each the legacy due them under the will of said deceased and on filing the receipts of John M. Andrews, one of her grand children, and the receipt of the wife of Casy Barnes, one of her daughters for the legacy of one dollar each bequeathed to them by and under the provisions of said will, that he be discharged herein.

Estate of Jacob Muller deceased

Now at this day comes L. J. Barger and presents to the Court for allowance against said estate a demand for \$1158.⁰⁰ founded on a note. Notice being waived in writing, and affidavit made. It is therefore ordered that said demand be allowed against said estate in said sum of one thousand one hundred and fifty eight and 50/100. Dollars, and that it be assigned to the 5th class.

Estate of Henry Walker dec'd

Now at this day comes D. L. Shultz Co and present to the Court for allowance against said Estate a demand for \$34.⁰⁰ founded on a note. Notice being waived in writing, and affidavit made it is therefore

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ordered that said demand be allowed against said estate in said sum of \$34⁰⁰ and that it be assigned to the 5th class.

Estate of Henry Macker. Dec'd 3

Now at this day comes Lewis Brothers and present to the Court for allowance against said Estate a demand for \$30⁹⁰ founded on a note. Notice being waived in writing, and affidavit made, it is ordered that said demand be allowed against said estate in said sum of \$30⁹⁰ and that it be assigned to the 5th class.

Estate of Elijah D. Carter dec'd 3

Now at this day comes A. J. Ray, and presents to the Court for allowance against said estate a demand for \$391.⁶⁰ founded on a note. Notice being waived in writing, and affidavit made, it is therefore ordered that said demand be allowed against said estate in said sum of \$391.⁶⁰ and that it be assigned to the 5th class.

Estate of John Oxford dec'd 3

Now at this day comes E. H. Tilling and presents to the Court for allowance against said estate a demand for \$30⁰⁰ founded upon account for a tombstone. Notice being waived in writing, affidavit and proof made it is therefore ordered that said demand be allowed against said estate in said sum of \$30⁰⁰ and that it be assigned to the 5th class.

In the matter of the estate of 3

Jacob Mueller- Deceased 3

Now at this day comes Mrs Mary E. Mueller widow of said Jacob Mueller deceased and prays 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 months from and after the death of said deceased. And after hearing

August Term - Monday August 9th 1897.

the testimony adduced, the Court doth find that the amount and sum of (\$200⁰⁰) two hundred dollars will be necessary to supply such deficiency. It is therefore ordered that said sum of \$200⁰⁰ be and the same is appropriated out of the personal assets of said estate for that purpose, and that the administrator of said estate is hereby authorized and directed to pay over to said widow said sum of \$200⁰⁰ and that he have credit therefor in his settlement of said estate.

Estate of John Oxford, Deceased

Now at this day comes R. B. Williams and presents to the Court for allowance against said estate a demand for \$111⁷⁵ founded on a note. Note being examined in writing, and affidavit made it is therefore ordered that said demand be allowed against said estate in said sum of (\$111⁷⁵) one hundred and eleven and 75/100 Dollars and that it be assigned to the 5th Class

In the matter of the estate of
Ada Zora Oliphant. (Formerly Ray)

Now at this day comes Frank B. Ray, curator of said minor and presents his accounts and vouchers for final settlement, and the said Ada Zora Oliphant having appeared in open court and waived the filing of an exhibit and service of a copy of same and entered her personal appearance to the making of said settlement wherefore upon examination said settlement is approved and ordered entered of record.

And it appearing from said settlement that there is due said ward the sum of \$833²⁰ it is ordered that said Curator pay over to his said ward said sum.

And now comes said ward and in open court receipts to his said curator in full for said sum of \$833²⁰

It is therefore ordered by the Court that said curator be and he is discharged herein as to said Zora

August Term - Monday. August 9th 1897.

Estate of Elijah C. Carter. Dec'd 3

Now at this day comes Samuel Nichols and presents to the court for allowance against said estate a demand for \$463.⁶⁵ founded on a note, notice being waived in writing, and affidavit made it is therefore ordered that said demand be allowed against said estate in said sum of Four hundred and sixty three dollars and sixty five cents and that it be assigned to the 5th class.

Wm G. Callison

Plaintiff

Against

L. J. Gillilan and L. A. Gillilan Executors of

John D. Gillilan deceased

Defendants.

Now at this day this cause coming on to be heard and both parties being present in court, the court proceeds to the hearing of said cause upon the petition of said defendants which is in words following to wit: "L. J. Gillilan being duly sworn says that he is one of the heirs of John D. Gillilan deceased, and that at the February term of the Probate Court of Dade County Missouri the Judge thereof probated against said estate a demand in favor of the above named Wm G. Callison which affidavit says he merely believes was improperly allowed against said estate." And now comes said Wm G. Callison and moves the court to dismiss this proceeding for the reason that defendants petition fails to state any fact that constitutes a defense to this action. Which said motion is by the court overruled. Whereupon the court proceeds to the determination of said cause. And the defendants failing to show that the demand of the plaintiff was by the court at its February term 1897 improperly allowed. It is therefore considered and adjudged by the court that said judgment of allowance be affirmed and that defendants pay the costs of this proceeding.

Ordered that court adjourn until tomorrow morning at 9 o'clock.

J. F. Day

Judge of Probate Court

August Term - Tuesday, August 10th 1897.

Court met pursuant to adjournment present J. S. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

In the matter of the estate of 3
Madison Stewart deceased 3

Came now D. P. Brasius and files his petition and states to the Court that he has a claim against the estate of said Madison Stewart deceased, that there is property belonging to said estate, and that he is desirous of having his demand allowed, wherefore he prays for an order requiring the heirs of said deceased to qualify and administer said estate, and in default thereof that an administrator be appointed and said estate administered upon. It is therefore ordered by the Court that citation issue to George Stewart and Lander Stewart heirs of said deceased to appear and qualify for administration and that on failure so to do letters of administration letters of administration be granted to such person as may be deemed most suitable by this Court or the clerk thereof in vacation.

In the matter of the estate of 3 Appropriation
Elijah C. Carter dec'd 3

Now at this day comes Elizabeth A. Carter widow of said Elijah C. Carter deceased and prays 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 months from and after the death of said deceased. And after hearing the testimony adduced the Court doth find that the amount and sum of one hundred dollars will be necessary to supply such deficiency. It is therefore ordered that said sum of \$150.⁰⁰ be and the same is appropriated out of the personal assets of said estate for that purpose. And that the administrator of said estate is hereby authorized and directed to pay over to said widow said sum of \$150.⁰⁰ and that she have credit therefor in her settlement of said estate.

August Term - August 10th 1897.

Estate of E. C. Carter Dec'd

Now at this day comes Elizabeth A. Carter widow of said deceased and executrix of the last will of said deceased and presents to the Court for allowance against said estate a demand for \$1696⁰⁰ founded on account, and the claimant being the executrix of said deceased it is therefore ordered that D. J. Brosius be and he is hereby appointed administrator per. date. lte to appear and manage the defense for said estate, and now comes the said D. J. Brosius and waives the service in writing on said demand. The affidavit and proof being made It is therefore ordered that said demand be allowed against said estate in said sum of One thousand six hundred and ninety six dollars and that it be assigned to the 3rd class.

Estate of George W. Tipton Dec'd

Now at this day comes Adeline Tipton widow of said deceased and presents to the Court for allowance against said estate a demand for \$232.²² founded upon a note, and it appearing to the Court that the claimant is the administratrix of said estate. It is therefore ordered that Thomas R. Shaw be and he is hereby appointed administrator per. date. lte to appear and defend on behalf of said estate. Notice being waived in open Court by said administrator, and affidavit made. It is therefore ordered that said demand be allowed against said estate in said sum of \$232.²² and that it be assigned to the 3rd class.

On the matter of the estate of George W. Tipton - Dec'd

Now at this day comes Adeline Tipton administratrix of the estate of George W. Tipton deceased and presents to the Court her petition praying for the sale of so much of the real estate of said deceased as will pay and satisfy the remaining debts due by said estate and yet unpaid for want of sufficient assets, accompanied by the accounts lists and inventories required by law in such case, on examination whereof

have copy to North Meridian Sept 28th 1897.

August Term- Tuesday August 10th 1897.

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 November 1897 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 Missouri" a newspaper published in this County and state for four weeks before the next term of this court and that personal service of this notice be made on the heirs and devisees of deceased resident in said County at least ten days before the next term of this court,

On the matter of the estate of
Kittie Crowder - a minor

Now at this day comes Thomas B. Browder guardian and curator of said minor and presents his accounts and vouchers for final settlement and his said ward, the said Kittie Crowder having appeared in open Court and waived the filing of an exhibit and service of a copy of the same, and entered her personal appearance to the making of said settlement wherefore upon examination it is ordered that said settlement be approved and recorded. And it further appearing that there is a balance in the hands of said curator due said minor of \$1215⁶⁰ it is ordered that said curator pay over to his said ward said sum. And now comes the said Kittie Crowder and receipts to her said curator in full for said sum which said receipt is filed with said settlement. It is therefore ordered that said curator be and he is discharged herein as to said ward.

On the matter of the estate of
John W. Barber - a minor

Now at this day comes Jesse J. McCoy, guardian and curator of said minor and presents his

have copy to North Missouri Sept 28th 1897.

August Term - Tuesday August 10th 1897.

accounts and vouchers for final settlement, and his ward the said John W. Barber having appeared in open court and waived the filing of an exhibit and service of a copy of the same, and entered his personal appearance to the making of said settlement wherefore upon examination said settlement is approved and ordered entered of record. And it appearing from said settlement that there is a balance due said ward of \$495.⁵⁹ it is ordered that said curator pay over to his said ward said sum, and now comes said ward and in open court receipts to his said curator in full for said sum of \$495.⁵⁹ It is therefore ordered that said curator be and he is discharged therein.

Estate of George W. Tepton Dec'd 3

Now at this day comes Dr. F. C. Eastman and presents to the Court for allowance against said estate a claim for \$15.²⁰ founded on account, Notice being waived in writing, affidavit and proof made, it is therefore ordered that said demand be allowed against said estate and that it be assigned to the 2nd class.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.

J. F. Day
Judge of Probate Court.

August Term - Wednesday - August 11th 1897.

Court met pursuant to adjournment. present J. P. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit;

Estate of John Oxford Dec'd $\frac{3}{3}$

Now at this day comes Roseuthall and Haas and present to the Court for allowance against said estate a demand for \$54⁰⁰ founded on account. Notice being waived in writing. the affidavit and proof made it is therefore ordered that said demand be allowed against said estate and that it be assigned to the 5th class.

Estate of John Oxford Dec'd $\frac{3}{3}$

Now at this day comes Charles E. Orcutt and presents to the Court for allowance against said estate a demand for \$15¹⁵ founded on account. notice being waived in writing, and affidavit and proof made. it is therefore ordered that said demand be allowed against said estate in said sum of \$15¹⁵ and that it be assigned to the fifth class.

Estate of John Oxford Dec'd $\frac{3}{3}$

Now at this day comes Dr W N Keener and presents to the Court for allowance against said estate a demand for \$31⁷⁵ founded on account. notice being waived in writing, and affidavit and proof made. it is therefore ordered that said demand be allowed against said estate in said sum of \$31⁷⁵ and that it be assigned to the 5th class.

In the matter of the estate of $\frac{3}{3}$
Floyd E Bowen - a minor $\frac{3}{3}$

Now at this day comes A. P. McFarland Curator of the estate of said minor, and presents his accounts and vouchers for final settlement and this word the said Floyd E. Bowen having appeared in open court, and waived the filing of an exhibit, and service of a copy of same, and entered her personal appearance to the making of said settlement

August Term. Wednesday - August 11th 1897.

wherefore upon examination said settlement is approved and ordered entered of record, and it appearing from said settlement that there is a balance due said ward of \$522⁴⁸. It is ordered that said curator pay over to his said ward said sum, and now comes the said Floyd E. Brown and in open court and on the record of said settlement receipts to her said curator in full for said sum of \$522⁴⁸. It is therefore ordered that said curator be discharged.

In the matter of the Copartnership Estate of 3
Scott Dunn & Co. 3

Now at this day comes Charles W. Scott surviving partner and administrator of said Copartnership estate and presents his accounts and vouchers for final settlement. And it appearing to the Court that notice of said settlement has been published as required by law that all the debts due by said estate have been fully paid and satisfied, and that said settlement has been fully administered, it is therefore ordered that said settlement be approved and entered of record, And it further appearing from said settlement that there remains in the hands of said administrator insolvent accounts due said estate amounting to \$599.⁶⁴ it is therefore ordered by the Court that said final statement be continued to the November term thereof and that said administrator be and he is hereby ordered to sell said insolvent accounts at public sale, for cash, at the post office in Jameson Missouri first having given five days notice of said sale and that he make report thereof at said November term of this Court.

Estate of John Oxford - Dec'd 3

Now at this day comes P. A. Abbott and presents to the Court for allowance against said estate a demand for \$43¹⁵ founded on account. Notice being waived in writing, affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$43¹⁵ and that it be assigned to the 3rd class.

August Term - Wednesday - August 11th 1897.

In the matter of the estate of Charles Giles - A minor Order to issue execution.

Now at this day comes James A. Giles curator of the estate of said Charles Giles who is the successor in said curatorship to William J. Ward, and represents and shows to the Court that the said William J. Ward former curator of said Charles Giles, did on the 10th day of February 1897 make his final settlement of his curatorship in this court and that on said final settlement there was found to be due said minor from said curator the sum of \$165.³⁰ and that said curator was at the time of the making of said settlement ordered by entry made of record in this court to pay over to his successor in said curatorship the said James A. Giles said balance of \$165.³⁰, and that the said Wm J. Ward has not within 30 days from the making of said final settlement, or at any other time paid over to his said successor said sum of \$165.³⁰ Wherefore it is ordered by the Court that execution issue against the property goods and chattels, and real estate of the said Wm J. Ward for said sum of \$165.³⁰ and interest so ordered to be paid, together with costs, and that said execution be made returnable to the November term 1897 of this Court.

Estate of John Cameron Deed. 3

Now at this day comes H. C. Cameron and presents to the Court for allowance against said estate a decedent found on account for \$2197.⁷⁰ and said claimant being the executor of the last will and testament of said decedent it is therefore ordered that Thomas R. Shaw be and he is hereby appointed administrator per decem lite to appear on behalf of said estate and manage the defense. And on application of said claimant this cause is continued to Friday August 27th 1897.

Order that Court adjourn until tomorrow morning at 9 o'clock
J. Z. Day
Judge of Probate Court

August Term - Thursday - August 12th 1897.

Court met pursuant to adjournment present J. P. Day Judge and William B. Johnson Sheriff when the following proceedings were had to wit:

In the matter of the estate of
George B. Netherton deceased

Now at this day comes John L. Netherton administrator of said deceased and files the receipts of the distributees of said deceased for the amount due them on final settlement of said estate made at the May term 1897 of this Court as follows.

Do Cora D. Stewart	\$176.20
" John & Henry Stewart	204.91
" Mary J. Stewart	134.24
" Rosetta Netherton	291.64
" J. H. Nymn	3.64
" E. W. Dunn for Scott Dunn & Co.	.86

It is therefore ordered by the Court that said administrator be and he is discharged herein.

In the matter of the estate of
Warren Alunt. deceased

Now at this day comes Elizabeth Alunt by her attorney and shows to the Court that she is the widow of said Warren Alunt deceased. late of the County of Davis. who died leaving at the time of his death personal property in this state not greater in amount than is allowed by law as the absolute property of the widow.

To the end therefore that the said Elizabeth Alunt as such widow may be authorized and empowered to collect, sue for and retain said property as her absolute property as provided by law. It is ordered that letters of administration on said estate be refused unless on the application of creditors or other parties interested the existence of other or further property be shown.

In the matter of the estate of
John D. Gillilan - deceased

Now at this day comes L. J. & L. A. Gillilan, Executors of the last will and testament of John D. Gillilan deceased

August Term - Thursday, August 12th 1897.

and present their accounts and vouchers for final settlement, and it appearing to the Court that notice of said settlement has been published as required by law, that all the debts due by said estate have been fully paid and said estate fully administered in accordance with the provisions of said last will, it is therefore ordered that said settlement be approved and entered of record, and that said executors be discharged herein.

Estate of John Oxford Deceased 3

Now at this day comes John Buren Manager for the Buren Furniture Co and present to the Court for allowance against said estate a demand for \$32.²⁵ founded on account. Notice being waived in writing and affidavit, and proof made it is therefore ordered that said demand be allowed against said estate in said sum of \$32.²⁵ and that it be assigned to the first class.

Estate of Joseph James, Dec'd 3

Now at this day comes Dr S. L. Hardinger and presents to the Court for allowance against said estate a demand for \$7.⁰⁰ founded on account. Notice being waived in writing, and affidavit and proof made it is therefore ordered that said demand be allowed against said estate in said sum of \$7.⁰⁰ and that it be assigned to the 2nd class.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.

J. F. Day
Judge of Probate Court

August Term - August 13th 1897.

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

In the matter of the estate of } Order confirming sale.
Thomas Nichols deceased }

Now comes John D. Burge administrator of said Thomas Nichols deceased and submits to the Court his report of sale by which it appears that he did on the 10th day of July 1897. in obedience to the order of this Court, made at the May term 1897, thereby sell at private sale to G. M. Patton for the sum of Two hundred and eighty dollars, the real estate in said order of Court and report particularly described viz: All that part of the North east quarter of the South east quarter of section (6) six in Township (39) fifty nine of Range (26) twenty six lying North and West of the right of way of the Chicago Rock Island and Pacific Rail Way Co. in said Dawson County containing 9 acres more or less. And it appearing that said sale was legally and fairly conducted pursuant to the order of the Court, and in accordance with the statutes. It is therefore ordered that said sale be and the same is approved and confirmed, and the said administrator is ordered, to execute a deed and deliver to said G. M. Patton a deed in due form of law conveying to the said G. M. Patton all the right title and interest which the deceased had in the same at the time of his death.

Estate of Dorthea McBrayer - deceased }

Now at this day comes E. H. Tillery and presents to the Court for allowance against said estate a demand for \$6⁰⁰ founded on account, notice being waived in writing, and affidavit and proof made it is therefore ordered that said demand be allowed against said estate in said sum of \$6⁰⁰ and that it be assigned to the 5th class.

August Term - Friday August 13th 1897

Estate of John Oxford Dec'd

Now at this day comes L.A. Phillips and presents to the Court for allowance against said estate a demand for \$127⁵⁰ founded on account. Notice being waived in writing, and affidavit and proof made it is therefore ordered that said demand be allowed against said estate in said sum of \$127⁵⁰ and that it be assigned to the first class.

Estate of Alexander Thornberry Dec'd

Now at this day comes L.A. Phillips and presents to the Court for allowance a demand for \$32.²⁵ founded on account, notice being waived in writing, and affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$32.²⁵ and that it be assigned to the 5th class.

On the matter of the estate of James W. Beasley - a minor

Order of Appropriation
Now comes William Geisley Curator of the estate of said James W. Beasley and prays the Court to make an appropriation out of the assets of said estate in his hands to the amount and sum of \$52.⁰⁰ for the purpose of paying said minor's board from August 1st 1896 to August 1st 1897. And it appearing to the Court that said minor is physically unable to earn his board and that said sum is reasonable, It is therefore ordered by the Court that said sum of \$52.⁰⁰ be and the same is hereby appropriated for that purpose, and that said curator pay said sum to Mrs. Mary C. Scott who has furnished said minor said board for said period of time, and take her receipt therefor and that he have credit for same in his settlement of said estate.

On the matter of the estate of John M. Miller - dec'd

Now at this day comes Harvey B. Miller administrator of the estate of said deceased, and presents his accounts and vouchers for final settlement

August Term - Friday August 13th 1897.

And it appearing to the Court that notice of said settlement has been published as required by law, That all the debts due by said estate have been paid so far as the assets will extend, and said estate otherwise fully administered, It is therefore ordered by the Court that said settlement be approved and said administrator discharged.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.

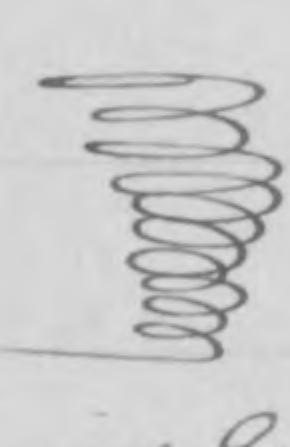
J. J. Day
Judge of Probate Court

August Term - Saturday August 14th 1897.

Court met pursuant to adjournment. present J. J. Day Judge and W^m A. Johnson Sheriff when the following proceedings were had to wit:

Estate of John Oxford deceased 

Now at this day comes Wood H. Hammeton and presents to the Court for allowance against said estate a demand for \$23⁰⁰ founded on account. Notice being waived in writing. and affidavit and proof made it is therefore ordered that said demand be allowed against said estate in said sum of \$23⁰⁰ and that it be assigned to the 3rd class.

In the matter of the estate of 
J. H. Alexander - deceased

Now comes S. A. Smith ^{vs} J. W. Alexander Executors of the last will and testament of said deceased and file the receipt of F. O. Miller one of the legatees mentioned in said will. for \$5⁰⁰ it being the full amount found to be due said legatee. by order of distribution made upon final settlement of said estate. It is therefore ordered that said executors be discharged herein as to said F. O. Miller.

In the matter of the estate of 
Kehler Wertz - deceased

Now at this day comes Thomas J. Wertz administrator of said deceased and presents his accounts and vouchers for final settlement. and it appearing to the Court that notice of said settlement has been published as required by law. that all the debts due by said estate have been fully paid. and that said estate has been fully administered. that all the assets of said estate have been exhausted. It is therefore ordered by the Court that said settlement be and the same is approved and ordered entered of record. and that said administrator be discharged herein.

August Term - Saturday. August 14th 1897.

Estate of John Oxford. dec'd

Now at this day comes W. D. Lumphkin. and present to the Court for allowance against said estate a demand for \$41⁰⁰ founded upon a note. Notice being waived in writing and affidavit made, it is therefore ordered that said demand be allowed against said Estate in said sum of \$41⁰⁰ and that it be assigned to the 5th class.

On the matter of the estate of
Clarissa Lawson dec'd

Now at this day comes H. B. Phelps administrator of the estate of said Clarissa Lawson deceased and files the receipt of Laura Phelps for \$185¹⁹ and of Florence Phelps for \$185⁶⁹ being the amount found to be due them as the sole distributors of said deceased as shown by final settlement of said Estate. Made at the May term 1897 of this Court. and on the 19th day of May 1897. It is therefore ordered by the Court that said administrator be discharged therein.

On the matter of the estate of
Jesse J. McClure - Dec'd

Now at this day it having come to the knowledge of the Court that the order of publication made upon the petition of N. G. Craze administrator of said deceased filed at the ~~February~~ term 1897 of said Court for a sale of the real estate of said deceased. which said order of publication was made returnable to the May term 1897 of this Court. was not published as required by law and that personal service of said notice was not had on the heirs and devisees of said deceased ten days before the next term of said Court as required by law.

It is therefore ordered by the Court that said order of publication upon the petition of said administrator filed at said February term, be annulled and the same is in all things renewed, and is made returnable to the first day of the next term of this Court to be held on the second Monday of November 1897. And that personal service of said notice be made on the heirs and devisees of said

August Term - Saturday August 14th 1897.

deceased resident in said County at least ten days before the next (November) term of this Court.

In the matter of the estate of Charles M. Burrill - a minor

Ordered that the settlement due from C. H. Nelson, Curator of said minor be continued to the November term 1897.

In the matter of the estate of Lewis Carl - a minor

Ordered that the settlement due from Delia Carl guardian and curator of said minor be continued to the November term 1897 hereof.

In the matter of the estate of Leonard F. Dougherty - a minor

Ordered that the settlement due from W. J. Dougherty Curator of said minor be continued to the November term 1897 and that citation issue returnable to said term.

In the matter of the estate of Frank Easing - dead

Ordered that the settlement due from Met Easing administrator of said decedent be continued to the November term hereof.

In the matter of the estate of Alinda Frank - dead

Ordered that the settlement due from Geo. B. Frank Executor of said decedent be continued to the November term 1897 of this Court.

In the matter of the estate of William L. Holmes - a minor

Ordered that the settlement due from David Blackburn Curator of said minor be continued to the November term 1897 of this Court.

August term Saturday August 14 1897

In the matter of the estate of }
 Perry Kelsey - Decedent }

Ordered that the settlement this day due from Terra B. Kelsey administrator of said decedent be continued to the November term 1897 of this court.

In the matter of the estate of }
 Charles Lake - a minor }

Ordered that the settlement due from John F. Ford - Curator of said minor be continued to the August term 1898 of this court

In the matter of the estate of }
 Louisa Pfister Deced }

Ordered that the settlement this day due from Arnold Pfister Executor of said decedent be continued to the November term 1897 hereof.

In the matter of the estate of }
 Susanna Payne - Deced }

Ordered that the settlement this day due from Y. M. Dutcliff administrator of said decedent be continued to the November term 1897.

In the matter of the estate of }
 Elizabeth Sharrak - a minor }

Ordered that the settlement this day due from Joseph Lee Curator of said minor be continued to the November term 1897

In the matter of the estate of }
 A. V. H. Scott - minors }

Ordered that the settlement this day due from John McKivley Curator of said minors be continued to the November term 1897 hereof

In the matter of the estate of }
 Earl Wilis Etal Minors }

Continued generally to pass of the docket until the discovery of further assets

August Term - Saturday August 14th 1897.

In the matter of the estate of 3
Omer White Etal - minors 3

Ordered that the settlement this day due from D. B. Rogers curator of said minors be continued to the November term 1897 thereof.

In the matter of the estate of 3
William Reed - decd. 3

Ordered that the settlement this day due from F. L. Reed Executor of said decedent be continued to the November term 1897 for final settlement.

In the matter of the estate of 3
Martha Martin - a minor 3

Ordered that the Eighth annual settlement this day filed by W^m C. Martin Curator be approved ^{and} recorded.

In the matter of the estate of 3
Wright Taylor - decedent 3

Ordered that the second annual settlement this day filed by A. A. & Bessie A. Taylor's Executors of said decedent be approved and recorded.

In the matter of the estate of 3
James A. Myon - a minor 3

Ordered that the first annual settlement this day filed by Providence Myon Curator of said minor be approved and recorded.

In the matter of the estate of 3
Myra Bowen Etal - minors 3

Ordered that the 9th annual settlement filed August 11th 1897 be and by A. A. M. Farnham Curator be approved & recorded.

In the matter of the estate of 3
Emeline Blankenship - a minor 3

Ordered that the 5th annual settlement filed on the first day of the present term of this Court by J. J. Henderson Trustee be approved and recorded.

August Term. Saturday August 14th 1897

In the matter of the Estate of }
Homer A. Blankenship Deed }

Ordered that the second annual settlement filed August 9th 1897 by J. M. Blankenship Curator of said minors be approved and recorded.

In the matter of the Estate of }
Arthur Best - a minor }

Ordered that the second annual settlement filed August 10th 1897 by Lewis M. Best Curator of said minors be approved and recorded.

In the matter of the estate of }
Harriett Crowder - a minor }

Ordered that the 8th annual settlement filed August 10th 1897 by Thomas B. Crowder Guardian and Curator of said minors be approved and recorded.

In the matter of the estate of }
E. H. Cole Deceased }

Ordered that the second annual settlement filed on the 10th day of August 1897 by J. J. M. Bay administrator of said deceased be approved and recorded.

L. G. Cornell Sen.

In the matter of the estate of }
L. G. Cornell Sen. Deed }

Ordered that the first annual settlement filed by Lem G. Cornell Jr. Aug 10th 1897. as Executor, be approved and recorded.

In the matter of the estate of }
Elijah C. Carter Deed }

Ordered that the first annual settlement filed by Elizabeth A. Carter Executrix of said deceased on the 10th day of August 1897 be approved and recorded.

August Term - Saturday August 14th 1897.

In the matter of the estate of Henry Dickey - deceased

Ordered that the first annual settlement filed by W^m C. Gillihan Administrator of said deceased Aug 13th 1897 be approved and recorded.

In the matter of the estate of Henry S. Doley - Decd

Ordered that the second annual settlement filed by Daniel S. Doley Executor of said deceased on August 11th 1897 be approved and recorded.

In the matter of the Estate of Thomas J. Fitch Etal -

Ordered that the 3rd annual settlement filed by Carrie R. Fitch Curator of said minors Aug 11th 1897 be approved and recorded.

In the matter of the Estate of Edna Guider, a Minor

Ordered that the second annual settlement filed by George Guider guardian and Curator of said minor Aug 11th 1897 be approved and recorded.

In the matter of the estate of James Huston Etal Minor

Ordered that the sixth annual settlement filed by Isaac F. Huston Curator of said minors on the 11th day of August 1897 be approved and recorded.

In the matter of the estate of Douglas B. Hill Decd

Ordered that the first annual settlement filed by W. F. Minnick Administrator D.B.H. August 12th 1897 be approved and recorded.

In the matter of the estate of Sophia Landis. Decd

Ordered that the 2nd annual settlement filed by James M. Landis Administrator August 12th 1897 be approved and recorded.

August Term Saturday August 14th 1897

In the matter of the Estate of }
Ora Lindenberg et al. - minors }

Ordered that the first annual settlement filed by
Wm. O'Felleham Curator of said minors August 12th 1897
be approved and recorded.

In the matter of the Estate of }
George A. Lierlie - Decd. }

Ordered that the first annual settlement filed by
James F. Ward administrator of said deceased on
August 13th 1897 be approved and recorded.

In the matter of the estate of }
Joseph Miller - a minor }

Ordered that the seventh annual settlement filed
J. K. Hays Curator of said minor August 12th 1897
be approved and recorded.

Ordered that Court adjourn until Friday August 27th 1897

J. F. Day
Judge of Probate Court.

In Vacation, in Probate Court, August 24th 1897.

In the matter of the estate of)
Samuel Robertson, deceased.)^{res}

Appointment of Administrator.

Now this day comes Hop Robertson, and prays the court for Letters of Administration on said estate, and having filed his affidavit as required by law, and the widow of said deceased, having relinquished her right to administer, it is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to the said Hop Robertson, and that he enter into bond to the State of Missouri, in the sum of Six Hundred dollars (\$600⁰⁰) with two or more sufficient securities, residents of Daviess County, Missouri, conditioned according to law.

And now comes said Hop Robertson and files his bond in the sum of Six Hundred dollars (\$600⁰⁰) with Mary Ann Robertson, John D. James and Chap Robertson as sureties, which bond is accepted.

It is further ordered that Theodore Foster and N. M. Graham be and they are appointed witnesses to accompany and aid said Administrator in opening and examining the papers, money and other property of said deceased and in making an inventory thereof.

J. J. Day

Judge of Probate Court.

In Vacation, in Probate Court, Aug. 26th 1897.

In the matter of the estate of)
Irma and Grace Kemp, minors.)^{res}

Appointment of Curator.

Now at this day comes Joshua B. Scott and shows to the court that the said Irma Kemp and Grace Kemp are minors, under the age of fourteen years, and reside in the State of Kansas, but own personal property and real estate situate in Daviess County, Missouri, and having no curator of their estate, and the court having full faith and confidence in the integrity and ability of said Joshua B. Scott, it is therefore ordered that he be and he is hereby appointed curator of the estate of the said Irma Kemp and Grace Kemp, minors, 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 minors, with two or more sufficient securities, to be approved by the court in the sum of Six Hundred dollars (\$600⁰⁰), conditioned for the faithful discharge of his duties according to law; and

now comes the said Joshua B. Scott and accepts such appointment and files his bond in the sum of Six Hundred dollars (\$600⁰⁰), with Daniel C. Morgan and P. J. Mason, as sureties, which is by the court approved, and the said Joshua B. Scott, duly qualifies according to law and enters upon the duties of his trust as such curator.

J. & Day

Judge of Probate Court.

August Adjourned Term. Friday August 27th 1897.

Court met pursuant to adjournment. Present J. S. Day Judge. and William A. Johnson Sheriff when the following proceedings were had to wit:

Estate of George W. Tipton deceased 3

Now at this day comes J. W. Bolton and presents to the Court for allowance against said estate a demand for \$6.⁴⁵ founded on account. Notice being waived in writing, and affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$6.⁴⁵ and that it be assigned to the 5th class.

Estate of John Oxford Dec'd 3

Now at this day comes J. M. Burgner and presents to the Court for allowance against said estate a demand founded on a note for \$53.¹⁸. Notice being waived in writing, and affidavit made, it is therefore ordered that said demand be allowed against said estate in said sum of \$53.¹⁸ and that it be assigned to the 5th class.

In the matter of the estate of 3
John and Nancy Cox - minors 3

Now at this day comes William Feisley executor of said minors and prays the Court for an order directing him to lease the real estate of said wards described as the undivided one third interest in the East one fourth of Section 35, Township 59, Range 26.

Whereupon it is considered and adjudged by the Court that said executor lease the said real estate of his said wards above described for one year ending February 28th 1899, for the sum of \$66.⁶⁶ for said year and that he make report of his proceedings to this Court.

Estate of John Oxford Deceased 3

Now at this day comes, Necherton Brothers and present to the Court for allowance against said estate a demand for \$19.⁶⁰ founded on account.

August Adjourned Term - Friday, August 27th 1897.

notice being waived in writing, and affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$19⁶⁰ and that it be assigned to the fifth class.

Estate of John Oxford Dec'd 3

Now at this day comes Rosenthal and Haas, and presents to the Court for allowance against said estate a demand for \$16⁴⁰ founded on account, notice being waived in writing, and affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$16⁴⁰ and that it be assigned to the second class.

Estate of John Oxford Dec'd 3

Now at this day comes Wm O Lumpkin and presents to the Court for allowance against said estate, a demand for \$1⁵⁰ founded on account. Notice being waived in writing, and affidavit and proof made it is therefore ordered by the Court that said demand be allowed against said estate in said sum of One ^{and} 50/100 dollars, and that it be assigned to the fifth class.

Estate of Jacob Muller Dec'd 3

Now at this day comes N.L. Prosper Cashier of Exchange Bank of Breckinridge Missouri and presents to the Court for allowance against said estate a demand for \$1977. ²¹ founded on account and note due said Exchange Bank. Notice being waived in writing, affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of Nineteen hundred and seventy seven & 21/100 dollars and that it be assigned to the fifth class.

N.B. Cameron

Plaintiff

against

Estate of John Cameron Dec'd Defendant.

Continue to Monday August 30th 1897.

Ordered that Court adjourn until Monday August 30th 1897.

J J Day

Judge of Probate

August Adjourned Term Monday Aug. 30th 1897.

Court met pursuant to adjournment present J. J. Day Judge and William A. Johnson Sheriff where the following proceedings were had to wit:

H. B. Cameron Plaintiff
 Against 3 Estate of John Cameron Decd.
 Thomas R. Shaw admr. pendente lite 3
 of said estate of John Cameron Decd. Defendant.

Now comes the parties and the said H. B. Cameron presents to the Court for allowance against said estate a demand for the sum of \$2197.70 founded on account. And it appearing to the Court that said demand was filed in this Court on the 27th day of August 1897. and there being no Executor on said estate the Court on said 27th day of August appointed Thomas R. Shaw, administrator pendente lite to appear and manage the defense against said demand. And this cause being at issue is by agreement submitted to the Court without a jury and the Court having heard the evidence and argument of counsel both find for the plaintiff in the sum of (\$1334.83) Thirteen hundred and thirty four & 83/100 Dollars.

It is therefore adjudged by the Court that the plaintiff recover of the defendant as Executor of the Estate of John Cameron deceased the said sum of \$1334.83 so found as aforesaid with \$96.75 for his costs to be levied of the property of the said John Cameron in the hands of the defendant to be administered or which shall hereafter come to the hands of the defendant to be administered. And said demand is assigned to the 6th class.

Estate of John Cameron Decd 3

Now at this day comes Neil Budd. and presents to the Court for allowance against said estate a demand for \$1168.00 founded on account. Notice being waived in open Court and affidavit and proof made it is therefore ordered that said demand be allowed against said estate in the sum of \$112.00 in full of said demand. and that it be assigned to the sixth class.

August Adjourned Term. Monday Aug 30th 1897.

Estate of John Cameron Dec'd. 3

Now at this day comes John J. Wallace and presents to the Court for allowance against said estate a demand for \$216.⁰⁰ founded on account. Notice being waived in open Court and affidavit and proof made. It is therefore ordered that the sum of \$144.⁰⁰ be allowed on said demand against said estate, and that it be assigned to the 6th class.

Estate of John Cameron Dec'd 3

Now at this day comes Charles P. McCarty and presents to the Court for allowance against said Estate a demand for \$574.⁰⁰ founded on account. Notice being waived in open Court and affidavit and proof made. It is therefore ordered that the sum of \$372.⁰⁰ be and the same is allowed on said demand against said Estate and that it be assigned to the sixth class.

Ordered that the bond of Joshua B. Scott as curator of the estate of Irma and Grace Kemp, minor heirs of Laura Kemp deceased, taken in vacation of this Court on the 26th day of August 1897 be and the same is hereby approved and his appointment confirmed.

Ordered that the bond of Hop Robertson as administrator of the estate of Samuel Robertson deceased taken in vacation of this Court on the 24th day of August 1897 be and the same is hereby approved and his appointment confirmed.

Estate of Samuel Lowrey Dec'd 3

William C. Williams

Plaintiff

Against 3

George D. Ewing Adm'r of said Estate Defendant.

Now comes the parties and the said William C. Williams presents to the Court for allowance against said estate a demand for the sum of \$500.⁰⁰ founded on account for board, care, and keeping of said deceased for the years 1892-3-4-5 & 6. at \$100.⁰⁰ per year and the Court having heard the evidence of the parties

August Adjourned Term. Monday Aug. 30th 1897

doth order and adjudge that said claim be disallowed and that the plaintiff take nothing by reason of his demand and that he pay the costs of this proceeding taxed at \$18⁰⁰.

Estate of Dorothy M. Brayer Dec'd.

Now at this day comes Solomon J. M. Brayer and presents to the Court for allowance against said estate a demand for \$240⁵⁰ founded on account. Notice being waived in writing, and affidavit and proof made. It is therefore ordered that the sum of \$73²⁰ be allowed on said demand and that it be assigned to the 5th class.

Estate of Carlton M. Brayer Dec'd.

Now at this day comes Solomon J. M. Brayer and presents to the Court for allowance against said estate a demand for \$723⁰² founded on account. Notice being waived in writing and affidavit and proof made. It is therefore ordered that the sum of \$449⁵⁰ be allowed on said demand in full of same and that it be assigned to the 5th class.

In the matter of the Estate of Samuel E. Lowrey. Dec'd. Order to pay over to widow special power of \$400⁰⁰.

Now at this day comes Dulcena Lowrey widow of Samuel E. Lowrey deceased, and represents and shows to the Court that she has not received from the administrator of said deceased the personal property to which she is entitled as the widow of said deceased under and by virtue of the provisions of section 107. of Article 5. of Chapter 1. of the revised statutes of 1889. Wherefore it is ordered by the Court that George D. Ewing as administrator of the estate of said deceased turn over to said Dulcena Lowrey widow of said deceased before the same shall be distributed or sold such personal property of said estate as she may choose not to execute the appraisement value of \$400⁰⁰ and that he take her receipt for the same and have credit therefor in his settlement of said estate.

August Adjourned Term - Monday - Aug 30th 1897.

On the matter of the Estate of ~~Samuel E Lowrey~~ ^{of} appropriation
 Samuel E Lowrey - Deed ~~of~~ ^{Repose}

Now at this day comes Dulcena Lowrey widow of
 said deceased and prays the Court to make an appro-
 priation out of the personal assets of said Estate
 to supply the deficiency in grain meat vegetables gro-
 ceries and other provisions on hand and provided
 and necessary for the support of herself and family
 for twelve months from and after the death of said
 deceased and represents to the Court that the sum
 of \$150⁰⁰ will be necessary to supply such deficiency
 and it appearing to the Court from the evidence ad-
 duced that at the date of the death of the said Samuel
 E. Lowrey, the said Dulcena Lowrey was not cohab-
 iting ^{or} living with the said Samuel E Lowrey as his
 wife but that the said Samuel E Lowrey and the said
 Dulcena Lowrey his wife had lived separate and
 apart for more than twenty years prior to the death
 of the said Samuel E Lowrey. It is therefore
 considered and adjudged by the Court that the said
 Dulcena Lowrey is not entitled to said appro-
 priation, and that the sum of \$150⁰⁰ or any other
 sum is not necessary to the maintenance of said
 widow for one year next after the death of said de-
 ceased. Wherefore said appropriation is disallowed.

Ordered that Court adjourn until Court in Course,
 of 7 Day
 Judge of Probate.

In Vacation September 10th 1897.

In the matter of the estate of ~~3~~ Probate of will,
William A Hamilton Dec'd ~~3~~

Now at this day comes Jefferson E Hamilton and produces to the court an instrument of writing which had been filed in Probate Court for probate Sept 8th 1897, purporting to be the last will and testament of said William A Hamilton deceased and prays that it be proven and admitted to probate. And having taken the testimony of Francis M Thompson one of the attesting witnesses thereto and the testimony of O J DeVoss who wrote said will and witnessed the testator and W M Mitten the other attesting witness sign said instrument of writing, declares the same to be the last will and testament of said deceased and a certificate of probate was issued thereon.

J T Day
Judge of Probate

In Vacation Sept 14th 1897.

In the matter of the estate of ~~3~~ appointment of
Abraham S Blakely Dec'd ~~3~~ Administrator

Now comes Samuel P. Cox and prays the court for letters of administration on said estate of A S Blakely deceased and having filed his affidavit as required by law, and having filed the written declaration to administer, of the widow, and the only son declining to administer. And it appearing that said A S Blakely did possessed of personal property of the probable value of \$3000⁰⁰. It is ordered that letters of administration of the goods chattels credits and effects of said deceased be issued to the said Samuel P. Cox, and that he enter into bond to the state of Missouri in the sum of \$6000⁰⁰, six thousand dollars with two or more sufficient securities, residents of this county, conditioned according to law.

And now comes said Samuel P. Cox and files his bond in the sum of six thousand dollars with George

W Miller, Milk Ewing and D Harfield Davis which is accepted. And it is further ordered that Rollin J. Britton and Howard Poage be and they are appointed witnesses to accompany and aid the administrator in opening and examining the papers money and other property of the deceased and in making an inventory thereof.

J. J. Day
Judge of Probate.

On Vacation Sept 15th - 1897.

In the matter of the Estate of ³ Appointment of
William A Hamilton Decd ³ Executor.

Now at this day it appearing to the Court that Jefferson B Hamilton having been appointed by said deceased as executor of his last will. It is ordered that said Jefferson B Hamilton be and he is hereby appointed Executor of the last will and testament of said William A Hamilton deceased. And it further appearing from the terms of said will that said Executor is not required to enter into bond as such. It is therefore considered and adjudged that said Jefferson B Hamilton be not required to enter into bond as such Executor.

It is further ordered that J. J. DeVos and Willis Arnold be and they are hereby appointed witnesses to accompany and aid said executor in opening and examining the papers money and other property of the deceased and in making an inventory thereof.

J. J. Day
Judge of Probate.

In Vacation, In Probate Court, Sept. 18th 1897.

In the matter of the estate of ^{Appointment of Guardian.}
Anna Hilbisch & Georgia Hilbisch minors.

Now at this day comes James M. Brookshier, the Curator of said minors, and shows to the court that said minors are under fourteen years of age, that they reside in Daviess county, Missouri, and have no guardian of their person, their parents are deceased, and the court having full faith and confidence in the integrity and ability of James M. Brookshier, it is therefore ordered that he be and he is hereby appointed Guardian of the person of the said Anna Hilbisch and Georgia Hilbisch, minors, and now comes the said James M. Brookshier and accepts such appointment and duly qualifies according to law, and enters upon the duties of his trust as such Guardian.

J. J. Day

Judge of Probate Court.

In Vacation, in Probate Court, Sept. 29th A.D. 1897.

In the matter of the estate of ^{Proof of Will.}
James F. Nealand, Decd.

Now at this day comes Samuel J. Brosius, and produces to the court, an instrument of writing purporting to be the last Will and Testament of said James F. Nealand, deceased, and prays that it be proven and admitted to Probate, and having taken the testimony of Allen Conner and Samuel S. Day, the attesting witnesses thereto, declare the same to be the last Will and Testament of said deceased, and a Certificate of Probate was issued thereon.

J. J. Day

Judge of Probate Court.

In Vacation, in Probate Court, Sept. 30th 1897.

In the matter of the estate of ^{Appointment of Executors.}
James F. Nealand, Decd.

Now this day, it appearing to the court that said James F. Nealand, died possessed of property of the probable value of Six Thousand (\$6000.00) dollars, and the said Samuel J. Brosius and Henry C. Thompson, having been appointed by said deceased, as Executors of his last Will, it is ordered that said Samuel J. Brosius and Henry C. Thompson, be and they are hereby appointed Executors of the last Will and Testament of said James F. Nealand, deceased,

and that they enter into bond to the State of Missouri, in the sum of Fifteen Thousand dollars (\$15,000⁰⁰), with two or more sufficient securities, residents of this Daviess county, Mo., conditioned according to law.

And now comes said Henry Clay Thompson and Samuel J. Brosius and file their bond in the sum of Fifteen Thousand dollars (\$15,000⁰⁰) with Samuel O. Venable, John W. Meade, Mill P. Ewing and Wm. C. Gillihan, as sureties, which bond is approved, and it is further ordered that J. A. Selby and J. P. Q. Gioerna be and the same 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.

J. C. Day

Judge of Probate Court.

In Vacation, in Probate Court, Sept. 29th 1897.
 In the matter of the estate of } Appointment of Administrator.
 William J. Wright, deceased }

Now this day comes William E. Henderson, and prays the Court for Letters of Administration on said estate, and he having filed his affidavit as required by law, and it appearing to the Court that said W. J. Wright died possessed of property of the probable value of Twenty-five dollars, said deceased being single and unmarried, it is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased be issued to the said Wm. E. Henderson, and that he enter into bond to the State of, in the sum of Two Hundred (\$200⁰⁰) dollars, with two or more sufficient securities, to be approved by the Court.

J. C. Day

Judge of Probate Court.

In Vacation in Probate Court, Sept. 29th 1897.
 State of Missouri,
 County of Daviess, ss.

In the matter of the alleged insanity of
 Peter Nighswonger.

Now on this the 29th day of September 1897, comes Thomas S. Nighswonger files information, in writing, to the Judge of the Probate Court, of said County, in vacation, that his father, Peter Nighswonger,

a resident of Lincoln township, of said county, is of unsound mind and not capable of managing his affairs, and prays that an inquiry thereunto be had; and said Judge being satisfied that there is good cause for the exercise of the jurisdiction of said Probate Court, in said matter, now calls a Special Term of said Court, to commence and be held on Tuesday, October 5th 1897, for the purpose of holding an inquiry, whether the said Peter Nighswonger, be of unsound mind or not, and orders that said Peter Nighswonger be notified of said proceedings, at least five days before said special term of said Court.

J. J. Day

Judge of Probate Court.

Special Term of Probate Court, Oct. 5th 1897.

In the matter of the alleged insanity of
Peter Nighswonger.

Court met pursuant to an order of the judge, in vacation, for the purpose of holding an inquiry whether Peter Nighswonger be of unsound mind or not, and notice to Peter Nighswonger having been served by delivering a copy of the notice to said Peter Nighswonger, on the 29th day of September 1897.

Now this day the said Peter Nighswonger fails to appear, and now comes a jury, duly summoned, to-wit:

C. D. Owens, Forster Cook, J. H. Herndon, Benton Henderson, Amos Philips, Jesse J. McCoy, W. E. Culver, J. M. Whitchurch, Wm. J. Roberts, Charles Scott, Thomas Gallimore and Frank Berg; twelve good and lawful men, who were duly sworn to will and truly make inquiry and determine whether the said Peter Nighswonger is a person of unsound mind or not, and the jury having heard the evidence offered touching his mental condition, retired to consider their verdict, and after due deliberation, returned into Court the following verdict.

"We the jury find Peter Nighswonger to be of feeble and unsound mind and incapable of managing his own affairs."

C. D. Owens,

Foreman.

It is therefore adjudged by the court, that said Peter Nighswonger, is a person of unsound mind and incapable of managing his affairs. Ordered that

court adjourn until court in course.

J. I. Day
Judge of Probate Court.

In Vacation, in Probate Court, Oct. 6th 1897.

In the matter of the estate of
Wm. J. Wright, Deceased. } ss.

Now this day comes William E. Henderson, and accepts the appointment of Administrator of said estate and files his bond in the sum of Two Hundred dollars (\$200.00), with E. S. Gregory and Elwood D. Mann, as sureties, which is accepted.

And it is further ordered that Thos. R. Shaw and Bent Henderson be and they are hereby appointed witnesses to accompany and aid said Administrator in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof.

J. I. Day
Judge of Probate Court.

In Probate Court, in Vacation, Oct. 6th 1897.

In the matter of the estate of } Appointment of Guardian.
Lucy Bailey, a minor. }

Now, It appearing to the court, that on March 3^d 1897, Wm. A. Johnson Sheriff of this Daviess County, Missouri, gave notice to the court, in writing, that Lucy Bailey is a resident of said county, that she is under fourteen years of age, and has no legal or natural guardian, and the court having partial faith and confidence in the ability of Charles Blythe, it is therefore ordered that he be and he is hereby appointed Guardian of the person and estate of said Lucy Bailey, 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 minor, with two or more sureties, to be approved by the court, in the sum of Fifty (\$50.00) dollars, conditioned for the faithful discharge of his duties according to law.

And now this day comes said Charles Blythe and accepts such appointment, and files his bond in the sum of Fifty (\$50.00) dollars, with Henry Nelson and

J. M. Lawrence, as sureties, which is accepted, and the said Charles Blythe duly qualifies according to law, and enters upon the duties of his trust as such Guardian.

J. J. Day
Judge of Probate Court.

In Vacation, in Probate Court, Oct. 7th 1897.

In the matter of the estate of }
Peter Nighswonger, an insane person.

Appointment of Guardian & Curator.

Now at this day, the court appoints Perry H. Lilly, Guardian of said Peter Nighswonger, and it is ordered that said guardian before entering upon the duties of his guardianship, shall enter into bond to the State of Missouri, in the sum of Two Thousand (\$2000⁰⁰) dollars, conditioned as required by law, with sufficient security as the court shall approve.

And now comes the said Perry H. Lilly and accepts such guardianship, and files his bond in the sum of Two Thousand (\$2000⁰⁰) dollars, with R. H. Black and John F. Jordan as sureties, which bond is accepted, and the said Perry H. Lilly, duly qualifies according to law, and enters upon the duties of his trust as such Guardian.

And it is further ordered that J. B. Gates and Geo. Will, be and they are hereby appointed witnesses to accompany and aid said Guardian in opening and examining the papers, money and other property of his Ward, and in making an inventory thereof.

J. J. Day
Judge of Probate

In Vacation, in Probate Court, Oct. 16th 1897.

In the matter of the estate of }
Lucien B. Noah, Deceased.

Appointment of Administrator.

Now this comes Charles Noah, and prays the court for Letters of Administration on said estate, and having filed his affidavit as required by law, and the written declaration of the widow of said deceased, to administer, and it appearing that said Lucien B. Noah died possessed of property of the probable value of Five Hundred (\$500⁰⁰), it is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to

the said Charles Noth, and that he enter into bond to the State of Missouri, in the sum of Twelve Hundred (\$1200⁰⁰) dollars, with two or more good securities, residents of Daviess county, Missouri, conditioned according to law.

And now comes said Charles Noth and files his bond, in the sum of Twelve Hundred (\$1200⁰⁰) dollars, with Casandra Noth, Silas E. Drake and Meritt S. Ketcham, as sureties, which is approved.

And it is further ordered that Silas E. Drake and Meritt S. Ketcham, be and they are appointed witnesses to accompany and aid the Administrator, in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof.

J. J. Day

Judge of Probate.

In Vacation, in Probate Court, October 18th 1897.

In the matter of the estate of } Appointment of Administrator De Bonis non.
George W. Cornelius, deceased.)

Now this day comes George M. Cornelius, and shows to the court that Christopher W. Cornelius, Administrator of said estate, died on the 22 day of September 1897, leaving said estate not fully administered, and prays the court for Letters of Administration, De Bonis non, upon said estate, and having filed his affidavit as required by law, and the widow of said Geo. W. Cornelius, having in person declined to administer on said estate, It is ordered that said George M. Cornelius, be and he is hereby appointed Administrator of the remaining and unadministered goods, chattels, credits and other effects of said George W. Cornelius, deceased, and that he enter into bond to the State of Missouri, in the sum of Four Thousand (\$4000⁰⁰) dollars, with two or more sufficient securities, residents of Daviess county, Missouri, conditioned according to law.

And now this day comes said George M. Cornelius and files his bond in the sum of Four Thousand (\$4000⁰⁰) dollars, with Daniel P. Doll and Wm. H. Hamilton, as sureties, which bond is accepted.

And it is further ordered that Wm. C. Gillham and J. Brosius be and the same are appointed witnesses to accompany and aid said Administrator, De Bonis non, in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof.

J. J. Day

Judge.

Order Refusing Administration for Insufficiency of Property.
State of Missouri,
County of Daviess.

In the Probate Court for the County of Daviess, in Vacation Oct. 19th A.D. 1897.

Estate of Harvey E. Benham, deceased,

Now, at this day comes Nora B. Benham, and shows to the Court that she is the widow of said Harvey E. Benham, late of the County of Daviess, deceased, who died, having at the time of his death, personal property in this State, not greater in amount than is allowed by law as the absolute property of the widow.

To the end, therefore, that the said Nora B. Benham as such widow, may be authorized and empowered to collect, sue for and retain said property as her absolute property, as provided by law, it is ordered that Letters of Administration, on said Estate be refused, unless on the application of creditors or other parties interested, the existence of other or further property be shown.

J. L. Day

Judge of Probate Court.

November Term. Monday. November 8th 1897.

State of Missouri
County of Daviess *J. V.*

Be it remembered that at a regular term of the Probate Court begun and held at the Court house in the City of Gallatin, Daviess County Missouri on the 8th day of August 1897. there were present J. P. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

On the matter of the estate of *Order confirming Probate*
James F. Neeland. Deceased *of will*..

It being shown to the Court now here that in the vacation of this Court to wit on the 29th day of September 1897. an instrument in writing purporting to be the last will and testament of James F. Neeland deceased and attested by Allen Carner and S. S. Day as witnesses was produced before the Clerk of this Court to be proved and admitted to record as the last will of said James F. Neeland deceased and said Clerk proceeded to take the testimony of said Allen Carner and S. S. Day 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 29th day of September 1897. And the Court having inspected said will and seen and heard the testimony of the said subscribing 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 James F. Neeland 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.

Ordered that the bond of H. C. Thompson ^{and S. J. Brosius} as executors of the last will and testament of James F. Neeland deceased taken in vacation of this Court September 30th 1897. be and the same is approved and this appointment as such executor in all things ratified and confirmed.

November Term - Monday. November 8th 1897.

Ordered that the bond of George M Cornelius as administrator of the estate of George W Cornelius deceased taken in vacation of this Court on the 5th day of October 1897 be and the same is approved and his appointment as such administrator in all things ratified and confirmed.

Ordered that the bond of Charles W Blythe as guardian of the person of Lucy Bailey, a minor, taken in vacation of this Court on the 6th day of October 1897 be and the same is approved and his appointment as such guardian in all things ratified and confirmed.

Ordered that the bond of P. H. Lilley as guardian of the person and estate of Peter Highmonger, a person of unsound mind taken in vacation of this Court on the 7th day of October 1897. be and the same is approved and his appointment as such guardian in all things ratified and confirmed.

Ordered that the bond of Charles Noah, as administrator of Lucian B. Noah deceased taken in vacation of this Court on the 13th day of October 1897. be and the same is approved and his appointment as such administrator in all things ratified and confirmed.

Ordered that the bond of S. P. Cox as administrator of the estate of Abraham H. Blakely deceased taken in vacation of this Court on the 14th day of September 1897. be and the same is approved. and his appointment as such administrator in all things ratified and confirmed.

Ordered that the bond of M. E. Henderson as administrator of the estate of William J. Wright deceased taken in vacation of this Court on the 29th day of September 1897. be and the same is approved. and his appointment as such administrator in all things ratified and confirmed.

November Term - Monday - November 8th 1897.

Estate of Abraham H. Blakely deceased

Now at this day comes Dr. W. A. Wood and presents to the Court for allowance against said estate a demand for allowance against said estate a demand for \$74.⁰⁰ founded on account. Notice being waived in writing affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$74.⁰⁰ and that it be assigned to the second class.

Estate of Perry Kelsey. deceased

Now at this day comes J. F. Swisher and presents to the Court for allowance against said estate a demand for \$58.³⁰ founded on a note of hand. Notice being waived in writing and affidavit made. It is therefore ordered that said demand be allowed against said estate in said sum of \$58.³⁰ and that it be assigned to the fifth class.

Estate of Elijah C. Carter Dec'd

Now at this day comes George Duggle trustee for Virginia Moore. and presents to the Court for allowance against said estate a demand for \$678.⁸⁰ founded upon a note executed by John B. Lewis and Sarah M. Lewis to said George Duggle as trustee as aforesaid. Notice being waived in writing and affidavit made. and proof being also made that the said Elijah C. Carter in a trade with the said John B. Lewis assumed the payment of said note. It is therefore ordered that said demand be allowed against said estate in said sum of (\$678.⁸⁰) Six hundred and twenty eight & ⁸⁰/₁₀₀ Dollars. and that it be assigned to the 5th class.

Estate of James A. Keeland Dec'd

Now at this day comes Delley & Woodruff and present to the Court for allowance against said estate a demand for (\$62.⁰⁰) Sixty two dollars founded on account. Notice being waived in open Court and affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$62.⁰⁰ and that it be assigned to the first class.

November Term- Monday November 8th 1897.

Estate of James W Miller Dec'd

Now at this day comes A Starfield Davis, and presents to the Court for allowance against said estate a demand for \$2.⁵⁰ founded on account. Notice being waived in writing, and affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$2.⁵⁰ and that it be assigned to the fifth (5th) Class.

Estate of A. H. Blakely Deceased.

Now at this day comes M E. Patten & Son and present to the Court for allowance against said estate a demand for \$9.⁸⁰ founded on account. Notice being waived in writing, and affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$9.⁸⁰ and that it be assigned to the fifth Class.

In the matter of the estate of

Ann Andrews. Deceased

Now at this day comes William C. Gilkham Executor of the last will and testament of said deceased and files the receipt of John Andrews for \$1.⁰⁰ being the amount of legacy due said John Andrews under the provisions of the will of said deceased. And said executor having fully administered said estate and filed the receipts of all legatees and distributees is discharged herein.

In the matter of the estate of

Eli J. Walls. Deceased

Now comes J W and J. C. Walls executors of the last will and testament of said Eli J. Walls deceased and file the receipts of the distributees and legatees of said deceased for the amount shown to be due them on a final settlement of said estate made August 15th 1896. and said estate being fully administered said executors are discharged herein.

November Term - Monday November 8th 1897.

On the matter of the estate of
Morrison Stewart. Dec'd

Now at this day comes S. J. Brosius who is a creditor of said estate and having petitioned the Court to appoint an administrator of said estate. now represents to the Court that the widow of said deceased has fully paid and discharged his demand wherefore he withdraws his petition for an administration of said estate.

Estate of Alden Cole Dec'd

Now at this day comes Mrs Belle Cole and presents to the Court for allowance against said estate a demand for \$25⁰⁰ founded on account. notice being waived in writing, and affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of Twenty five dollars and that it be assigned to the second class.

Estate of A. H. Blakely Dec'd

Now at this day comes W. H. Etter Dry Goods Co and presents to the Court for allowance against said estate a demand for \$12⁸⁵ founded on account. Notice being waived in writing, affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$12⁸⁵ and that it be assigned to the first class.

On the matter of the estate of Appropriation to widow
Abraham H. Blakely. Dec'd

Now at this day comes Elizabeth Blakely widow of said Abraham H. Blakely deceased and prays 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 necessary for the support of herself and family for twelve months from and after the death of said deceased. And after hearing the testimony adduced the Court doth find that the amount and sum of one hundred and fifty dollars will be necessary to supply such deficiency. It is therefore ordered that said sum of \$150⁰⁰ be and the same is appropriated out of the personal assets of said estate

November Term - Monday November 8th 1897.

for that purpose. and that the administrator of said estate is hereby authorized and directed to pay over to said widow said sum of \$150.⁰⁰ and that he have credit therefor in his settlement of said estate.

In the matter of the estate of Order of Distribution
Olden Cole, deceased

Now at this day comes Birdine Cole executor of the last will and testament of said Olden Cole deceased and represents and shows to the Court that he has on hand as such executor the sum of \$3935.⁰⁰ which will not be needed for the payment of the debts of said deceased or expenses of administration. wherefore he prays the Court to make an order directing him to pay out to the heirs and legatees of said deceased under the provisions of the will of said deceased said sum of Three thousand nine hundred and thirty five Dollars as follows:

To George H. Cole special legacy.	\$10.00
" Lulie Bailey " "	50.00
" Birdine Cole. part distribution share.	775.00
" Fyertha Sheehan " "	775.00
" Coleva Barker " "	775.00
" James L Cole " "	775.00
" William H Cole " "	775.00

It is therefore ordered that said executor pay out and distribute said sum as above set forth and that he have credit therefor in his settlement of said estate.

In the matter of the estate of Simon Clark, Deceased.

Now at this day comes William J. West, administrator of said deceased and presents his accounts and vouchers for final settlement, and it appearing to the Court that notice of said settlement has been published as required by law, and proof of said publication having been filed with said settlement. That all the debts due by said estate in the preferred classes, to wit the first second and third classes have been paid. That there remains unpaid two allowed demands in class four as follows
To Jarvis S. Rogers the sum of \$3642.⁵⁰ and to the

November Term - Monday November 8th 1897.

Chicago Stone Works the sum of \$202.92. And it further appearing from said settlement that there remains in the hands of said administrator the sum of \$267.19. It is therefore ordered that said administrator pay out and distribute said sum of \$267.19 pro rata on said above allowed demands in Class four as follows,

To Jarvis D. Rogers the sum of \$^{753.15}
 " The Chicago Stoneworks " " \$^{14.04}

And it appearing that said estate has been otherwise fully administered. It is therefore ordered that upon the filing by said administrator the receipts for the amount ordered paid on said allowed demands in Class four that he be discharged hereon.

On the matter of the estate of Order of sale of real estate.
 William H. Gaines deceased.

Now at this day comes Gabriel Hewit administrator of the estate of said William H. Gaines deceased and presents his accounts and vouchers for his sixth annual statement which said settlement is approved and ordered spread of record. and it appearing from said settlement that the personal estate in the hands of said administrator is not sufficient to pay the remaining debts due by said estate. It is therefore ordered by the Court that said administrator first having had the same duly approved according to law do sell at private sale for cash in hand the real estate belonging to said estate and described as follows to-wit:

The South 22. acres of the South West quarter of the North East quarter East of Grand River in section 26. And all North and East of Grand River of the South East quarter containing $73 \frac{5}{100}$ acres in section 26. also all North West quarter of South West quarter of section 25. West of Grand River containing $6 \frac{86}{100}$ acres all in Township 60 of Range 28. in Darius County Missouri and that he make report of his proceedings under this order at the first term of this Court after the making of said sale.

November Term- Monday- November 8th 1897.

In the matter of the estate of }
Charles Auten. a minor. }

Ordered that the 3rd annual settlement this day
filed by E. J. Stewart guardian and curator of said
minor be approved and recorded.

In the matter of the estate of }
William Brandon. Dec'd }

Ordered that the settlement this day due from Horatio
Bunker executor of the last will and testament of said
deceased be continued to the February term 1898.

In the matter of the estate of }
Charles Burrell. Etal. minors. }

Ordered that the settlement this day due from C. H.
Milden curator of said minors be continued to the
February term 1898.

In the matter of the estate of }
George. O. Caldwell. a minor }

Ordered that the settlement this day due from John
J. Doty guardian of the person and estate of said minor
be continued to the February term 1898.

In the matter of the estate of }
John Cameron. Deceased. }

Ordered that the first annual settlement this day
filed by H. C. Cameron, Executor of the last will and
testament of said deceased be approved and recorded.

In the matter of the estate of }
Oliver Cole. Deceased. }

Ordered that the first annual settlement this
day filed by Birdine Cole Executor of the last will and
testament of said deceased be approved and recorded.

In the matter of the estate of }
Lewis Curl. Deceased. }

Ordered that the final settlement this day due from Delia Curl Exr of said
decd together with notice of same be continued to the Feb'y term 1898.

November Term - Monday, November 8th 1897.

In the matter of the estate of }
Katie Dobson - a minor }

Ordered that the ninth annual settlement this day
filed by Martha Dobson Guardian and curator of said
minor be approved and recorded.

In the matter of the estate of }
George Drummond. Dec'd }

Ordered that the fifth annual settlement this
day filed by John A. Dunn administrator of said estate
be approved and recorded.

In the matter of the estate of }
William H. Garms. Dec'd }

Ordered that the sixth annual settlement this day
filed by Gabriel Peurt administrator of said deceased
be approved and recorded.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.

J. J. Day
Judge of Probate

November Term - Tuesday - November 9th 1897.

Court met pursuant to adjournment present J. I. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

Estate of Abraham H. Blakely, Dec'd $\frac{3}{4}$

Now at this day comes Selby and Woodruff and present to the Court for allowance against said estate a demand for \$40⁰⁰ founded on account for burial cost notice being waived in writing, affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of Forty Dollars and that it be assigned to the first class.

In the matter of the estate of $\frac{3}{4}$ Probate of will.
Emos A. Perry. Deceased $\frac{3}{4}$

Now at this day comes John A. Dunn and presents to the Court an instrument in writing purporting to be the last will and testament of said Emos A. Perry deceased and attested by W. S. Whalen and James K. Scott as witnesses and prays that it be proven and admitted to probate as the last will of said Emos A. Perry deceased. and the Court having taken the testimony of said W. S. Whalen and James K. Scott said attesting witnesses, which was reduced to writing and signed by them respectively. And the Court having inspected said will, and seen and heard the testimony of said subscribing witnesses as to the execution of said will. It is therefore ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Emos A. Perry deceased, and that the same be admitted to record.

In the matter of the estate of $\frac{3}{4}$ Order to allow claims for notes
Abraham H. Blakely, Dec'd $\frac{3}{4}$ of Geo W. Cox. Impleaded

Now comes S. P. Cox administrator of said deceased and represents and shows to the Court that in taking charge of said estate he inventoried as assets of said estate and with which he now stands charged two notes described in said inventory as follows. "Note of George W. Cox dated December 21st 1891. at 8% interest from Feb'y 10th 1892. \$20.00
Debt on above to this date. Sept 15th 1897 \$11.95"

November Term. Tuesday. November 9th 1897.

secured by chattel mortgage on household goods."
 "Note of George W. Cox, A. R. Maffatt, and W. E. Clay dated
 October 1st 1892 for \$10⁰⁰ at 8% from Decr 20th 1893. Face of
 note \$10⁰⁰. Interest on above to this date. Computed \$3.19"
 That on the 16th day of February 1897 the said George W. Cox
 with the said A. H. Blakely (now dead) executed to the Davis
 County Savings Association their note for \$30⁹⁰ due in 90
 days in full payment and discharge of said two above
 described notes. That the said George W. Cox, to secure and
 hold harmless the said A. H. Blakely as his security on said
 note of \$30.90 to said Davis County Savings Association
 turned over to said A. H. Blakely, said two above described
 notes as collateral, to secure him the said A. H. Blakely
 as his security as aforesaid. That on the 24th day of
 August 1897, the said George W. Cox paid off and had
 cancelled his note of \$30⁹⁰ dated February 16th 1897, on
 which the said A. H. Blakely or which the said A. H. Blakely
 was his security. That the said George W. Cox is therefore
 entitled to the two said notes first above described which
 were placed with the said A. H. Blakely as collateral se-
 curity as aforesaid, and the said administrator is enti-
 tled to a credit in his settlement of said estate with the
 amount, principal and interest of said notes. Wherefore he
 prays the Court for an order authorizing and directing
 him to turn over to said Cox said notes, and give him
 the said administrator credit therefor.

And the Court being satisfied that the matters above set forth
 are true, It is therefore ordered that said administrator
 turn over to said George W. Cox, said two above described
 notes, and that said administrator have credit for the
 amount charged against him on his inventory of said
 estate on account of said notes.

Estate of A. H. Blakely. Decd. 3

Now at this day comes the Gen. Pharmacy and present to the
 Court for allowance against said estate a demand for \$1.⁶⁰ found
 on account. Notice being waived in writing, affidavit and proff
 made it is therefore ordered that said demand be allowed
 against said estate in said sum of \$1.⁶⁰ and that it be
 assigned to the second class.

November Term - Tuesday, November 9th 1897.

Estate of John Oxford. Dec'd $\frac{3}{4}$

Now at this day comes Dr R. V. Thompson and presents to the Court for allowance against said estate a demand for \$8⁰⁰ founded on account Notice being mailed in writing, affidavit and proof made. it is therefore ordered that said demand be allowed against said estate in said sum of Eight Dollars and that it be assigned to the fifth class.

In the matter of the estate of $\frac{3}{4}$
Mabel Auten - a minor $\frac{3}{4}$

Now at this day comes E. J. Stewart guardian and curator of Mabel Auten, a minor and presents his accounts and vouchers for final settlement. and his said ward having appeared in open court and waived the filing of an exhibit and service of a copy of notice of said settlement and entered her personal appearance to the making of said settlement wherefore upon examination said settlement is approved and ordered recorded. And it appearing from said settlement that there is a balance due the said ward of two hundred and seventy seven and $\frac{5}{100}$ dollars and it further appearing that said ward has in open court receipted to her said guardian in full for said balance. It is therefore ordered that said guardian be and he is discharged herein.

In the matter of the Estate of $\frac{3}{4}$ Renewal of Order of
John R. Dilley. Deceased $\frac{3}{4}$ Publication

Now at this day it having come to the knowledge of the Court that the order of publication made upon the petition of John C. Leopard administrator of said deceased filed May 19th 1897. for a sale of the real estate of said deceased which said order of publication was made returnable to the August term of this Court. was not published as required by law and that personal service of said notice was not had on the heirs and devisees of said deceased as required by law. It is therefore ordered by the Court that said order of publication upon the petition of said administrator filed at said May term 1897. be and the same is in all things renewed.

November Term - Tuesday, November 9th 1897.

and is made returnable to the first day of the next term
of this Court to be held on the second Monday of Feby 1898.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.

J. F. Day

Judge of Probate

November Term - Wednesday, November 10th 1897.

Court met pursuant to adjournment present J. S. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

Estate of L. G. Brookshire Deceased.

Now at this day comes J. W. Meade assignee of the Bank of Locksprings and presents to the Court for allowance against said estate a demand for allowance for \$24⁷⁸ founded upon a note executed by W. O. Bennett, and said deceased. Notice being waived in writing, and affidavit made. It is therefore ordered that said demand be allowed against said estate in said sum of \$24⁷⁸ and that it be assigned to the fifth class.

In the matter of the estate of
Henry W. Koch. Deceased

Now at this day comes John W. Meade administrator of said deceased and presents his accounts and vouchers for final settlement. And it appearing to the Court that notice of said settlement has been published as required by law, that all the debts due by said estate have been paid, and said estate fully administered, and it further appearing that there remains in the hands of said administrator due the heirs of said deceased the sum of \$582⁶⁸ It is therefore ordered that said administrator distribute said sum to the heirs of said deceased as follows.

To Matilda Nauke	\$105.73 ³ / ₅
" Emma Nauke	105.73 ³ / ₅
" Anna Koch	105.73 ³ / ₅
" Mathias Koch	105.73 ³ / ₅
" Gustave Koch	105.73 ³ / ₅

and upon filing receipts therefor that he be discharged herein.

In the matter of the Copartnership Estate of
Henry W. and Gustave Koch. (Henry W. Koch Deid)

Now at this day comes John W. Meade administrator of said copartnership estate and presents his accounts and vouchers for final settlement, and it appearing that notice of said settlement has been published as required by law, that all the debts due by said copartnership estate have

November Term - Wednesday. November 10th 1897.

been paid, and said estate fully administered and it further appearing that there remains in the hands of said administrator due said estate for distribution the sum of \$796.⁹⁴ It is therefore ordered that said administrator distribute said sum of \$796.⁹⁴ as follows.

To Gustav Koch \$398.⁴⁷

" Admin Estate of Henry W Koch. Dec'd. 398.⁴⁷

And upon filing receipts therefor that he be discharged.

In the matter of the estate of Emma Noble - a minor

Now at this day comes L. C. Dowell Curator of the estate of said minor and presents his accounts and vouchers for final settlement, and said ward having appeared in open court and waived the filing of an exhibit and service of a copy of same and notice of said settlement, wherefore upon examination said settlement is approved, And it appearing from said settlement that there is due said minor the sum of nineteen hundred and seventy five and ^{any} ⁴¹/₁₀₀ Dollars said curator is therefore ordered to pay his said ward said sum of \$1975.⁴¹ And now comes said ward and in open court receipts to his said curator in full for said sum of \$1975.⁴¹ It is therefore ordered that said curator be and he is discharged herein.

Estate of Dorothy McBrayer. Deceased.

Now at this day comes Dr Clayton Piffin and presents to the Court for allowance against said Estate a demand for \$17.²⁵ founded on account, notice being waived in writing, and affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$17.²⁵ and that it be assigned to the second class.

In the matter of the Estate of Lucian B. Noah - Deceased

Now at this day comes Cassandra Noah widow of said deceased, and prays the Court to make an appropriation out of the personal assets of said estate to supply

Dec. 22 made copy and sent to
J. S. M. Jacobs, Harrison, Mo. by
mail.

November Term - Wednesday - Nov 10th 1897.

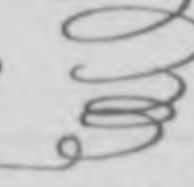
the deficiency in grain, meat, vegetables groceries and other provisions on hand and provided, and necessary for the support of herself and family for twelve months next after the death of said deceased. And after hearing the testimony adduced the Court doth find that the amount and sum of two hundred dollars will be necessary to supply such deficiency. It is therefore ordered that said sum of \$200⁰⁰ be and the same is appropriated out of the personal assets of said estate for that purpose, and that the administrator of said estate is hereby authorized and directed to pay over to said widow said sum of \$200⁰⁰ and that he have credit therefor in his settlement of said estate.

In the matter of the estate of 
C. W. Dawell - a minor

Now at this day comes L. M. Brown Curator of the estate of C. W. Dawell a minor, and presents his accounts and vouchers for final statement, and said ward having appeared in open Court and waived the filing of an exhibit and service of notice of said settlement and entered his personal appearance to the making of said statement. Wherefore upon examination said statement is approved and ordered spread of record.

And it appearing from said statement that there is due said minor the sum of \$477⁰⁵ Wherefore it is ordered that said curator pay said sum to said ward.

And now comes said ward and in open Court and on said statement receipts to his said curator in full for said sum of \$477⁰⁵ Wherefore said curator is discharged.

In the matter of the estate of  Order of sale of Real Estate,
George W. Dipton. Deceased 

Now at this day comes Adeline Dipton administratrix of said estate, and shows to the Court that the order of publication made at the August term 1897 of this Court upon the petition of said administratrix 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

See 22 made copy and sent to
J. S. H. Jackson. Harrison, Mo. by
mail.

November Term - Wednesday - November 10th 1897.

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 Daviess and State of Missouri, and personal service of a copy of said order of publication made on all heirs and devisees of said deceased residents of said County of Daviess for more than ten days prior to the first 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 administrator is not sufficient to pay the debts due and owing by said estate. It is ordered that said administrator first having had the same appraised according to law, do sell at private sale for cash in hand the real estate mentioned in said petition and described as follows: Lots number (1) one and (3) three in Block (38) thirty eight in the City of Cameron, Clinton County Missouri, for the purpose of paying the debts due by said estate as aforesaid, and that she report her proceedings therein to the next term of this Court thereafter.

In the matter of the Partnership Estate of
Scott, Dunn & Company.

Now at this day comes Charles W. Dunn surviving partner of said Partnership estate and makes his report of the sale of insolvent accounts belonging to said estate, under the order of this Court made at the August term 1897 thereof, which said report is embodied in a supplemental final settlement this day filed. From which it appears to the Court that there was due said estate on final settlement of same made at said August term, the sum of \$302.25 and that there was realized from the sale of said insolvent accounts the sum of \$50.00 making a total debit of \$352.25 leaving less the expenses of administration the sum of \$347.90 for distribution. Wherefore upon examination said report and settlement are approved, and said administrator is ordered to distribute said sum of \$347.90 as follows to-wit:

To Martin G. Scott (Estate of) \$115.96 less 3% commission

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on \$2676.51 = \$80.29 leaving balance due the Estate of
Martin G. Seatt. Decd. \$ 33.67

To Charles W. Dunn. (Surviving partner) 115.96

" A. D. Seatt (" ") 115.96

And upon filing receipts therefor that he be discharged.

In the matter of the estate of
John Grant - deceased

Ordered that the Eighth annual settlement this day filed by George D. Grant executor of the last will and testament of John Grant deceased be approved and recorded.

In the matter of the estate of
George W. Anna Hilbush - Minors

Ordered that the second annual settlement this day filed by J. M. Brookshire Curator of said minors be approved and recorded.

In the matter of the Estate of
Andrew J. Kemberling - decd

Ordered that the second annual settlement this day filed by Amanda Kemberling administratrix of the estate of said deceased be approved and recorded.

In the matter of the Estate of
Perry Kelsey. deceased

Ordered that the first annual settlement this day filed by Verma B. Kelsey administratrix of said estate be approved and spread if record.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.

J. F. Day

Judge of Probate

November Term - Thursday - November 11th 1847.

Court met pursuant to adjournment present J. J. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

Estate of John Oxford. deceased

Now at this day comes J. C. Minter and presents to the Court for allowance against said estate a demand for \$2⁰⁰ founded on account. Notice being waived in writing, and affidavit and proof made, it is therefore ordered that said demand be allowed against said estate in said sum of \$2⁰⁰ and that it be assigned to the second class.

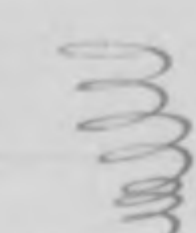
In the matter of the estate of Appropriation for maintenance of Martin Meserve. deceased

Now at this day comes Mrs Laura Meserve widow of said deceased and prays the Court to make an appropriation for the support maintenance, and education of the minor children of said deceased of which she has had the care and custody since the death of said deceased. Wherefore it is ordered by the Court that the sum of \$191.⁰⁰ be and the same is appropriated out of the personal assets of said estate for that purpose. And the administrator of said estate is ordered to pay over to said Laura Meserve said sum and that he have credit therefor in his settlement of said estate.

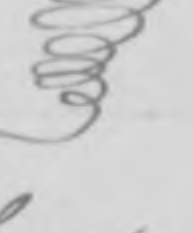
Estate of Joseph James. Deceased.

Now at this day comes Henry Kirk and presents to the Court for allowance against said estate a demand for \$30⁰⁰ founded on account. Notice being waived in writing, and affidavit and proof made it is therefore ordered that said demand be allowed against said estate in said sum of \$30⁰⁰ and that it be assigned to the fifth class.

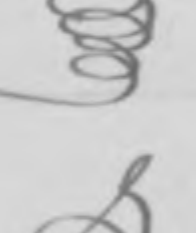
November Term. Thursday November 11th 1897.

Estate of James F. Neeland Decd. 

Now at this day comes J. C. Minter and presents to the Court for allowance against said estate a demand for \$16.⁶⁵ founded on account. Notice being waived in writing. Affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$16.⁶⁵ and that it be assigned to the second class.

In the matter of the Estate of 
Martin Meserve. Decedent 

Now at this day comes John A. Drum administrator of the estate of said Martin Meserve deceased and presents his accounts and vouchers for final settlement. and it appearing to the Court that notice of said settlement has been published as required by law that all the debts due by said estate have been paid and said estate fully administered said settlement is upon examination approved and ordered recorded and said administrator discharged.

In the matter of the estate of  Order to allow admsr credit
A. H. Blackely. Deceased  for interest on Notes erroneously chd.

Now at this day comes S. P. Cox administrator of the estate of said deceased and represents and shows to the Court that in taking charge of said estate he inventoried as assets of said estate two notes executed by Albert G. Wilson each dated Decr 2nd 1889. one of said notes for \$1200.⁰⁰ and the other of said notes for \$2000.⁰⁰ each of said notes bearing 8% interest per annum as shown by said notes and as described and set forth in said inventory. That in ascertaining the interest due on said notes the same was calculated at 8% making an aggregate of of interest due on said notes of \$44.⁰⁰ which is charged to said administrator on said inventory of said estate. That since the making of said inventory said administrator has ascertained from said Albert G. Wilson and also from disinterested parties that it was the intention, purpose and agreement of said deceased with said Wilson that said notes should

November Term. Thursday, November 11th 1897.

bear only six per cent per annum interest instead of Eight per cent. Wherefore it appears that said administrator should be charged with \$33.⁰⁰ as interest on said notes instead of \$44.⁰⁰ as shown by said inventory.

And it appearing to the Court from the evidence adduced that the matters and things above set forth are true It is therefore ordered that said administrator in his settlement of said estate have credit for the sum of \$11.⁰⁰ which is the difference between the 8% charged and the 6% which was intended should be charged, and said administrator in his adjustment of said notes with said Wilson is hereby authorized to receive six per cent in satisfaction of the interest due on said notes.

In the matter of the estate of
James Beasley. deceased

Now at this day comes John A. Dunn administrator of the estate of said James Beasley deceased and files the receipt of Rebecca Ann Harris and her husband Warren Harris for the sum of one & 30/100 Dollars. same being the distributive share of said Rebecca Ann Harris in the estate of said deceased on a final settlement of same. Wherefore said administrator is discharged as to said Rebecca Ann Harris.

In the matter of the Estate of
Jacob Hilbish Deceased

Now at this day comes William Roney Executor of the last will and testament of said deceased and presents his accounts and vouchers for final settlement and it appearing that notice of said settlement has been published as required by law that all the debts due by said estate have been paid and said estate fully administered in accordance with the provisions of the will of said deceased Wherefore upon examination said settlement is approved and ordered recorded And it appearing from said settlement that there remains in the hands of said Executor the sum of \$396.²⁴ for distribution among the heirs of said deceased. It is therefore ordered that said executor

November Term. Thursday November 11th 1897.

distribute said sum of \$396.74 according to the provisions of said will as follows.

To Wilson Hilbush (special legacy)	\$ 10.00
" Harriet Kraun	48.35
" Agnes Blackner	48.35
" Ammon Hilbush	48.35
" Aaron Hilbush	48.35
" Alma Haseuplug	24.17
" Charles Haseuplug	24.17
" James Hilbush	48.35
" Charles Hilbush	48.35
" Daniel Hilbush	48.35

And on filing receipts for the amount due said several distributees as above set forth that he be discharged.

In the matter of the estate of Walter Faw - a minor Order of Sale of Real Estate.

Now comes Elvira Faw guardian and curator of said Walter Faw who is now in his twentieth year and represents to the Court that said minor is the owner of the undivided one tenth interest in the following described real estate situate in Daniels County Missouri to-wit: The north west fractional quarter and the South West fractional quarter (Except 20 acres off the south end) all in section (7) seven. Township (58) fifty Eight of Range (28) twenty Eight and containing $110 \frac{3}{8}$ more or less. That about 30 acres of said tract of land is in cultivation and the balance timber pasture. That one Amos Faw, brother of said Walter is owner of seven tenths of said real estate and has same in his possession. That the rent realized by said guardian and curator from his said wards interest in said lands is small and does not more than cover the taxes and necessary repairs on said land. That in the opinion of said guardian and curator it would be beneficial to her said ward to sell his interest in said land, and let out the proceeds at interest. Wherefore said guardian and curator prays the Court to make an order for the sale of said wards interest in said real estate according to law.

November Term - Thursday, November 11th 1897.

And the Court having considered the matters set forth in said petition and believing the same to be true, It is therefore ordered that said guardian and curator sell the real estate of said ward described as follows The North-west fractional quarter and the South West fractional quarter (Except 20. acres off the South end) all in section seven (7) Township fifty Eight (58) of Range Twenty Eight (28). The interest of said ward in said above described land being an undivided one tenth thereof. and that said wards interest in said land be sold at private sale, for cash in hand first having had the same duly appraised according to law, and that the same be sold for not less than three fourths of the appraised value, and that he make report of his proceedings at the first term of this Court after the sale of said real Estate.

In the matter of the Estate of
Samuel H. Dowell. Decd.

Now at this day comes A. D. Tibbles executor of the last will and testament of said deceased and presents his accounts and vouchers for final settlement, and it appearing that notice of said settlement has been published as required by law, that all the debts due by said estate have been fully paid and said estate fully administered whereupon upon examination said settlement is approved. And it appearing from said settlement that there remains in the hands of said executor the sum of \$187.¹⁹ It is therefore ordered that said executor distribute said sum to the heirs of said deceased according to the terms of said will as follows:

To Lurisa L. Dowell	\$ 93.60
" Cyrus W. Dowell.	\$ 93.60

and now comes said executor and files the receipts of said distributees as above. It is further ordered that said executor turn over the insolencies by him returned in said settlement, to said distributees and that said Executor be discharged herein.

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In the matter of the Partnership Estate of
Seth Macy ^{deceased} son.

Now at this day comes James Critten ^{and} W.C. Macy administrators of the said copartnership estate and present their accounts and vouchers for final settlement, and it appearing that notice of said settlement has been published as required by law, that all the debts due by said copartnership estate have been paid and said estate fully administered, wherefore upon examination said settlement is approved. And it appearing from said settlement that there is a balance of one thousand and five and 5/100 Dollars in the hands of said administrators. It is ordered that said sum be distributed as follows:

One half of said balance to Perry Macy, surviving partner \$ 32.79 ✓

One half to James Critten & W.C. Macy as Exrs of Seth Macy, dec'd \$ 32.79

And it is further ordered that the certificate of deposit in the Farmersport Bank which was returned insolvent and uncollectable be turned over to W.C. Macy, and if collected one half thereof to be paid to Perry Macy, and the other half to the heirs of Seth Macy deceased, as follows:

Samantha Critten, Naomi Quinn, and the heirs of Malinda Macy deceased to wit, W.C. Macy, Samantha Critten, Naomi Quinn, and Perry Macy. The latter four taking one fourth. And upon filing proper receipts therefor that they be discharged.

In the matter of the estate of
Seth Macy, Deceased.

Now comes James Critten and W.C. Macy Executors of the last will and testament of Seth Macy deceased and present their accounts and vouchers for final settlement, and it appearing that notice of said settlement has been published as required by law, that all the debts due by said estate have been fully paid and said estate fully administered in accordance with the provisions of said will. It is therefore ordered that said settlement be approved. And it appearing from said settlement that there is remaining in the hands of said executors the sum of \$140.²⁰ It is

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therefore ordered that they distribute said sum to the legatees of said estate as follows.

To W. C. Macy	\$ 35.04	✓
" Samantha Britton	35.04	✓
" Naomi Guinn	35.04	
" The heirs of Malinda Macy deceased as follows,		
" W. C. Macy	35.04	}
" Samantha Britton		
" Naomi Guinn		
" Perry Macy		

And upon filing the receipts of said legatees that they be discharged.

In the matter of the estate of ~~James W. Miller~~ Order of Distribution
James W. Miller. Deceased to heirs.

Now at this day comes John Lackridge administrator of said estate, and represents to the court that after making his first annual settlement of said estate at the present term of this court he has on hand the sum of \$750.00 belonging to said estate which will not be needed for the payment of debts or expenses of administration. Wherefore he prays the court to order the same distributed to the heirs of said deceased. It is therefore ordered by the court that said administrator distribute said sum of \$750.00 to the heirs of said deceased as follows.

To George W. Miller	\$ 125.00
" Caroline J. Lackridge	125.00
" Wirt D. Miller	125.00
" Jennette M. Cartney	125.00
" Margaret M. Cartney	125.00
" Sarah E. Johnson	125.00

And upon filing receipts therefor that he have credit for same in his settlement of said estate.

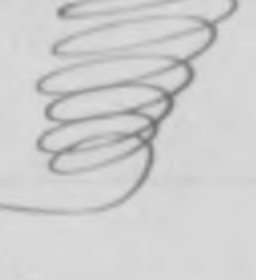
In the matter of the estate of ~~Frank Ewing~~
Frank Ewing. Deceased

Ordered that the first annual settlement this day filed by Milt Ewing administrator of said deceased be approved and recorded.

November Term Thursday Nov 11th 1897,

In the matter of the estate of 
Walter Faw Et al minors 

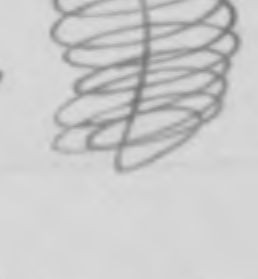
Ordered that the ninth annual settlement this day filed by Elvina Faw guardian and curator of said minor be approved and recorded.

In the matter of the Estate of 
James W. Miller Dec'd 

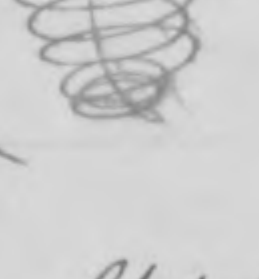
Ordered that the first annual settlement this day filed by John Lockridge administrator of said deceased be approved and recorded.

In the matter of the estate of 
Pearl McOrary. Et al. 

Ordered that the sixth annual settlement this day filed by Elizabeth McOrary guardian and curator of said minors be approved and recorded.

In the matter of the estate of 
Martin G. Scott. Deceased 

Ordered that the 3rd annual settlement this day filed by John A. Dumb. administrator of said deceased be approved and recorded.

In the matter of the estate of 
Oly & Hulbeck White. minors 

Ordered that the first annual settlement this day filed by Milt Ewing curator of said minors be approved and recorded.

Ordered that Court adjourn until tomorrow morning at 9. O'clock
J. J. Day
Judge of Probate

November Term - Friday November 12th 1897.

Court met pursuant to adjournment present
J. S. Day Judge and William A. Johnson sheriff
when the following proceedings were had to wit:

In the matter of the estate of ~~3~~ Order of Sale of Real Estate,
Josee J. McClure deceased ~~3~~

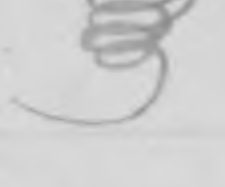
Now comes Nathaniel S. Bruzew administrator of said
Estate and shows to the Court that the order of publication
made at the August term 1897 of this Court upon the petition
of said administrator asking for an order for the sale of
certain real Estate of the deceased therein described for
the payment of the debts due by said estate has been pub-
lished for more than four weeks prior to the first day of
the present term of this Court in the Gallatin Democrat a
newspaper published in the City of Gallatin in the County
of Daniels and state of Missouri, and personal service
of a copy of said order of publication made on all heirs
and devisees of said deceased residents of said County of
Daniels for more than ten days prior to the first day of
the present term of this Court, and the Court having
heard said application and being satisfied that the per-
sonal estate of the deceased in the hands of said admin-
istrator is not sufficient to pay the debts due and owing
by said Estate. It is ordered that said administrator
first having had the same appraised as ordered to law
do sell at public sale for cash in hand the real Estate
mentioned in said petition and described as follows,
The north east quarter of block (5) five South and (2) two
West in the City of Gallatin, also the undivided interest of
deceased as heir at law of Abraham McClure deceased
in the South east quarter of the South east quarter of
section (26) twenty six, and the West half of the North West
quarter, and the North West quarter of the South West
quarter of section (36) thirty six all in township (5-9)
fifty nine of range (26) twenty six all in Daniels County
Missouri. such sale shall be at the Court house door
in said County of Daniels and during the session of
the Circuit Court first having published a notice of
the time terms and place of said sale for four weeks
prior thereto in some newspaper published in the County

November Term. Friday November 12th 1897.

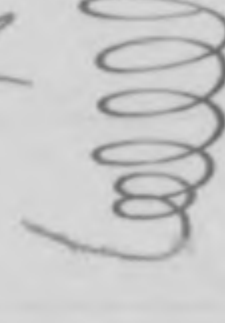
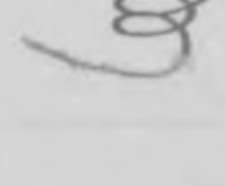
of Daviess in said state as directed by law and that said administrator make return of his proceedings at the next term of this Court after such sale.

In the matter of the estate of 
Belle Rader - a minor

Now at this day comes John A. Rader curator of said minor and presents his accounts and vouchers for final settlement. and said ward having appeared in open court and waived the service of an exhibit^{and} and notice of said settlement and entered her personal appearance to the making of said settlement wherefore upon examination said settlement is approved and ordered recorded. It is further ordered that said curator pay over to his said ward the sum of \$53.71 found to be due her on said settlement. And now comes the said Belle Rader and in open court receipts to her said curator in full for said sum of \$53.71. It is therefore ordered that said curator be and he is discharged herein.

In the matter of the Estate of  Acceptance of provisions
Olden Cole. Deceased.  of will.

Now comes Mrs Louisa Cole widow of said Olden Cole deceased and files acceptance of the provisions of the last will and testament of her husband the said Olden Cole deceased made in her behalf which said acceptance is in writing duly executed and acknowledged.

In the matter of the estate of 
Thomas Nichols Deceased 

Now at this day comes John W. Burge administrator of said estate and presents his accounts and vouchers for final settlement together with his proof of publication of notice of said final settlement. which said settlement together with said notice are on application of said administrator continued to the February term 1898 of this Court.

November Term - Friday - November 12th 1897,

In the matter of the estate of
William Reed, deceased

Now at this day comes Francis L Reed Executor of the last will and testament of said William Reed deceased and presents his accounts and vouchers for final settlement, and it appearing to the Court that notice of said settlement has been published as required by law, that all the debts due by said estate have been paid, and said estate fully administered under the provisions of said will, wherefore upon examination said settlement is approved and ordered approved of record. And it appearing from said settlement that there is remaining in the hands of said executor the sum of \$251.52 It is therefore ordered that said Executor pay out and distribute said sum to the legatees and distributees of said deceased under the provisions of said will as follows:

To Lizza Bailing	Daughter	\$ 38.65
" Kasem Variskike	"	38 65
" Matilda Sampson	"	38.65
" Frank L Reed	Son	38.65
" Rebecca Conway	Daughter	38.65
" Jesse M Reed.	son	13.65
" Heirs of Wm Wright	Grand Children	16 22
" John Wright	Son	12.22
" Amanda Devere.	Daughter.	<u>16 22</u>

And upon filing proper receipts therefor that he be discharged herein.

In the matter of the Estate of
George W. Cornelius, dec'd

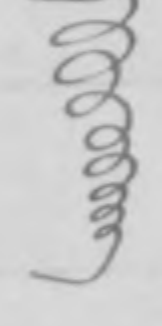
Now at this day comes Loretta E. Cornelius administratrix of and successor to Christopher H. Cornelius deceased who was administrator of the estate of George W. Cornelius deceased and presents her accounts and vouchers for her first annual settlement of said estate and it appearing to the Court from said settlement that there is remaining in the hands of said Loretta E. Cornelius as administratrix of said Christopher H. Cornelius the sum of \$564.35 belonging to the estate of George W.

November Term. Friday November 12th 1897.

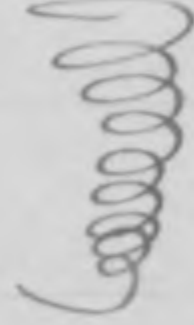
Cornelius deceased which said sum remained in the hands of said Christopher H Cornelius in his representative capacity at the time of his death. It is therefore ordered by the Court that said settlement be and the same is approved and the said Loretta E. Cornelius as the administratrix of the estate of the said Christopher H Cornelius deceased. pay to George M Cornelius. who is administrator de bonis non. of the estate of said George M Cornelius deceased said sum of \$504³⁰ found to be due from the estate of said Christopher H Cornelius deceased to the estate of the said George M Cornelius deceased. And that upon the filing of the receipt of the said George M Cornelius administrator de bonis non as aforesaid for said sum that she be discharged herein.

In the matter of the estate of 
Nellie Kirkace Adol. Minors

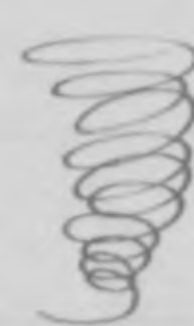
Ordered that the 3rd annual settlement this day filed by R H. Alderson guardian and curator of said minors be approved and recorded.

In the matter of the estate of 
Dora May Marsh - (Minors)

Ordered that the settlement this day due from John W. Graves guardian and curator of said minor be continued to the February term 1898 of this court.

In the matter of the estate of 
Lizzie Roney. a minor

Ordered that the fourth annual settlement this day filed by August Kober guardian and curator of said minor be approved and recorded.

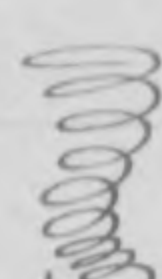
In the matter of the estate of 
Charles Stewart - dec'd

Ordered that the fifth annual settlement this day filed by Rachel Stewart Executrix of the last will and testament of said deceased be approved and recorded.

Ordered that Court adjourn until tomorrow morning at 9 o'clock.
J F Day Judge of Probate

November Term. Saturday. November 13th 1897.

Court met pursuant to adjournment. present J. P. Day Judge and William A. Johnson Sheriff when the following proceedings were had to wit:

In the matter of the estate of 
Anna Rader. deceased

Now at this day comes John A. Rader administrator of the estate of said deceased and files the receipts of the following distributees of said deceased for the amount due them on a final settlement of said estate made at the May term 1897 of this court as follows;

William Rader	\$ 1.94
Robert Rader	1.94
Elisha Rader	1.94
Joseph Rader	1.94
Elizabeth Burton	1.94
G. W. Rader	1.94
Eliza Jane Wise	1.94
Anna Hatfield	1.94
Benjamin F. Rader.	1.94
Perry Rader	49
George Rader	49
Belle Rader	49
Viola Gillilan	49

It is therefore ordered that said administrator with the will annexed be and he is discharged as to said above distributees.

In the matter of the estate of Matthew Nutter dec'd 

Comes now John Dowell administrator with the will annexed of the estate of Matthew Nutter deceased and represents to the Court that at the September term 1897 of the Daviess County Circuit Court the will of Matthew Nutter deceased was set aside, and it appearing to this Court upon evidence that the will of said Matthew Nutter was at said September term 1897 of said Daviess County Circuit Court set aside and declared for naught held. And Charles D. Nutter and Flora B. Dowell sole heirs of deceased consenting thereto. It is therefore ordered by this Court that said John Dowell proceed upon his letters of administration heretofore granted with the administration of the estate of said Matthew Nutter deceased, and close the same and make final settlement and distribution thereof without regard to said will so set aside.

November Term - Saturday November 13th 1897.

In the matter of the estate of $\int$ In the Probate Court of
Matthew Nutter deceased $\int$ Daviess County Missouri

This stipulation witnesseth,

That whereas an administration of the estate of Matthew Nutter deceased by John Dowell as administrator with the will annexed is now pending in the Probate Court of Daviess County Missouri. And whereas at the September term 1897 of the Circuit Court of Daviess County Missouri in a suit brought by Charles O. Nutter against Flora B. Dowell et al, the will of Matthew Nutter deceased was set aside, and by proper decree regularly entered into the records of said Court, for naught held.

It is therefore stipulated and agreed by and between the parties hereto who are the sole and only children and heirs at law of said Matthew Nutter deceased, and the only persons who upon any contingency, may, be or become entitled to any beneficial interest in said estate, that said John Dowell proceed upon his letters of administration heretofore granted, with the administration of the estate of said Matthew Nutter deceased, and close the same and make final settlement, and distribution thereof as provided by law without regard to said will so set aside and we agree thereupon to hold said John Dowell harmless, and absolve and release him from any liabilities to us upon his bond by reason of said administration and of the trust devolving upon him thereby

Charles O. Nutter
Flora B. Dowell.

In the matter of the Estate of $\int$
Matthew Nutter deceased $\int$

Now at this day comes John Dowell administrator of the estate of said deceased and presents his accounts and vouchers for final settlement and it appearing to the Court that notice of said settlement has been published as required by law, that all the debts due by said estate have been fully paid and said estate fully administered wherefore upon examination said settlement is approved and ordered of record.

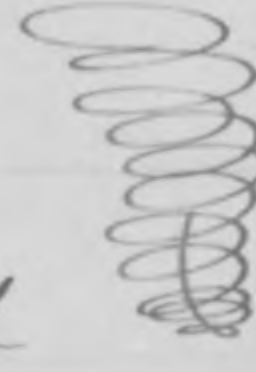
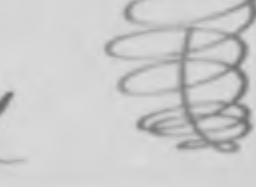
November Term - Saturday, November 13th 1897.

And it further appearing from said settlement that there is a balance of \$5254⁴³ remaining in the hands of said administrator for distribution to the heirs of said deceased. It is therefore ordered that said administrator distribute said sum to the heirs of said deceased as follows.

One half to Flora Belle Dowell. \$2627. 21¹/₂

One half to Charles O. Nutter \$2627. 21¹/₂

And on filing proper receipts therefor that he be discharged herein.

In the matter of the estate of 
George Woolfemburger. Decd 

Now at this day comes Mrs M. B. Woolfemburger administrator of the estate of said George Woolfemburger deceased and presents her accounts and vouchers for a final settlement, and it appearing to the court that notice of said settlement has been published as required by law that all the debts due by said estate have been fully paid and said estate fully administered. Wherefore upon examination said settlement is approved and ordered recorded. And it appearing, from said settlement that there remains in the hands of said administrator the sum of \$209⁵⁸. It is ordered by the court that said administrator pay out and distribute said sum to the heirs of said deceased as follows.

To Charles V. Lindsey \$29.94

" Mary Adeline Beecham 29.94

" Nancy A. Rankin 29.94

" Artemissa Griffin 29.94

" Oliver E. Walter 29.94

" J. Frank Woolfemburger 29.94

" Myrtle Edwards 29.94

And upon filing receipts therefor that she be discharged.

November Term - Saturday Nov 13th 1897.

In the matter of the estate of
Leonard J. Daugherty - minor

Ordered that the statement this day due from
W. J. Daugherty Curator of said minor be continued to
the February term 1898. and that citation issue returnable
to said term

In the matter of the estate of
Emeline Lewis. Deceased

Ordered that the settlement this day due from
L. M. Lewis Executor of the last will and testament
of said deceased be continued to the February term
1898 of this Court.

In the matter of the estate of
Johnson Maffitt - (minor)

Ordered that the Eleventh annual statement this
day filed by William E. Gilliam Curator of said minor
be approved and recorded.

In the matter of the estate of
Elizabeth Scott - (a minor)

Ordered that the statement this day due from
Charles L. Scott guardian and curator of said minor be
continued to the February term 1898 of this Court.

In the matter of the estate of
Chester E. Sharrah (minor)

Ordered that the fourth annual statement this
day filed by A. J. Sharrah guardian and curator of
said minor be approved and recorded.

In the matter of the Estate of
James J. Snyder. dec'd

Ordered that the settlement this day due from
E. M. Foley administrator of said deceased be
continued to the February term 1898.

November Term, Saturday Nov 13th 1897.

In the matter of the Estate of
William Minburn, dec'd

Ordered that the statement this day due from Henry Minburn, administrator of said deceased be continued to the February term 1898 of this Court.

Ordered that Court adjourn until Thursday November 18th 1897.

J. J. Day
Judge of Probate

In Vacation November 13th 1897.

In the matter of the Estate of ~~William Davis~~ Proof of will and appointment
William Davis - Deceased of Executors.

Now at this day comes Mrs Catherine Davis widow of said deceased and produces to the Court an instrument of writing purporting to be the last will and testament of said William Davis deceased, and prays that it be proven and admitted to probate, and having taken the testimony of J. A. Franklin and Thomas E. Turney, the attesting witnesses thereto, do declare the same to be the last will and testament of said William Davis deceased and a certificate of probate is accordingly issued thereon. And it appearing that the said Catherine Davis was appointed by said deceased as executrix of his last will, it is therefore ordered that said Catherine Davis be and she is hereby appointed executrix of the last will and testament of said William Davis deceased. And said William Davis deceased having by his last will requested that no bond be required of said executrix It is therefore ordered that said Catherine Davis be not required to give bond herein.

And it is further ordered that O. P. Walter and Charles W. Baker be and they are hereby appointed witnesses to accompany and aid said executrix in opening and examining the papers, money and other property of the deceased and in making an inventory thereof.

J. J. Day
Judge of Probate.

November adjourned Term. Nov 18th 1897.

Court met pursuant to adjournment present J. J. Day Judge and William A Johnson Sheriff when the following proceedings were had to wit;

Estate of A. H. Blakely, dec'd 3

Now at this day comes Dr D. F. Hannah and presents to the Court for allowance against said estate a demand for \$14.50 founded on account. Notice being waived in writing. Affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$14.50 and that it be assigned to the second class.

Estate of A. H. Blakely dec'd 3

Now at this day comes D. H. Davis and presents to the Court for allowance against said estate a demand for \$16.35 founded on account. Notice being waived in writing. Affidavit and proof made. It is therefore ordered that said demand be allowed against said estate in said sum of \$16.35 and that it be assigned to the fifth class.

Estate of Thomas F. Rodgers dec'd 3

Now at this day comes John F. Rodgers and presents to the Court for allowance against said estate a demand for \$219.50 founded on account. Notice being waived in writing and affidavit made. and now comes said administrator and files his motion to require the plaintiff to give security for the costs of this cause and the Court having heard said motion and the argument of counsel said motion is sustained and said claimant is ordered to give bond for costs within sixty days. and on application of said claimant this cause is continued to the February term of this Court 1898.

November adjourned Term. Thursday Nov 18th 1897

In the matter of the estate of William A. Hamilton deceased Probate of will, and Judgment conforming same

Having examined the instrument in writing purporting to be the last will and testament of William A. Hamilton deceased filed in vacation of this court on the 10th day of September 1897, and attested by Francis M. Thompson and J. J. DeVoss, which was produced before the clerk of this court to be proved and admitted to record as the last will of said William A. Hamilton deceased, and said clerk proceeded to take the testimony of said Francis M. Thompson and J. J. DeVoss 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 10th day of September 1897. And the court having inspected said will and seen and heard the testimony of the said subscribing witnesses as 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 William A. Hamilton deceased. And the said proceedings and action of the clerk in the premises, he 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 Lewis Curl deceased.

Now at this day comes Mrs Delia Curl administratrix of said estate and files her proof of publication of notice of final settlement and on application of said administratrix said final settlement together with said notice is continued to the February term 1898 of this court.

In the matter of the estate of William Davis deceased Judgment establishing will

Having examined the instrument in writing purporting to be the last will and testament of William Davis deceased filed in vacation of this court November 15th

November Adjourned Term. Thursday Nov. 18th 1897.

1897. and attested by J. A. Franklin and Thos E Turney which was produced before the clerk of this court to be proved and admitted to record as the last will of said William Davis deceased and said clerk proceeded to take the testimony of said J. A. Franklin and Thos E Turney 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 13th day of November 1897.

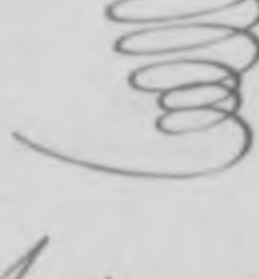
And the court having inspected said will, and seen and heard the testimony of the said subscribing witnesses as taken by the clerk of this court in vacation as to the execution of said will and being sufficiently advised, It is ordered and adjudged by the court that said instrument be considered proved, and the same is adjudged to be the last will of said William Davis 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.

Ordered that court adjourn until Court in course.

J. F. Day

Judge of Probate

On Vacation November 22nd 1897.

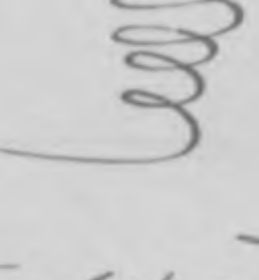
In the matter of the Estate of  Catharine M Fitzgarrrell. Dec'd  Proof of will & appt of Exor.

Now at this day comes Martin A. Miller, and produces to the Court an instrument of writing purporting to be the last will and testament of said Catharine M Fitzgarrrell deceased, and prays that it be proven and admitted to probate, and having taken the testimony of Daniel D. Ketchum and Philip Shaw, the attesting witnesses thereto declare the same to be the last will and testament of said deceased, and a certificate of probate is accordingly issued thereon, and it appearing that said Catharine M Fitzgarrrell died possessed of property of the probable value of One hundred and fifty Dollars, and the said Martin A. Miller having been appointed by said deceased as executor of her last will, it is therefore ordered that said Martin A. Miller, he and he is hereby appointed executor of the last will and testament of said Catharine M Fitzgarrrell deceased, and said deceased having by her last will requested that no bond be required of said executor it is therefore ordered that said Martin A. Miller be not required to give bond thereon as such executor.

It is further ordered that Philip Shaw and Clinton Shaw he and they are hereby appointed witnesses to accompany and aid said executor in opening and examining the papers money and other property of the deceased and in making an inventory thereof

J. J. Day
Judge of Probate Court

On Vacation. November 24th 1897

In the matter of the Estate of  Erus A. Perry. deceased  Grant of Letters Testamentary

Now be that the last will and testament of Erus A. Perry deceased late of Davis County Missouri was on the 9th day of November 1897, and during the session of the Probate Court was in due form of law exhibited proved and recorded and in as much as it appears that John A. Dunn was appointed executor in and by said last will and testament to execute the same, it is therefore ordered that said John

A. Dunn he and he is hereby appointed executor of said last will and testament of said Eneas A. Ferry deceased and that he enter into bond to the state of Missouri in the sum of two thousand dollars (\$2000⁰⁰) with two or more sufficient securities residents of this County conditional according to law. And now comes said John A. Dunn and files his bond in said sum of two thousand Dollars with Charles W. Dunn and James A. Droyel as securities which bond is approved and it is further ordered that A. O. Sepler and L. M. Brown be and they are hereby appointed witnesses to accompany and aid said executor in opening and examining the papers, money and other property of the deceased and in making an inventory thereof.

J. J. Day

Judge Probate Court.

Special Term of Probate Court, Nov. 24th 1897

In the matter of the Insanity of
Mrs. Julia A. Buzard,
formerly declared insane by this Court.)

Now on this the 24th day of November, A.D. 1897, comes Samuel Buzard and files his affidavit, stating that said Mrs. Julia A. Buzard, heretofore declared to be of unsound mind, has been restored to her right mind, and the Judge of the Probate Court, in and for Daviess County, State of Missouri, now calls a Special Term of said court, to be held forthwith, for the purpose of holding an inquiry whether the said Julia A. Buzard has been restored to her right mind.

The said Julia A. Buzard, now appears in open court, and comes a jury, duly summoned, to-wit:

J. H. Woods, Frank Berge, Joseph Lukehart, Robert Johnson, Samuel Woods, Adam Heaston, Samuel Gallemore, F. B. Castor, Benton Miller, Harry A. Pilcher, W. M. Warner and John Roney,

twelve good and lawful men, who were duly sworn & well and truly make inquiry whether the said Julia A. Buzard has been restored to her right mind, and the jury having seen the said Julia A. Buzard and heard the evidence touching her mental condition, retired to consider their verdict, and after due deliberation, return into Court

the following verdict:

We the jury find that Mrs. Julia Buzard has been restored to her right mind.

Benton Miller

Foreman.

It is therefore considered and adjudged by the court that said Julia A. Buzard, has been restored to and is a person of sound mind and capable of managing her own affairs and that she be discharged from care and custody, and that her Guardian, Perry & Lilly, immediately settle his accounts and restore to said Julia A. Buzard, all things remaining in his hands belonging or appertaining to her.

It is further ordered that court adjourn until court in course,

J. J. Day

Judge of Probate Court.

In Vacation, in Probate Court, Dec. 9th 1897.

In the matter of the estate of
Pearl O. Koch, Charles L. Koch, Mary M.
Koch, Denny Estella Koch, and Eugene
Robertson, minor heirs of Maggie J. Koch, Dec.

Appointment of Curator.

Now at this day comes W. C. Gillihan and shows to the court that said minors, Pearl O. Koch, Charles L. Koch and Mary M. Koch, are minors under fourteen years of age, and further shows that Denny Estella Koch and Eugene Robertson, are minors under twenty-one years of age but over fourteen years said Denny Estella Koch appeared in person and selected and chose said W. C. Gillihan as Curator of her estate, and Eugene Robertson, in writing, chose W. C. Gillihan as Curator of his estate, that said minors are residents of Daviess county, Missouri, and have no legal Curator of their estates, and the said W. C. Gillihan being approved by the court, it is ordered that he be and he is hereby appointed Curator of the said minors, Pearl O. Koch, Charles L. Koch, Mary M. Koch, Denny Estella Koch and Eugene Robertson, minor heirs of Maggie J. Koch, deceased.

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 minors, with two or more sureties, to be approved by the court, in the sum of Eight Hundred dollars (\$800.00) conditioned for the faithful discharge of his duties as said Curator, according to law. And now comes the said W. C. Gillihan