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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, or the existence of other or further property be shown.

- J. J. Day
Judge of Probate.

In Vacation, in Probate Court, July 25th 1898.
In the matter of the estate of }
Albert W. Foster, deceased. } ss. Appointment of Administrator.

Now at this day comes Mrs. Rebecca Isabell Foster, widow of said deceased, and prays the court for Letters of Administration on said estate, and having filed her affidavit as required by law, it is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to the said Rebecca I. Foster, and that she enter into bond to the State of Missouri, in the sum of One thousand dollars, with two or more sufficient securities, residents of Daviess county, Missouri, conditioned according to law.

And now comes said Rebecca I. Foster and files her bond in the sum of One Thousand (\$1000.00) dollars, with Amos M. Foster and J. J. Prindle, as sureties, which bond is accepted.

It is further ordered that A. S. Rowland and David Samra, 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.

In Vacation, in Probate Court, July 27th 1898.
In the matter of the estate of }
Clara A. Aronhalt, deceased. } ss. Appt. of Administrator.

Now at this day comes Charles S. Cole, and prays the court for Letters of Administration, on said estate, and having filed his affidavit as required by law, it is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to the said Charles S. Cole, and that he enter into bond to the State of Missouri, in the sum of Three Hundred (\$300.00) dollars, with two or more sufficient securities,

residents of Daviess County, Missouri, conditioned according to law,
And now comes said Charles S. Cole, and files his bond in the sum
of Three Hundred (\$300.00) dollars, with Edmund D. Aronhalt and
George J. Crozier as securities, which bond is accepted.

It is further ordered that Joseph Baker and Eli Fox 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.

In Vacation, in Probate Court, July 27th 1898.

In the matter of the estate of ^{Jas.} Clara A. Aronhalt deceased. Order for Private Sale.

Now comes Charles S. Cole, administrator of the said estate,
and files his written application for permission to sell a Matthews
piano, 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 piano, at
private sale for not less than three-fourths of its appraised
value, for cash in hand, or on a credit of nine months,
taking the purchaser's note at 8 per cent. interest from date,
with good security, and that he report the same to this
court.

J. J. Day

Judge of Probate.

In Vacation, In Probate Court, July 30th A.D. 1898.

In the matter of the estate of ^{Jas.} James W. Wagh, deceased. Proof of Will.

Now at this day comes James M. Royston and produces to the
court, an instrument of writing, purporting to be the last Will and
Testament of said James Wagh, deceased, and prays that
that it be proven and admitted to probate, and having
taken the testimony of Wm. C. Gillihan and S. J. Brosius,
the attesting witnesses thereto, declare the same to be the
last Will and Testament of said James Wagh, deceased, and
a Certificate of Probate was issued thereon, and the said

James M. Royston, having been appointed by said deceased, as Executor of his last Will, it is ordered that said James M. Royston be and he is hereby appointed Executor of the last Will and Testament of said James Wagh, deceased, and that he enter into bond to the State of Missouri, in the sum of Six Thousand dollars, with two or more sufficient securities, residents of Daviess county, Missouri, conditioned according to law.

J. L. Day

Judge of Probate.

In Vacation, in Probate Court, July 30th 1898.

In the matter of the estate of Robert Barnhill, deceased. } ^{Proof of Will and Appointment of Executor.}

Now this day comes Henry C. Cameron, and produces to the court, an instrument of writing, purporting to be the last Will and Testament of said Robert Barnhill, deceased, and prays that it be proven and admitted to Probate; and having taken the testimony of Samuel J. Brosius and Wm E. Gillihan, 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.

And it appearing that said Robert Barnhill, ~~deed~~ ^{did} possessed of property of the probable value of Fifteen Hundred dollars, and the said Henry C. Cameron, having been appointed by said deceased, as Executor of his last Will, it is ordered that said Henry C. Cameron, be and he is hereby appointed Executor of the last Will and Testament of said Robert Barnhill, deceased, and that he enter into bond, to the State of Missouri, in the sum of Three Thousand (\$3000⁰⁰) dollars, with two or more sufficient securities, residents of Daviess County, Missouri, conditioned according to law.

And now comes said Henry C. Cameron, and files his bond in the sum of Three Thousand (\$3000⁰⁰), with O. R. Walter and George W. Miller, as sureties, which bond is accepted.

And it is further ordered that Frank Price and Frank E. Walter be and the same are hereby appointed witnesses to accompany and aid said Executor, in opening and examining the papers, money and other property of said deceased, and in making an inventory thereof.

J. L. Day

Judge of Probate

In Vacation, in Probate Court, August 3^d 1898.

In the matter of the estate of
Wm^m H. Folmsbee, deceased. } ss.

Now at this day comes Charles A. Nixon, and produces to the court, an instrument of writing purporting to be the last Will and Testament of said Wm^m H. Folmsbee, deceased, and prays that it be proven and admitted to probate.

And having this day taken the testimony of Ebenezer West and Frank E. Clingan, the attesting witnesses thereto, declare the same to be the last Will and Testament of said Wm^m H. Folmsbee, deceased, and a Certificate of Probate is this day issued thereon.

And the said Charles A. Nixon, having been appointed by said deceased as Executor of his last Will, it is ordered that said Charles A. Nixon be and he is hereby appointed Executor of the last Will and Testament of said Wm^m H. Folmsbee, deceased, and that he enter into bond to the State of Missouri, in the sum of One Thousand dollars, with two or more sufficient securities, residents of this county, conditioned according to law.

J. J. Day Judge of Probate.

In Vacation, In Probate Court, Aug. 15th 1898.

In the matter of the estate of)
James P. Drummond, Dec. } ss.

Now at this day comes James M. Drummond and Amos Murselmann, and produces to the court an instrument of writing purporting to be the last Will and Testament of said James P. Drummond, deceased, and prays that it be proven and admitted to Probate, and having taken the testimony of J. B. Gates and W. M. Witten, 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.

And the said James M. Drummond and Amos Murselmann, having been appointed by said deceased, as Executors of his last Will and Testament. It is therefore ordered that said James M. Drummond and Amos Murselmann, be and they are hereby appointed Executors of the last Will and Testament of said James P. Drummond deceased, and that they enter into bond to the State of Missouri, in the sum of Fifty Thousand dollars, with two or more sufficient securities, residents of Daviess county, Missouri, con-

ditioned according to law.

And now comes James M. Drummond and Anne Musselman and file their bond in the sum of Fifty Thousand (\$50,000⁰⁰) dollars, with R. M. Barnett, Jesse Baldwin, Mill Ewing and John W. Meade, as sureties, which accepted.

And it is further ordered that J. B. Gates and W. M. Witten, be and they are hereby appointed witnesses to accompany and aid said Executors in opening and examining the papers, money and other property of the deceased and in making an inventory thereof.

J. J. Day

Judge of Probate.

In Vacation, in Probate Court, Sept. 5th 1898.

In the matter of the estate of
James B. Lunnell,)
John S. Lunnell, } minors
Frederick Lunnell, }

Now comes Wm Lunnell, and shows to the court that said minors, are each over fourteen years of age but under Twenty-one years of age, and reside in Daviess county, State of Missouri, and have no legal guardian of their estate, and said minors being represented in court by their attorney whose said Wm Lunnell as curator of their estate, and said Wm Lunnell being approved by the court and having full faith and confidence in the integrity and ability of said Wm Lunnell, It is therefore ordered that he be and he is hereby appointed curator of the estate of said James B. Lunnell, John S. Lunnell and Frederick Lunnell, 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 sureties to be approved by the court, in the sum of One Hundred dollars Conditioned for the faithful discharge of his duties according to law.

And now comes said Wm Lunnell, and accepts such appointment, and files his bond in the sum of One Hundred dollars, with Theodore England and N. B. Brown as sureties. which bond is accepted, and the said Wm Lunnell, duly qualifies according to law, and enters upon the duties of his trust as such curator.

J. J. Day

Judge of Probate.

In Vacation, in Probate Court, Sept. 7th 1898.

In the matter of the estate of
Calvin Parton, Deceased. } ss

Now comes Mrs. Clara Parton, and prays the court, for Letters of Administration on said estate, and filed her affidavit as required by law, and it appearing to the court that said Calvin Parton died possessed of property of the probable value of \$2500. It is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to the said Clara Parton, and that she enter into bond to the State of Missouri, in the sum of Five Hundred (\$500.00) dollars, with two or more sufficient securities, to be approved, by the court.

And now comes the Clara Parton and files her bond in the sum of Five Hundred dollars, with Sarah A. Cleverger, H. W. Hines and Marion Parton, as securities, which is accepted.

And it is further ordered that H. W. Hines and J. M. Downing be and they are hereby appointed witnesses to accompany and aid said Administration, in opening and examining the papers, money, and other property of the deceased and in making an inventory thereof.

J. S. Day
Judge of Probate.

August Term, Aug. 8th A.D. 1898.

Be it remembered, that at the regular term of the Probate Court, begun and held at the court house, in the city of Gallatin, Taviess County, State of Missouri, on the 8th day of August 1898, there were present J. J. Day judge, and Wm. A. Johnson Sheriff, when the following proceedings were had, to-wit:

In the matter of the estate of }
Peter Nighswonger, deceased } as Ordered that the Additional
Board, filed June 11th 1898, in this court, by Thomas S.
Nighswonger, administrator of the estate of Peter
Nighswonger, deceased, be and the same is hereby
approved.

Ordered that the bond of Josiah S. Baber, adminis-
trator of the estate of Elijah H. Atkinson, deceased, be and
the same is approved, and his appointment as such
Administrator, be and the same are in all things rat-
ified and confirmed.

Ordered that the bond of James C. Wilson, Executor of
the estate of Jacob Cox, deceased, be and the same is approved, and his
appointment as such Executor, be and the same is in all things
ratified and confirmed.

Ordered that the bond of Rebecca Isabella Foster, adminis-
tratrix of the estate of Albert W. Foster, deceased, be and the same
is approved, and her appointment as such administratrix be
and the same is in all things ratified and confirmed.

Ordered that the bond of Charles S. Cole, administrator
of the estate of Clara A. Kronhalt, deceased, be and the same is
approved, and his appointment as such administrator be and
the same are in all things ratified and confirmed.

Ordered that the bond of Henry C. Cameron, executor of the estate of
Robert Barnhill, deceased, be and the same is approved and his
appointment as such executor, be and the same are in all things
ratified and confirmed.

Estate of Robert Barnhill, deceased,

Now comes Selby & Woodruff and present to the court for allowance
against said estate, a demand for \$46⁰⁰, founded on an account
for a coffin, notice waived in writing, affidavit and proof
made; it is ordered that said demand be allowed against said
estate, to the amount and sum of \$46⁰⁰, and that it be assigned
to the first class.

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Estate of Sampson Gray, deceased.

Now comes Selby & Woodruff and presents to the court for allowance against said estate, a demand for \$60⁰⁰, founded on an account for a coffin; notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate, to the amount and sum of \$60⁰⁰, and that it be assigned to the First class.

Estate of Geo. C. Pugh, deceased.

Now comes Lively & Cobb and presents to the court for allowance against said estate, a demand for \$4⁷⁵, founded on an account for hardware; notice waived in writing, affidavit made and the correctness of said demand certified by the administrator; it is ordered that said demand be allowed against said estate, to the amount and sum of \$4⁷⁵, and that it be assigned to the Fifth class.

In the matter of the estate of
Elijah Atkinson, deceased.

Now comes Josiah S. Baber, administrator of the estate of Elijah Atkinson, deceased, and files his petition, showing to the court, that he has in his hands the sum of \$1500⁰⁰, which will not be necessary for the payment of debts or expenses of administration, and he represents to the court that Mrs. Nancy J. Isabell is the only heir of said deceased, and asks for an order directing him to pay to said heir said \$1500⁰⁰. wherefore it is ordered by the court, that said administrator pay to said Nancy J. Isabell, the sum of \$1500⁰⁰, taking her indemnifying bond for the same, and on filing her receipt therefor, that he have credit therefor, in his settlement of said estate.

Estate of Geo. C. Pugh, deceased.

Now comes Ira Day Furniture Co., by Ira Day, and presents to the court for allowance against said estate, a demand for \$38⁵⁰, founded on an account for burial casket; notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate, to the amount and sum of \$38⁵⁰, and that it be assigned to the First class.

Estate of Lucien B. North, deceased.

Now this day comes E. M. Manner and presents to the court for allowance against said estate, a demand for \$20⁰⁰, founded on an account for groceries; notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against

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said estate to the amount and sum of \$20⁰⁰, and that it be assigned to the Fifth class.

Estate of John Orford, deceased.

Now this day comes E. M. Mann and presents to the court for allowance against said estate, a demand for \$1⁰⁰, founded on an account for groceries; notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount of \$1⁰⁰, and that it be assigned to the Fifth class.

In the matter of the estate of Jacob Cox, deceased. } ss

Ordered that the Notice of Granting of Letters and proof of Publication, this day filed, be and is approved and ordered recorded.

In the matter of the estate of Mary Emma Mann, deceased. } ss

Now this day comes Josiah S. Baber administrator of said estate, and shows to the court, that the "Order of Publication" made at the May term 1898, of this court, upon the petition of said administrator, asking for an order for the sale of a certain one-sixth interest in certain real estate, of said 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 Daviess county 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, to sell at private sale, for cash in hand, the real estate mentioned in said petition and described as follows: The undivided one-sixth part of the east half of the North East quarter of Section 2, T. 60, R. 28, in Daviess county, Missouri, for the purpose of paying

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The debts due by said estate as aforesaid, and that he report his proceedings therein to the next term of this court thereafter.

In the matter of the estate of
Arthur Anten, a minor. } ss

Now this day comes Edward J. Stewart, Guardian and Curator of the estate of said minor, now of age, and files his accounts and vouchers for Final Settlement, and said minor, Arthur Anten, appearing in open court and having waived the filing of an Exhibit and notice, as required by law and he declared that he is over Twenty-one years of age, said settlement is approved, and said Arthur Anten having receipted the record, in full of all accounts and moneys due him by said Guardian, therefore said Guardian, Edward J. Stewart, is discharged herein.

In the matter of the estate of
John Cox and Nancy Cox, minors. } ss

Now comes this day, Wm. Geisley, Public Administrator and ex-officio public Guardian, having in charge the estate of John W. Cox and Nancy Cox minors, comes and reports to this court, and submits to the court his report of sale, by which it appears that he did on Monday the 8th day of August 1898, in obedience to an order of this court, made at its May Term 1898, thereof, sell at private sale, to Josephus Haskins, for the sum of Sixteen Hundred and Eleven and Seventy-four (100) dollars, the real estate in said order of court and report particularly described, viz: all the interest of said minors in and to the East Half of the East Half of Section Thirty-five (35), Township Fifty-nine (59) of Range Twenty-six (26), containing acres more or less, said real estate being situated in Daviess County, State of Missouri,

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 that the said sale be and the same is hereby approved and confirmed and the said Wm. Geisley, Public Administrator and Guardian, is ordered to execute, acknowledge and deliver to said Josephus Haskins, a deed in due form of law, conveying to the said Josephus Haskins, all the right, title and interest which the said minors had in the same.

In the matter of the estate of
Elijah H. Atkinson, deceased. } ss

Ordered that the Notice Granting

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of Letters in said estate and the Publishers proof of same, filed this day, be approved and recorded.

In the matter of the estate of }
C. H. Cole, deceased. } ss.

State of Missouri }
County of Daviess } ss. In the Probate Court of Daviess county, August Term 1898.

Now at this day comes J. F. McCoy, administrator of the estate of C. H. Cole deceased, and presents to the court his petition praying for the sale of so much of the real estate of said deceased, as will pay and satisfy the remaining debts due by said estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists and inventories required by law, in such cases, on examination whereof it is ordered that all persons interested in the estate of said deceased, be notified that application as aforesaid has been made, and that unless the contrary be shown on or before the first day of the next term of this court, to be held on the second Monday of November 1898, an order will be made for the sale of the whole or so much of the real estate of said deceased, as will be sufficient for the payment of said debts, and it is further ordered that this notice be published in the "North Missourian", a newspaper published in this county and state, for four weeks before the next term of this court, and that personal service of this notice be made on the heirs and devisees of said deceased, resident in said county, at least ten days before the next term of this court.

In the matter of the estate of }

C. H. Cole, deceased. }

Ordered that the 3d annual settlement, filed this day, by J. F. McCoy, administrator of said estate, be approved and spread of record.

In the matter of the estate of }

Elijah C. Carter, deceased. }

Ordered that the 2d annual settlement, filed this day by Elizabeth A. Carter, Executrix, of said estate, be approved and recorded.

In the matter of the estate of }

Harriet Crowder, a minor. }

Ordered that the 7th annual settlement, this day due from Thomas B. Crowder, Curator of said estate, be continued to the next November term 1898, of this court.

In the matter of the estate of }

L. C. Carmell Sr., deceased. }

Ordered that the annual "

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settlement, This day due by L. L. Cornell Jr., executor of said estate, be continued to the November Term 1898, of this court.

In the matter of the estate of }
 Mary Emma Mann, deceased. }
 Ordered that the Order of Publication and the publisher's proof of the same, filed this day, be approved and recorded.

Ordered that court adjourn until to-morrow morning at 9 o'clock.

J. J. Day
 Judge of Probate.

August Term, August 7th 1898.

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

In the matter of the estate of Henry Tilley, deceased. } Ordered that the annual settlement, this day due by Wm. C. Gilligan, administrator of said estate be continued to the November term 1898 of this court.

In the matter of the estate of Thomas J. Fitch, et al, minors. } Ordered that the 6th annual settlement, filed this day by Carrie R. Fitch, Curator of the estate of said minors, be approved and recorded.

Estate of Augustin Leftwich, deceased.

Now comes Frederick W. Sanchy and presents to the court for allowance against said estate, a demand for \$22⁵⁴, founded on an account for printing office machinery; notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$22⁵⁴, and that it be assigned to the fifth class.

Estate of Augustin Leftwich, deceased.

Now comes B. G. Shackelford, and presents to the court for allowance against said estate, a demand for \$28⁵⁰, founded on an account for tuition; notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$28⁵⁰, and that it be assigned to the fifth class.

Estate of Augustin Leftwich, deceased.

Now comes the Kansas City Paper House, and presents to the court for allowance against said estate, a demand for \$36⁷⁶, founded on an account for stationery; notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$36⁷⁶, and that it be assigned to the fifth class.

Estate of Wm. Davis, deceased.

Now comes Mrs. Margaret A. Lewis, and presents to the

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court for allowance against said estate, a demand for \$921²¹/₂ founded on two promissory notes executed by L. W. Crum and Wm Davis; notice waived in writing, affidavit made, it is therefore ordered that said demand be allowed against said estate, to the amount and sum of \$921²¹/₂, and that it be assigned to the Fifth class.

Estate of Wm Davis deceased.

Now comes Mrs. Mary O'Brien and presents to the court for allowance against said estate, a demand for \$103⁰⁰ founded on a note executed by L. W. Crum and Wm Davis; notice waived by the the Executor of said estate, affidavit made it is ordered that said demand be allowed against said estate, to the sum and amount of said \$103⁰⁰, and that it be assigned to the Fifth class.

Estate of Augustin Leftwich, deceased.

Now comes J. B. Minter and presents to the court for allowance against said estate, a demand for \$7⁰⁰ founded on an account for drugs; notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$7⁰⁰, and that it be assigned to the Fifth class.

Estate of Thomas Flowers, deceased.

Now comes Geo W Pierce and presents to the court for allowance against said estate, a demand for \$3³⁰ founded on an account for hardware, notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$3³⁰, and that it be assigned to the Fifth class.

In the matter of the estate of
Mathias McClure, deceased

Now at this day comes James M. Eads, administrator of said estate, by his attorney, and asks that that the order of sale of real estate of said estate, be continued, and it is ordered by the court that the consideration of said order of sale of real estate, together with the order of Publication, be continued to the November Term 1898, of this court.

Ordered that court adjourn until to-morrow morning at 9 o'clock.

J. J. Day Judge of Probate Court.

August Term, August 10th 1898.

Court met pursuant to adjournment. Present J. D. Day Judge and Wm. F. Johnson Sheriff, by Geo. C. Brown, Deputy Sheriff, when the following proceedings were had, & wit:

Estate of Augustin Leftwich, deceased.

Now comes the Chicago Newspaper Union, and presents to the court for allowance against said estate, a demand for \$19²⁰, founded on an account for printers paper supplies; Notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, & the amount and sum of \$19²⁰, and that it be assigned to the fifth class.

In the matter of the estate of James Huston et al. minors. }
Ordered that the 7th annual settlement filed this day, by Isaac F. Huston curator of the estate of said minors, be approved and recorded.

In the matter of the estate of Laura Hays, deceased. }
Now this day comes J. W. Whitman, administrator of the

estate of said deceased, and files the receipt of J. H. Kemp Guardian and Curator of the person and estate of Walter Hays and Wallace Hays, brothers of said deceased, for the sum of \$235⁵², being the amount found due them on a final settlement made of the estate of said Laura Hays, deceased, at the May Term 1898, of this court, also a receipt signed by Wm. C. Gillihan Guardian and Curator of the person and Estate of Essie Hays a minor sister of said deceased, for the sum of \$117²⁵, being the amount found due her by a final settlement made at the May Term 1898, of this court, of said deceased, and said administrator having fully administered said estate he is hereby discharged.

In the matter of the estate of Wm. F. Johnson, deceased. }
Now this day comes James H. Haver, Executor of the estate

of said Wm. F. Johnson deceased, and files the final receipt of Carrie Johnson, widow of said deceased, for the sum of \$419¹⁰, being the amount found due said widow, on a final

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Settlement made of said estate, at the May term 1898, and on the 9th day of May 1898, and said estate having been fully administered, said Executor is discharged.

In the matter of the estate of }
Langlass B. Hill, Deceased. } ss.

Now this day comes W. J. Minnick, administrator de bonis non, with the will annexed, of the estate of Langlass B. Hill, deceased, and presents to the court, his petition praying for the sale of so much of the real estate of said deceased, as will pay and satisfy the remaining debts due by said estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists and inventories, required by law, in such cases, on examination whereof it is ordered that all persons interested in the estate of said deceased, be notified that application as aforesaid has been made, and that unless the contrary be shown, on or before the first day of the next term of this court to be held on the second Monday of November 1898, an order will be made for the sale of the whole or so much of the real estate of said deceased, as will be sufficient for the payment of said debts and legacies, and it is further ordered that this notice be published in the 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, residents in said county, at least ten days before the next term of this court.

Ordered that court adjourn until to-morrow morning at 2 o'clock.

J. F. Day
Judge of Probate.

August Term, Aug. 11th 1898

Court met pursuant to adjournment. Present J. S. Day, Judge, and W. A. Johnson, Sheriff, by his Deputy Geo. O. Brown, when the following proceedings were had, to-wit:

In the matter of the estate of }
Myra Bowen, a minor. }
This day filed by Dr. A. F. McFarland, Curator of the estate of said Myra Bowen, a minor, be approved and recorded. Ordered that the settlement

In the matter of the estate of }
Jacob Cox, deceased. }

It being shown to the court, now here, that in vacation of this court, to-wit: on the 14th day of June A.D. 1898, an instrument in writing, purporting to be the last Will and Testament of said Jacob Cox, deceased, and attested by John M. Sallee and W. C. Barlow, as witnesses, was produced before the clerk of this court, to be proved and admitted to record, as the last Will of said Jacob Cox, deceased, and said clerk proceeded to take the testimony of said John M. Sallee and W. C. Barlow, 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 proven, granted a Certificate of Probate, on said 14th day of June 1898, and the court having inspected said Will, and seen and heard the testimony of the said attesting witnesses as taken by the clerk of this court, in vacation, to the execution of said Will, and being sufficiently advised, it is ordered and adjudged by the court, that said instrument be considered proved, and the same is adjudged to be the last Will of said Jacob Cox, deceased, and the said proceedings and action of the clerk in the premises be and the same are in all things ratified and confirmed and that said Will be admitted to record.

In the matter of the estate of }
Herbert Scott et al, minors. }
annual settlement, filed this day by John M. Kinley, guardian and curator of the person and estate of said minors be approved and recorded. Ordered that the 6th

In the matter of the estate of }
Wesley Blankenship, et al, minors. }
Ordered that the 6th

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annual settlement, filed this day by Isaac J. Henderson, trustee of said estate of said minors, be approved and recorded.

In the matter of the estate of

Arthur Best, a minor. }^{ss} Ordered that the 3^d annual settlement, filed this day by Louis M. Best, curator of the estate of said minor, be approved and recorded.

In the matter of the estate of

Gertrude Störmer, a minor. }^{ss} Ordered that the 4th annual settlement made and filed this day by Frelin Boyer, Guardian and curator of the estate of said Gertrude Störmer, a minor, be approved and recorded.

In the matter of the estate of

Jacob Muller, deceased. }^{ss} Ordered that the 1st annual settlement made and filed this day by Philip M. Muller, administrator of said estate, be approved and recorded.

In the matter of the estate of

Elisha J. Martin, deceased. }^{ss} Ordered that the 3^d annual settlement made and filed this day, by J. H. Carter, executor of said estate, be approved and recorded.

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

J. J. Day

Judge of Probate Court.

August Term, Aug. 12th 1898.

Court met pursuant to adjournment, Present J. L. Day Judge and W. A. Johnson Sheriff, by Geo. O. Brown Deputy Sheriff, when the following proceedings were had, to-wit:

In the matter of the estate of }
William K. Sheppard, deceased. } ss. Judgment Establishing Will.

It being shown to the court now here, that in vacation of this court, to-wit: on the 15th day of June 1898, an instrument of writing purporting to be the last Will and Testament of William K. Sheppard, deceased, and attested by America J. Bratcher and John M. Hall, as witnesses, was produced before the Judge and ex-officio clerk of this court to be proven and admitted to probate as the last Will of said William K. Sheppard, deceased, and said clerk proceeded to take the testimony of said America J. Bratcher and John M. Hall, 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 proven, granted a certificate of Probate on said 15th day of June A.D. 1898, and the court having inspected said Will, and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court, in vacation, as to the execution of said Will, and being sufficiently advised, it is ordered and adjudged by the court that said instrument be considered proved and the same is adjudged to be the last Will of said William K. Sheppard, deceased, and the said proceedings and action of the clerk in the premises, be and the same are in all things ratified and confirmed, and that said Will be admitted to record.

In the matter of the estate of }
Robert Barnhill, deceased. } ss.

It being shown to the court now here, that in vacation of this court, to-wit: on the 30th day of July A.D. 1898, an instrument of writing purporting to be the last Will and Testament of Robert Barnhill, deceased, and attested by S. T. Brosius and W. C. Gillihan as witnesses, was produced before the Judge and ex-officio clerk of this court to be proven and admitted to probate, as the last will of said Robert Barnhill deceased, and said clerk proceeded to take the testimony of said S. T. Brosius and W. C. Gillihan 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

August Term, Aug. 12th 1898.

clerk having declared said Will proven, granted a certificate of Probate, on said 30th day of July 1898, and the court having inspected said Will, and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court in vacation, as to the execution of said will, and being sufficiently advised; it is ordered and adjudged by the court that said instrument be considered proven, and the same is adjudged to be the last Will of said Robert Bamhill deceased, and the said proceedings and action of the clerk in the premises, be and the same are in all things ratified and confirmed, and that said will be admitted to record.

In the matter of the estate of }
Edna Ginder, a minor. }^{as} Ordered that the 3^d annual settlement, " filed this day, by Geo. W. Ginder, curator of the estate of said minor, be approved and recorded.

In the matter of the estate of }
James S. Wion, a minor. }^{as} Ordered that the 2^d annual settlement, " made and filed this day, by Providence Wion, Guardian and Curator of the estate of said minor, be approved and recorded.

In the matter of the estate of }
James Wagh, deceased. }^{as}

It being shown to the court, now here, that in vacation of this court, to-wit: on the 30th day of July 1898, an instrument of writing purporting to be the last Will and Testament of said James Wagh deceased, and attested by W^m C. Gillihan and S. J. Brocius as witnesses, was produced before the Judge and ex-officio clerk of this court to be proven and admitted to Probate as the last Will of said James Wagh, deceased, and said clerk proceeded to take the testimony of said W^m C. Gillihan and Samuel J. Brocius 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 proven, granted a certificate of probate on said 30th day of July 1898, and the court, having inspected said Will, and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court in vacation, as to the execution of said Will, and being sufficiently advised; it is ordered and adjudged by the court that said instrument be considered proven, and the same is adjudged to be the last Will of said James Wagh, deceased, and the proceedings and action of the clerk in the premises be and the same are in all things ratified

August Term, Aug. 12th 1898.

and confirmed and that said Will be admitted to record.

In the matter of the estate of

Daniel Dwyer, Sr., deceased. }^{es} Ordered that the 1st annual settlement filed and made this day by Daniel Dwyer Jr., Executor of the estate of said deceased, be approved and recorded.

In the matter of the estate of

William H. Folmsbee, deceased. }^{es}

It being shown to the court, now here, that in vacation, of this court, to-wit: on the 3^d day of August 1898, an instrument of writing purporting to be the last Will and Testament of William H. Folmsbee deceased, and attested by Frank E. Clingan and Ebenezer West as witnesses was produced before the judge and ex-officio clerk of this court, to be proven and admitted to probate as the last Will of said William H. Folmsbee deceased and said clerk proceeded to take the testimony of said Frank E. Clingan and Ebenezer West, 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 proven, granted a Certificate of Probate on said 3^d day of August 1898, and the court having inspected said Will, and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court in vacation, as to the execution of said Will; and being sufficiently advised, it is ordered and adjudged by the court that said instrument be considered proven, and the same is adjudged to be the last Will of said William H. Folmsbee deceased, and the said proceedings and action of the clerk in the premises be and the same are in all things ratified and confirmed, and that said Will be admitted to record.

In the matter of the estate of
Hazel H. Bennett, a minor, now deceased.

Now comes James H. Weldon, curator of of the estate of Hazel H. Bennett, a minor, now deceased, and files his accounts and vouchers for his Final Settlement of said estate, and it appearing that the debts of said minor, are all paid and the estate fully and truly settled, said settlement is approved, and it appearing that there is in the hands of said James H. Weldon curator of said estate, belonging to said estate, the sum of \$237⁰⁰, and it is ordered by the court that that said sum of \$237⁰⁰, be distributed

August Term, August 12th 1898.

and paid out to the heirs of said deceased, to wit:

To Ella Bennett (mother of deceased)	\$72 00
" Gilbert A. Bennett brother "	79 00
" Albert L. Bennett " "	79 00
	\$230 00

and upon filing the receipt of Mrs. Ella Bennett and of the curator of Gilbert A. Bennett and Albert L. Bennett, two minors, the said curator be discharged as to the estate of Hazel H. Bennett, deceased minor.

In the matter of the estate of Gilbert A. and Albert L. Bennett, minors. Ordered that the 1st annual settlement due at the May Term 1898, of this court, but by order of this court continued to the August Term 1898, of this court, and this day made and filed by James H. Weldon, curator of the estate of said minors, be approved and recorded.

In the matter of the estate of James Warrgh, deceased. } ss.

Now this day comes James M. Royston, executor of the estate of James Warrgh, deceased, and files his bond in the sum of Six Thousand dollars with B. F. Royston and James W. Ward as sureties, which bond is now here, accepted and the same is hereby approved.

And it is further ordered that Isaac Whitchurch and S. P. Cox, be and the same 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.

In the matter of the estate of William H. Folmsbee, deceased. } ss.

Now this day comes Charles A. Nixon, executor of the estate of said Wm. H. Folmsbee, deceased, and files his bond in the sum of One Thousand (\$1000⁰⁰) with Boyd Dudley and Ebenezer West, as sureties which bond be and the same is hereby approved.

And it is further ordered that be and the same 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.

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

J. E. Day Judge.

August Term, Aug. 13th 1898.

Court met pursuant to adjournment. Present J. T. Day, Judge, and W. A. Johnson, Sheriff, by Geo. Q. Brown, Deputy Sheriff, when the following proceedings were had, to-wit:

Ordered that the 1st annual settlement due this term, from Elizabeth Sherman and Dr. F. C. Eastman, executors of the last will of said deceased, be continued to the November term 1898, of this court.

Estate of A. W. Gay, deceased.

Now comes Lena Gay and presents to the court an account against said estate, a demand for \$80⁰⁰, founded on an account for housekeeping; notice waived in writing, affidavit made, proof made by two witnesses; it is ordered that said demand be allowed against said estate to the amount of \$80⁰⁰, and that it be assigned to the Fifth class.

Estate of A. W. Gay, deceased.

Now comes John L. Gay and presents to the court for allowance against said estate, a demand for \$34⁰⁰, founded on an account for a horse; notice waived in writing, affidavit and proof made; it is ordered that said demand, be allowed against said estate, to the amount and sum of \$34⁰⁰, and that it be assigned to the Fifth class.

Estate of Geo. E. Pugh, deceased.

Now comes William M. Rush, by his attorney Harry Allen and presents to the court for allowance against said estate, a demand for \$25⁰⁰ founded on an account for legal services in United States court; notice waived in writing, affidavit made and proof made, in open court; it is ordered that said demand against said estate be allowed to the amount

August Term, August 13th 1898.

and sum of \$25⁰⁰, and that it be assigned to the Fifth class.

In the matter of the estate of

Wright Taylor, deceased. }^{ss} Ordered that the 3^d annual settlement, made and filed this day by B. F. Taylor and S. A. Taylor, executors of the last will of said Wright Taylor deceased, be approved and recorded.

In the matter of the estate of

Joseph D. McDaniel et al, minors. }^{ss} Ordered that the 2^d annual settlement made and filed this day, by Robert J. McDaniel, curator of the estate of said minors, be approved and recorded.

In the matter of the estate of

Julia A. McDaniel, a minor. }^{ss}

Now this day comes Robert J. McDaniel, curator of the estate of said minor, and files his accounts and vouchers for his Final Settlement with his said ward, and the said Julia A. McDaniel having appeared in open court and waived the filing of an Exhibit and notice, as required by law, said settlement is approved and the said Julia A. McDaniel having receipted the record for the full amount found to be due her, by said settlement, therefore said curator is discharged herein.

In the matter of the estate of

Charles F. Lake, a minor. }^{ss}

Now this day comes John F. Jordan, guardian and curator of the person and estate of said minor, now of age, and files his accounts and vouchers, for his Final Settlement, and the said Charles F. Lake, appeared in open court and waived the filing of an exhibit and notice, as required by law, said settlement is approved and the said Charles F. Lake having receipted the record for the full amount to be due him by said settlement, thereupon said guardian and curator is discharged herein.

In the matter of the estate of

Mary Moore, deceased. }^{ss} Ordered that the 1st annual settlement made and filed this day, by David Moore, executor of the last will of said Mary Moore deceased, be approved and recorded.

In the matter of the estate of

Omer White et al, minors }^{ss} Ordered that the annual settlement this day due by S. B. Roger, curator of the estate of said minors, be continued to the November term 1898, of this court.

August Term, Aug. 13th 1898.

In the matter of the estate of }
Thomas F. Rogers, deceased. }^{ss}

As Charles F. Rogers, an interested heir of said Thomas F. Rogers, deceased, has this day filed in this court, his objections to the Final Settlement of W. Feisby, Public Administrator, in charge of said estate, and said settlement being filed in this court August 12th 1898, it is ordered by the court that said Final Settlement and the Notice of said Final Settlement, for cause, be continued until August 24th 1898.

Estate of A. W. Gay, deceased.

Now comes Geo. W. Gay, and presents to the court for allowance against said estate, a demand for \$53⁰⁰, founded on an account for work on farm, notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of said \$53⁰⁰, and that it be assigned to the Fifth class.

In the matter of the estate of }
Leonard F. Dougherty, a minor. }^{ss}

Ordered that the First annual settlement due this term of this court, by W. F. Dougherty, curator of said minor, be and the same is continued to August 24th 1898, of this court, and that citation issue.

In the matter of the estate of }
Joseph Miller, a minor. }^{ss}

Ordered that the annual settlement due this term, by Thomas K. Hays, guardian and curator of the person and estate of said minor, be continued to the November term 1898, of this court.

In the matter of the estate of }
O. Rarnabottom, deceased. }^{ss}

Ordered that the Final Settlement due this term, by Elijah M. Foley Jr., and Charles Rarnabottom, administrators of the estate of said deceased, and the Notice of Final Settlement filed, both be continued to the November term, 1898, of this court.

In the matter of the estate of }
Charles W. DeBorss, a minor. }^{ss}

It appearing to the court that W. P. Maxwell, one of the bondsmen on the bond of Wm. L. Thompson, Curator of the estate of Charles W. DeBorss, a minor, has permanently left the State of Missouri, and resides in Oklahoma; it is therefore

August Term, August 13th 1898.

ordered that said curator, Wm. L. Thompson, enter into an "additional bond" to the State of Missouri, for the use of said minor, in the sum of Four thousand (\$4000⁰⁰) dollars, with two or more sufficient securities, to be approved by this court.

Ordered that court adjourn until Wednesday morning August 24th 1898, at 2 o'clock.

J. L. Day
Judge of Probate Court.

Adjourned August Term. August 24th 1898.

Court met pursuant to adjournment. Present J. L. Day Judge and Wm. A. Johnson Sheriff, by Geo. Q. Brown, Deputy Sheriff, when the following proceedings were had, to-wit:

Estate of Clara A. Aronhalt, deceased.

Now comes Dr. F. Cherrington and presents to the court, for allowance against said estate, a demand for \$109⁴⁵, founded on an account for medical services; notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$109⁴⁵, and that it be assigned to the 2d class.

In the matter of the estate of }
James P. Drummond, deceased. }^{sc} Ordered that the bond of James M. Drummond and Amos Musselman, executors of the last Will of James P. Drummond deceased, be and the same is approved, and their appointment as such executors, be and the same are in all things ratified and confirmed.

In the matter of the estate of }
James P. Drummond, deceased. }^{sc}

It being shown to the court, now here, that in vacation of this court, to-wit: on the 15th day of August 1898, an instrument of writing purporting to be the last Will and Testament of James P. Drummond deceased, and attested by J. B. Gates and W. M. Witten, and C. M. Potter, as witnesses, was produced before the judge and ex-officio clerk of this court, to be proven and admitted to record as the last Will of said James P. Drummond, deceased, and that said clerk proceeded to take the testimony of J. B. Gates and W. M. Witten, two of the attesting witnesses, which was by said clerk reduced to writing and signed by them respectively, and it is now here produced in court, and said clerk having declared said Will proved, granted a "Certificate of Probate" on said 15th day of August 1898.

And the court having inspected said Will and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court, in vacation, as to the execution of said Will, and being sufficiently advised; it is ordered and adjudged by the court, that said instrument be considered proved and that the same is adjudged to be the last Will

Adjourned August Term, August 24th 1898

of said James P. Trummmond deceased, and the said proceedings and action of the clerk, in the premises, be and the same are in all things ratified and confirmed, and that said Will be admitted to record.

In the matter of the estate of }
Alcinda Faulk, deceased. } ss.

Now comes George S. Faulk, executor of the last Will of said Alcinda Faulk deceased, and by his attorney, files his accounts and vouchers for his Final Settlement, and it appearing that "Notice of Final Settlement" has been given according to law, said executor affirming that all the debts of said estate have been fully paid and said estate administered according to the provisions of said Will; said settlement is approved, and it appearing that there is nothing in the hands of said executor belonging to said estate, it is ordered that he be discharged as said Executor.

In the matter of the estate of }
Wyatt W. Charles M. and Geo. H. Sandidge, minors. } ss.

Now comes Rebecca A. Sandidge, Guardian and Curator of the estate of said minors, and presents her accounts and vouchers for her Final Settlement with said minors, all now of age, and files the exhibits and notice, acknowledged to have been received by each of said minors, under their own signatures, and each of said minors having acknowledged that they are each more than twenty-one years of age, said settlement is approved, and said guardian and curator having filed in this court, the receipt of said Charles M. Sandidge, and said George H. Sandidge and said Wyatt W. Sandidge, said minors, their receipts in full for the full amount due them by said guardian and curator therefore said guardian and curator Rebecca A. Sandidge is discharged as to said minors.

Estate of Samuel E. Lowrey, deceased.

Now comes G. W. Markham and presents to the court for allowance against said estate, a demand for \$86⁰⁰, founded on an account for expenses in securing title to land warranted by said Samuel E. Lowrey; notice waived in writing, affidavit made and proof made, it is ordered that said demand be allowed against said estate, the amount and sum of \$86⁰⁰, and that it be assigned to the fifth class.

Adjourned August Term, August 24th 1898.

Estate of Samuel H. Lowrey, deceased.

Now comes Thomas H. Williams and presents to the court "for allowance against said estate, a demand for \$85⁰⁶, founded on an account for expenses in perfecting title to land warranted by said Samuel H. Lowrey, deceased. Notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate, to the amount and sum of \$85⁰⁶, and that it be assigned to the Fifth class.

In the matter of the estate of)
Thomas F. Rogers, deceased.)^{vs}

Now comes Charles F. Rodgers, an interested heir in said estate, by his attorney, having filed in this court, his objections to the Final Settlement of said estate, by W. M. Geisley, Public Administrator in charge of said estate, claiming that said administrator should have charged himself with the sum of \$78⁰⁰, the gross amount the Sheriff, under an execution sold certain real estate for, and not the net amount of \$10³⁴ paid to administrator by the Sheriff; and the amount as received and charged by said administrator, said petition being overruled by the court, it being held by the court that said item of \$10³⁴, is correctly charged, in said settlement.

Said petitioner further objects to the credit item in said Final Settlement of \$12³⁴, specified as "allowance for preserving the estate and attending to litigation against the estate," for the reason that said credit is not authorized by law. The court after hearing the arguments of counsel, sustains the motion of petitioner and orders that said credit item of \$12³⁴, be not allowed against said estate.

In the matter of the estate of)
Thomas F. Rodgers, deceased.)^{vs}

Now this day comes W. M. Geisley, having in charge said estate "of Thomas F. Rodgers deceased, as Public Administrator, and files his accounts and vouchers, for his final settlement, and it appearing that notice has been given as required by law, the debts all paid and said estate fully administered and said Final Settlement is approved, except the charge of \$12³⁴ for "preserving the estate and attending to litigation against the estate," which is disallowed by the court and ordered not allowed, and ordered stricken out

Adjourned August Term, Aug. 24th 1898.

of said settlement, and it appearing from said settlement that there is no money in the hands of said Public Administrator belonging to said estate, it is ordered that said William Geisley be discharged herein.

Estate of Geo. E. Fugh, deceased,

Now comes John W. Meade, President of the Farmers Exchange Bank, and presents to the court for allowance against said estate, a demand for \$101²⁵ founded on a note; notice waived in writing, affidavit made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$108²⁵, and that it be assigned to the Fifth class.

In the matter of the estate of
Moses Hunter, a minor. }
see

Now comes James M. Hunter & Son, and pray the court to make an appropriation out of the assets of said minor's estate, in the hands of John W. Meade, Curator of said estate, to reimburse them for money expended in said minor's education, for tuition and books, for the years 1894, 1895, 1896, 1897, and 1898; and it appearing to the court that the sum of \$242²⁵ has been judiciously and economically expended, for the education of said minor at Grand River College; it is therefore ordered that the sum of \$242²⁵, be and the same is hereby appropriated out of the assets in the hands of said curator belonging to said minor, for the purpose of said education.

In the matter of the estate of
Frank A. Goulsey and Willis E. Goulsey, minors. }
see

Now comes Willis E. Wood, curator of said minors and submits his report of sale of real estate, by which it appears that he did on the 10th day of August 1898, in obedience to the order of this court, made at the May term 1898, thereof, sell at private sale, to Tillitha J. McDow, for the sum of Five Hundred dollars (\$500⁰⁰), the real estate in said order of this court and report particularly described, to-wit:

An undivided one-fifth ($\frac{1}{5}$) interest in and to the following lands, to-wit: the South half of the South West quarter of the North West quarter of the South West quarter and the South half of the Southwest quarter of the Northwest quarter of Section Thirty-five (34) Township Fifty-nine (59) Range Twenty-seven (27), and the East half of

Adjourned Term August 24th 1898.

the North West quarter of the North West quarter of Section Three (3), Township Fifty-eight (58), Range Twenty-seven (27) and containing in all 160 acres, more or less. (said undivided one-fifth, being the interest of said minors in said real estate,) and it appearing that said sale was legally and fairly conducted, pursuant to the order of the court and in accordance with the statute, it is therefore ordered that the said sale be and the same is hereby approved and confirmed and that the said curator is ordered to execute, acknowledge and deliver to said Tillitha F. McDow a deed in due form of law, conveying to the said Tillitha F. McDow, all the right, title and interest that said minors had in the above described land.

Ordered that court adjourn until court in course.

J. F. Day

Judge of Probate Court.

In vacation, in Probate Court, Sept. 17th 1898.

In the matter of the estate of
Logan S. Arbuckel, Ada F. Arbuckel } ss.
and Anna E. Arbuckel, minors.

Now this day comes Logan S. Arbuckel Sr., father of said minors, and shows to the court that said minors, reside in Daviess county, State of Missouri, and have no curator of their estate, and also shows that two of said minors, to-wit: Logan S. Arbuckel and Ada F. Arbuckel are over fourteen but under twenty-one years of age, and they having chosen said Logan S. Arbuckel to be their curator of their estate, and Anna E. Arbuckel being under fourteen years of age, and the court having faith and confidence in the integrity and ability of said Logan S. Arbuckel Sr., it is therefore ordered that he be and he is hereby appointed curator of the estate of said Logan S. Arbuckel, Ada F. Arbuckel and Anna E. Arbuckel; 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 securities, to be approved by the court, in the sum of seventy-five dollars, conditioned for the faithful discharge of his duties according to law.

And now comes said Logan S. Arbuckel Sr., and accepts such appointment and files his bond in the sum of seventy-five (\$75.00) dollars, with William Gee and John French, as securities, which is accepted, and the said Logan S. Arbuckel Sr., duly qualifies according to law, and enters upon the duties of his trust as such curator.

J. T. Day

Judge of Probate.

In Vacation, in Probate Court, Sept. 20th 1898.

In the matter of the estate of,
John Gardner, deceased. } ss.

Now this day comes John W. Burge, and produces to the court, an instrument of writing, purporting to be the last Will and Testament of said John Gardner, deceased, and prays that it be proven and admitted to probate, and having taken the testimony of Joseph M. Snider and Lycurgus B. French, the attesting witnesses, there to, do declare the same to be the last Will and Testament of said deceased, and a certificate of Probate is this day issued thereon.

And it appearing that said John Gardner, died possessed of property

of the probable value of Fifteen hundred dollars, and the said John W. Burge having been appointed by said deceased, as Executor of his last Will; it is ordered that said John W. Burge, be and he is hereby appointed executor of the last Will and Testament, of said John Gardner deceased, and that he enter into bond to the State of Missouri, in the sum of Three thousand dollars, with two or more sufficient securities, residents of this county, conditioned according to law.

And now comes said John W. Burge and files his bond in the sum of Three thousand dollars, with Leurgus B. French and George D. Burge as sureties, which is approved, and it is further ordered that Joseph M. Snider and L. B. French 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. L. Day
Judge of Probate.

In Vacation, in Probate Court, Sept. 27th 1898.

In the matter of the estate of
Wm. G. Armstrong, deceased.) ss.

Now this day comes John H. Johnson, and produces to the court, an instrument of writing purporting to be the last Will and Testament of said William G. Armstrong deceased, and prays that it be proven and admitted to Probate, and having taken the testimony of Daniel J. Haver and William H. Ottermann, 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, and it appearing that said Wm. G. Armstrong died possessed of property of the probable value of \$15000, and the said John H. Johnson, having been appointed by said deceased as executor of his last Will; it is ordered that said John H. Johnson be and he is hereby appointed executor of the last Will and Testament of said William G. Armstrong deceased, and that he enter into bond to the State of Missouri, in the sum of Four thousand (\$4000) dollars, with two or more sufficient securities, residents of this Daviess county, Missouri, conditioned according to law. And now comes said John

H. Johnson and files his bond in the sum of Four thousand dollars, with James H. Haver, John Gilbert and O. B. Price, as sureties, which is accepted.

And it is further ordered that Wm E. Smith and Marion Schuyhart, be and the same 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. S. Day
Judge of Probate.

In Vacation, in Probate Court, Sept. 29th 1898.

In the matter of the estate of
George W. Barlow, deceased. } ss

Now at this comes Mrs. Lurecy Barlow, widow of said deceased and produces to the court an instrument of writing, purporting to be the last Will and Testament of said George W. Barlow, deceased, and prays that it be proven and admitted to probate, and having taken the testimony of Gabriel Feurt one of the attesting witnesses thereto, and as the residence of the other attesting witness is unknown to the court, the testimony of Joseph H. Mc Gee Sr., who was present and dictated said will, was taken thereto. declare the same to be the last Will and Testament of said deceased, and a certificate of Probate was issued thereon.

And it appearing that said George W. Barlow, died possessed of property of the probable value of \$500⁰⁰, and the said George W. Barlow deceased, not having appointed an executor of his last will, on recommendation of said widow of said deceased, it is ordered that the only son of said deceased, Thomas Barlow, be and he is hereby appointed administrator with the will annexed of said estate of said deceased, and that he enter into bond to the State of Missouri, in the sum of One Thousand dollars, with two or more sufficient sureties, residents of this Daviess county, conditioned according to law.

And now comes said Thomas Barlow and files his bond in the sum of One Thousand (\$1000⁰⁰) dollars, with Lurecy Barlow and Robert L. Lewis as sureties, which is

accepted. And it is further ordered that Thomas Harris and Joseph Gibbens, be and they are hereby appointed witnesses to accompany and aid said administrator with the will annexed in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof.

J. L. Day
Judge of Probate

In Vacation, in Probate Court, Oct. 4th 1898.

State of Missouri.

In the matter of the alleged insanity of
Napoleon B. Mayhugh.

Now this day comes M. S. Mayhugh, and files information in writing, to the Judge of the Probate Court, of said county, in vacation, that his father, Napoleon B. Mayhugh, a resident of Jamesport, Daviess county, Missouri, is of unsound mind and not capable of managing his affairs, and prays that an inquiry therein be had, and said Judge being satisfied that there is good cause for the exercise of the jurisdiction of said Probate Court, in said matter, now calls a special term of said court, to commence and to be held on Tuesday, October 11th 1898, for the purpose of holding an inquiry, whether the said Napoleon B. Mayhugh, be of unsound mind or not, and it is ordered that said Napoleon B. Mayhugh be notified of said proceedings, at least five days before said special term of said Probate Court.

J. L. Day
Judge of Probate.

In Vacation, in Probate Court, October 6th 1898.

In the matter of the estate of
Thomas H. Edmore, deceased.

Now at this day comes Fernando W. Edmore, and prays the court, for Letters of Administration on the estate of said deceased, and having filed his affidavit as required by law, and it appearing to the court that said Thomas H. Edmore died possessed of property of the probable value of \$5000⁰⁰, and the widow having, in writing, relinquished her right

to administer on said estate, it is ordered Letters of Administration of the goods, chattels, credits and effects of the estate of said deceased, be issued to said ^{John} Fernando W. Elmore, and that he enter into bond to the State of Missouri, in the sum of One Thousand dollars with two or more sufficient securities to be approved by the court.

And now comes the said ^{John} Fernando W. Elmore and files his bond in the sum of One Thousand dollars, with Smith Johnson and George J. Feurt, as securities, which is accepted.

And it is further ordered that John A. Durrin and Robert Wilson 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. F. Day
Judge of Probate.

Special Term of Probate Court, October 11th 1898.

In the matter of the Alleged insanity of
Napoleon B. Mayhugh.

Court met pursuant to the order of the Judge in vacation, on this the 11th day of October 1898, for the purpose of holding an inquiry whether said Napoleon B. Mayhugh is of unsound mind or not, said Napoleon B. Mayhugh being present in court.

Motion to rule the informant of this inquiry, M. S. Mayhugh, to give bond for the payment of costs of this inquiry, if his suit fails, is sustained, and it is ordered that said M. S. Mayhugh enter into bond to pay said costs, should judgment go against him in this inquiry, in the sum of \$75.00, with two or more sufficient securities, to be approved by the court, said bond to be filed with this court on or before the 20th day of October 1898.

On motion of Plaintiff, this cause ordered continued to the 25th day of October 1898, at Plaintiff's costs.

Ordered that court adjourn until the 25th day of October 1898.

J. F. Day
Judge of Probate.

In the matter of

In Vacation, in Probate Court, Oct. 20th 1898.

In the matter of the estate of }
Edith L. Isherwood, a minor. }

Now this day comes Richard L. Isherwood, and shows to the court, that said minor, is under fourteen years of age, resides in Daviess county, Missouri, and has no curator of her estate, and the court having full faith and confidence in the integrity and ability of said Richard L. Isherwood, it is therefore ordered that he be and he is hereby appointed curator of the estate of said Edith L. Isherwood, 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 sufficient sureties to be approved by the court, in the sum of Two Thousand Five Hundred (\$2500.00) dollars, conditioned for the faithful discharge of his duties according to law, and now comes said Richard L. Isherwood and accepts such appointment and files his bond in the sum of Two Thousand Five Hundred dollars, with John F. Gordin and George H. Crozier, as sureties, which is accepted, and the said Richard L. Isherwood duly qualifies according to law, and enters upon the duties of his trust as such curator.

J. L. Day
Judge of Probate.

In Vacation, in Probate Court, Oct. 21st 1898.

In the Circuit Court of Daviess county, Missouri, December Term 1898.
Albert Blankenship Plaintiff

against
Barney Dilley, Lucinda Dilley, Bud Marks
and Charles R. Dilley Defendants.

Plaintiff for cause of action, states that at the December term of the Daviess county Circuit Court 1897, a certain ejectment case was tried, wherein he was plaintiff, and one Charles R. Dilley the grantor of the present defendants was defendant. That in said suit this plaintiff sought to recover of the defendant Charles R. Dilley, the possession of the following described land, to-wit: The East half of the South west quarter, of Section Twenty (20) Township Sixty-one (61) of Range Twenty-nine (29), Daviess county, Missouri, that said cause was tried by

this court without the intervention of a jury, and judgment rendered by the court for the defendant, Charles R. Dille, and against this plaintiff; that within four days after the rendition of said judgment, this plaintiff filed his motion in arrest of judgment and for a new trial, which said motions were taken up and considered by the court, and by the court overruled, whereupon this plaintiff filed his affidavit for an appeal, and said appeal was granted by the court, to the Supreme Court of Missouri, and that the said cause is still undecided and still pending in the Supreme Court of Missouri. Plaintiff states that all the above averments are matters of record, and appear of record in the office of the Circuit Clerk, of Daviess county, Missouri.

Plaintiff further states that the said Charles R. Dille by his quit claim deed, duly executed and recorded, conveyed his interest in the above described premises to Lucinda Dille the wife of defendant Barney Dille, and that the said Lucinda Dille, leased the same to the defendant Bud Marks, who is now in possession of the said land by virtue of said lease. Plaintiff states that the said land has upon it some fifteen or twenty acres of young whit oak timber, the same being too young and small to be utilized, cut or utilized without great waste and loss to the premises. Plaintiff states that defendant Marks, his agents and servants, without authority of law and in violation of the rights of Plaintiff, in the premises, have been for several weeks, and are still cutting, wasting and removing said young timber, although Plaintiff has notified defendants of his rights in the premises, and has warned them to desist from the cutting, wasting and hauling away of said timber, nevertheless defendants are proceeding in the work of cutting and hauling away and selling said timber and splitting the same into cord-wood and posts, and threaten to go on until the whole of said timber is cut and removed from the above described land.

Plaintiff states that if defendants are allowed to proceed to cut, remove and waste said timber as aforesaid, the injury and damage to Plaintiff will be irreparable, that defendants are wholly insolvent and unable to respond to any damages which plaintiff might recover against them, even were such damages capable of computation, but Plaintiff states

that the injury which will be caused by said act of defendants is not acceptable of compensation in damages, and by reason of the premises, plaintiff is without an adequate remedy at law.

Wherefore plaintiff prays that defendants, their agents, servants and employees be restrained and enjoined from cutting, wasting and removing from the premises the timber aforesaid, until the above mentioned ejectment suit, which is now pending in the Supreme Court of Missouri, has been fully settled and adjudicated and the terms therein either found for or against this plaintiff and for such other and further relief as the court shall seem meet and just in the premises.

State of Missouri

County of Daviess.

Albert Blankenship, the above named plaintiff, being duly sworn, on his oath says that the matters and things stated in the above petition are true, except as to those matters stated on information and belief, and those he believes to be true.

Albert Blankenship.

Subscribed and sworn to before me this 8th day of Oct. 1898.

Seal

Edwin S. Read

My term expires Nov. 9th 1898.

Notary Public.

In Vacation, in Probate Court, October 21st 1898.

Albert Blankenship

Plaintiff

against

Barney Dilley, Lucinda Dilley, Charles R. Dilley
and Buck Markes

Defendants.

Now on this the 21st day of October A.D. 1898, comes the plaintiff in the above entitled cause, by his attorneys, and also comes the Defendants by their attorneys, and said plaintiff shows to the undersigned judge of the Probate Court of Daviess county, Missouri, that they have filed in the office of the clerk of the Circuit Court of said county, their petition praying for relief against the defendants and also praying for a temporary injunction against said defendants to restrain the acts of said defendants, their servants, agents and attorneys as in said petition specified and set forth, which said petition being seen and heard, and duly considered by the court, and it appearing to me by proof duly made, that there is no Circuit Court of said county now in session and that there is no judge of said Circuit Court within said county, and it further appearing that the defendants have been duly served with notice

of this application, and that the plaintiff, upon the facts stated in his petition, is entitled to the relief prayed for, and by the undersigned judge of the Probate Court, ordered that an injunction issue, directed to the defendants, enjoining and restraining them, their agents, servants and attorneys from cutting, wasting, mutilating and removing from the premises in said petition described, to-wit: the East half S.W. 1/4, and the N.W. 1/4, of the S.W. 1/4 Sec. 20, T.P. 61, Range 29, Daviess county, Missouri, the young timber and trees thereon growing and standing, until the further order of the Circuit Court of Daviess county, aforesaid.

And it is further ordered that this order be certified and returned to said Circuit Court according to law, and that a copy be served on said defendants.

J. G. Day
Judge of Probate.

In Vacation, in Probate Court, October 21st 1898.

State of Missouri,
County of Daviess } ss

Albert Blankenship } Plaintiff
against }
Barney Diller, Lucinda Diller, Charles R. Diller }
and Bud Marks, } Defendants

Now this day, said Plaintiff, Albert Blankenship having filed his petition for relief against said defendants, in this the Probate Court of Daviess county, aforesaid, it is ordered by the court, that he, said Albert Blankenship, enter into bond, to pay costs in said proceedings, conditioned that he pay the costs in said injunction suit, if so required by court, to the amount of Two Hundred dollars.

And now comes said Albert Blankenship and files his bond, in the sum of Two Hundred dollars, with Noah Kerns as security, which bond is accepted by the court.

J. G. Day
Judge of Probate.

In Vacation, in Probate Court, October 22^d 1898.

In the matter of the estate of
 Geo. E. Cornelius, Loren E. Cornelius, Henry
 L. Cornelius, Ethel A. Cornelius, Herman
 E. Cornelius, Roy W. Cornelius, Verna Cornelius,
 Nellie G. Cornelius & Nora N. Cornelius, minors. } ss

Now this day comes Loretta E. Cornelius and shows to the court, that said minors reside in Daviess county, Missouri, and have no curator of their estate, and the said George E. Cornelius, Loren E. Cornelius, Henry L. Cornelius, and Ethel A. Cornelius, being under Twenty-one years, but above Fourteen years of age, have in writing selected said Loretta E. Cornelius, as and for the curator of their estate, and it appearing to the court that said Herman E. Cornelius, Roy W. Cornelius, Verna Cornelius, Nellie G. Cornelius, and Nora N. Cornelius, are minors under Fourteen years of age, and the said Loretta E. Cornelius, being approved by the court, it is ordered that she be and is hereby appointed curator of the estate of said George E. Cornelius, Loren E. Cornelius, Henry L. Cornelius, Ethel A. Cornelius, Herman E. Cornelius, Roy W. Cornelius, Verna Cornelius, Nellie G. Cornelius, and Nora N. Cornelius, minors; and before entering upon the duties of her office and trust, she is required to enter into bond, to the State of Missouri, for the use of said minors, with two or more securities, to be approved by the court, in the sum of Five Hundred (\$500.00) dollars, conditioned for the faithful discharge of her duties, according to law.

And now comes the said Loretta E. Cornelius and accepts such appointment, and files her bond, in the sum of Five Hundred dollars, with Samuel R. Surface and Henry W. Kindig, as securities, which bond is accepted, and Loretta E. Cornelius duly qualifies according to law and enters upon the duties of her trust as such curator.

J. T. Day

Judge of Probate.

In Vacation, in Probate Court, October 25th 1898.

In the matter of the estate of
 William Parker, Deceased. } ss

Now comes Mrs. Margaret T. Parker, widow of said deceased, and prays the court for Letters of Administration on the estate of said deceased, and having filed her affidavit as required by law,

and it appearing to the court that said William Parker died possessed of property of the probable value of six hundred dollars, it is ordered that Letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to the said Margaret J. Parker, and that she enter into bond to the State of Missouri, in the sum of Twelve Hundred dollars, with two or more sufficient securities, to be approved by the court.

And now comes said Margaret J. Parker and files her bond in the sum of Twelve Hundred (\$1200⁰⁰) dollars, with Milt Ewing and E. S. Mann, as securities, which bond is accepted.

And it is further ordered that Thomas J. CRAIN and A. J. RAY be and they are hereby appointed witnesses to accompany and aid said administratrix, in opening and examining the papers, money and other property of the deceased and in making an inventory thereof.

J. L. Day

Judge of Probate

Adjourned Special Term, October 25th 1898.

Court met pursuant to adjournment. Present J. L. Day Judge and W. A. Johnson Sheriff, by Geo. O. Brown Deputy Sheriff, when the following proceedings were had, to-wit:

In the matter of the alleged insanity of
Napoleon B. Mayhugh. }
vs. }

Now at this day, this cause coming on for hearing and M. S. Mayhugh, the informant in this suit, and his attorney failing to appear and prosecute this suit, and said Napoleon B. Mayhugh, being represented in court, by his attorney, the cause is dismissed at the cost of said informant M. S. Mayhugh.

It is further considered and adjudged by the court that said M. S. Mayhugh, the informer in this cause, pay the costs of this suit, and that execution issue therefor.

Ordered that court adjourn until court in course.

J. L. Day
Judge of Probate.

In Vacation, in Probate Court, Nov. 9th 1898.

In the matter of the estate of,
Stephen Hemery deceased. }
vs. }

Now this day comes Egbert H. Hemery and Thomas Railsback and pray the court for Letters of Administration on the estate of said deceased, and having filed their affidavits as required by law, and it appearing to the court that said Stephen Hemery died possessed of property of the probable value of \$30,000, and the widow having 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 said Egbert H. Hemery and Thomas Railsback, and that they enter into bond to the State of Missouri, in the sum of Seven Thousand dollars, with two or more sufficient securities, to be approved by the court.

And now comes said Egbert H. Hemery and Thomas Railsback and file their bond in the sum of Seven Thousand dollars, with Daniel Blackburn and James Luggs as securities, which is accepted.

And it is further ordered that Daniel Blackburn and E. J.

Harlow, be and they are hereby appointed witnesses to accompany and aid said administrators in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof.

J. L. Day
Judge of Probate.

November Term, Nov. 14th 1898

Be it remembered, That at the regular term of the Probate Court, begun and held at the Court House, in the little city of Gallatin, Daviess county, State of Missouri, on the 14th day of November 1898, there were present J. L. Day, Judge, and W. A. Johnson Sheriff, when the following proceedings were had, to-wit:

Ordered that the bond of John W. Burge, executor of the last will of John Gardner, deceased, taken in vacation of this court on the 20th day of September 1898, be and the same is hereby approved and his appointment ratified and confirmed.

Ordered that the 1st annual settlement, made and filed this day, by S. P. Long, administrator of the estate of A. K. Blakely, deceased, be approved and recorded.

Ordered that the bond of Thomas Barlow, administrator with the will annexed, of the estate of George W. Barlow, deceased, taken in vacation of this court, on the 29th day of September 1898, be and the same is hereby approved and his appointment ratified and confirmed.

Ordered that the 1st annual settlement, filed and made this day, by George M. Cornelius, administrator de bonis moris, of the estate of George W. Cornelius deceased, be approved and recorded.

Ordered that the bond of Fernando W. Elmore, administrator of the estate of Thomas H. Elmore deceased, taken in vacation, on the 6th day of October 1898, be and the same is hereby approved and his appointment confirmed and ratified.

Ordered that the bond of Clara Parton, administratrix of the estate of Calvin Parton deceased, taken in vacation of this court on the 7th day of September 1898, be and the same is hereby approved and her appointment confirmed and ratified.

Ordered that the bond of Margaret J. Parker, administrative of the estate of William Parker, deceased, be and the same is hereby approved and her appointment as such administrative be and the same is in all things ratified and confirmed.

November Term, Nov. 14th 1898.

Ordered that the bond Robert W. Henry and Thomas Railsback, administrators of the estate of Stephen Henry deceased, be and the same is approved and their appointment as such administrators, be and the same are in all things ratified and confirmed.

Ordered that the bond of R. L. Isherwood, curator of the estate of Edith L. Isherwood, a minor, be and the same is approved and his appointment as such curator, be and the same are in all things ratified and confirmed.

Ordered that the bond of William Tunnell, curator of the estate of James B. Tunnell, John S. Tunnell and Frederick Tunnell minors, filed in vacation of this court, on September 5th 1898, be and the same is approved and his appointment as curator of the estate of said minors, be and the same is in all things confirmed and ratified.

Ordered that the bond of Logan S. Arbuckel, curator of the estate of Logan S. Arbuckel, Ada F. Arbuckel and Anna M. Arbuckel, minors, filed in this court in vacation, on the 17th day of September 1898, be and the same is approved, and his appointment as curator of the estate of said minors, be and the same is in all things ratified and confirmed.

Estate of Wm. G. Armstrong, deceased.

Now comes S. C. Wyrick and presents to the court for allowance against said estate, a demand for \$35⁰⁰, founded on an account for a cashed notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate, to the amount and sum of \$35⁰⁰, and that it be assigned to the first class.

Estate of Wm. G. Armstrong, deceased.

Now comes Galbreath & Martin and presents to the court for allowance against said estate, a demand for \$26⁰⁰, founded on an account for medical services, notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate to the amount and sum of \$26⁰⁰, and that it be assigned to the second class.

November Term, Nov. 14th 1898.

Estate of W. G. Armstrong, deceased.

Now at this day comes J. C. Beasley, and presents to the court, for allowance against said estate, a demand for \$13²⁵, founded on an account for burial clothes, notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount of \$13²⁵, and that it be assigned to the First class.

Ordered that the bond of Loretta R. Cornelius, curatrix of the estate of Nora M. Cornelius, et al, filed in vacation of this court, on the 22^d day of October 1898, be and the same is approved, and her appointment as such curator of the estate of said minors, be and the same is in all things ratified and confirmed.

In the matter of the estate of,
Langlass B. Hill, deceased. }^{2d}

Now this day comes W. L. Minnick, administrator, de bonis non, with the will annexed, of said estate, and shows to the court, that the "Order of Publication" made at the August term 1898, of this court, upon the petition of said administrator, asking for an order for the sale of certain real estate of said deceased, therein described, for the payment of debts and legacies, due by said estate, has been published 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 Daviess county, 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 November term 1898, 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 de bonis non with the will annexed, is not sufficient to pay the debts and legacies 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:

Lot one (1), in Block Ten (10) in the town of Lock Springs Daviess county, State of Missouri, for the purpose of paying

November Term, Nov. 14th 1898.

the debts and legacies due by said estate as aforesaid, and that he report his proceedings therein to the next regular term of this court thereafter.

Estate of Sampson Gray, deceased.

Now comes Enoch A. Gray, and presents to the court for allowance against said estate, a demand for \$125-88, founded on two notes, and said claimant being the administrator of the estate of said deceased, it is therefore ordered that Samuel J. Brosius be and he is hereby appointed administrator pro deute lite, to appear on behalf of said estate, and manage the defense. Notice waived in open court, affidavit made, it is ordered that said demand be allowed against said estate, to the amount of \$125-88, and that it be assigned to the Fifth class.

In the matter of the estate of

Lucien B. Noah, deceased. }^{ss.} Ordered that the annual settlement, made and filed this day, by Charles Noah, administrator of the estate of said L. B. Noah, deceased, be and is hereby approved and ordered recorded.

State of Missouri,

County of Daviess }

In the Probate Court of Daviess County, November Term 1898.

Now at this day comes Charles Noah administrator of the estate of Lucien B. Noah, deceased and presents to the court his petition praying for the sale of so much of the real estate of said deceased, as will pay and satisfy the remaining debts due by said estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists and inventories required by law in such cases, on examination whereof it is ordered that all persons interested in the estate of said deceased, be notified that application as aforesaid has been made, and that unless the contrary be shown on or before the first day of the next term of this court, to be held on the second Monday of February, 1899, an order will be made for the sale of the whole or so much of the real estate of said deceased as will be sufficient for the payment of said debts, and it is further ordered that this Notice be published in the North Missourian, a newspaper published in this county and.

November Term, Nov. 14th 1898.

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 of said county, at least ten days before the next term of this court.

In the matter of the estate of }
James Johnson, deceased. } ss.

Now this day comes John H. Johnson administrator of the estate of said deceased, and files his accounts and vouchers, for his supplemental Final Settlement, and it appearing that Notice of Final Settlement has been given according to law, the debts all paid and said estate fully administered, said additional or supplemental Final Settlement is approved; and it appearing that there is in the hands of said John H. Johnson, administrator, belonging to said estate, the sum of \$655 ³⁴/₁₀₀, it is ordered that said sum be distributed and paid out according to law, as follows:

To John H. Johnson, for his share and the share he bought of his sister Jane Gilbert and of his brother S. M. Johnson	\$ 491 ⁵² / ₁₀₀
To Hugh M. Johnson (son)	<u>163 ⁸⁴/₁₀₀</u>
	\$ 655 ³⁶ / ₁₀₀

And now this day comes said John H. Johnson, administrator of the estate of said James Johnson deceased, and files the receipts of all of the distributees of the estate of said deceased, for the total amount found to be due them on the said additional or supplemental final settlement of said estate, made on this the 14th day of November 1898, of this court.

To John H. Johnson, his share, and the share he bought of his sister Jane Gilbert, and share bot. of his br. S. M. Johnson.	\$ 491 ⁵² / ₁₀₀
To Hugh M. Johnson (son)	<u>163 ⁸⁴/₁₀₀</u>
	\$ 655 ³⁶ / ₁₀₀

wherefore said administrator is discharged herein.

In the matter of the estate of }
E. H. Cole, deceased. } ss.

Now this day comes Jesse J. McCoy, administrator of the estate of said deceased, and files his accounts and vouchers for his final settlement, and it appearing that notice has been given as required by law, the debts all paid and said estate

November Term, Nov. 14th 1898.

fully administered, said final settlement is approved and it appearing that there is no money or other property in the hands of said administrator belonging to said estate, it is therefore ordered that said administrator be discharged herein.

In the matter of the estate of
John H. Cox and Nancy Cox, minors.) ss

Now this day comes William Geisley, formerly Public Administrator and ex-officio Guardian and Curator of said minors, and presents his accounts and vouchers for his final settlement of said estate of said minors, which upon examination is approved, and it appearing from said settlement that there is in hands of said curator, the sum of \$2117 ²⁶/₁₀₀, belonging to said minors.

And it appearing to the court, that said curator, prior to making said final settlement, made a true and just Exhibit between himself and said wards, and caused a copy of such exhibit with a written notice stating the day on which, and the court in which, he would make such final settlement, to be delivered to his succeeding curator or receiver, Mrs. Laura A. Meader, and also upon the said minors John H. Cox and Nancy Cox, more than four weeks before the first day of this term of this court.

And it further appearing to this court, that said Mrs. L. A. Meader, has been duly appointed Receiver of the estate of said minors by the County Judge of Jack County, State of Texas, and having given bond as such Receiver, in the sum of Forty-four Hundred dollars, and that said non-resident Guardian or Receiver, has produced an accomplishment from under the seal of the office of said County Court, containing all the entries on record in relation to her appointment as such Receiver, and has given bond and duly authenticated, as required by law.

And therefore, in consideration of the premises it is hereby ordered and directed by this court that said William Geisley guardian and curator as aforesaid, be authorized and he is hereby directed to deliver to said Mrs. L. A. Meader, said Receiver, all the moneys, notes and all property in his hands, as shown by his said final settlement, and that he take receipt from said Receiver therefor, and that upon filing the same he be discharged herein.

November Term, Nov. 14th 1898.

In the matter of the estate of
Lemuel G. Cornell Sr., deceased. } ss.

Now at this day comes L. G. Cornell Jr., administrator with the will annexed, of the estate of said deceased, and files his accounts and vouchers for his Final Settlement, and it appearing that notice has been given as required by law, the debts and legacies all paid, and said estate fully administered, said final settlement upon examination is approved, and it appearing that there is no property or money in the hands of said administrator belonging to said estate, and it ordered that when said administrator files the receipts of the legatees of said estate as provided and directed by the last will of said deceased, that he be discharged herein.

In the matter of the estate of
Olden Cole, deceased. } ss.

Now at this day comes Berdine Cole, executor of the last Will and Testament of said deceased, and files his accounts and vouchers for his final settlement, and it appearing that notice has been given as required by law, the debts and legacies all paid, and said estate fully administered, said final settlement is approved and ordered recorded; and it appearing that there is in the hands of said Executor the sum of \$2031 ⁶⁴/₁₀₀, belonging to said estate, for distribution, it is ordered that said sum of \$2031 ⁶⁴/₁₀₀, be paid out and distributed to the heirs of said deceased as follows, to-wit:

To Louisa Cole (1/3 widow)	\$ 677 ²⁰ / ₁₀₀
" Berdine Cole (1/3)	270 ⁸⁸ / ₁₀₀
" Fretta Sheehan (1/3)	270 ⁸⁸ / ₁₀₀
" Solva Barker (1/3)	270 ⁸⁸ / ₁₀₀
" James L. Cole (1/3)	270 ⁸⁸ / ₁₀₀
" Charles W. Cole (1/3)	270 ⁸⁸ / ₁₀₀

and upon filing receipts therefor that he be discharged herein.

Ordered that court adjourn until to-morrow morning at 9 o'clock

J. L. Day
Judge of Probate.

November Term, Nov. 15th 1898.

Court met pursuant to adjournment. Present J. H. Day Judge and Wm. A. Johnson Sheriff, by Geo. O. Brown Deputy Sheriff, when the following proceedings were had, to-wit:

In the matter of the estate of
William W. Walls, deceased. } ss.

Now this day comes Mrs. Sarah Walls, widow of said 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 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 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 \$150⁰⁰ and that he have credit therefor in his settlement of said estate.

Estate of Wm. Parker, deceased.

Now this day comes Margaret L. Parker, and presents to the court for allowance against said estate, a demand for \$104²⁴, founded on ten assigned accounts against said estate, which she had paid, and said claimant being the administratrix of the estate of said deceased, it is therefore ordered that Samuel G. Brooks be and he is hereby appointed administrator pro tempore, to appear on behalf of said estate and manage the defence, notice waived in open court, affidavit and proof both made in open court, it is ordered that said demand be allowed against said estate, to the amount and sum of \$104²⁴, and that it be assigned to the Fifth class.

Estate of Wm. Davis, deceased.

Now comes John Webb, and presents to the court for allowance against said estate, a demand for \$116⁴⁷, founded on a note, notice waived in writing, affidavit made, it is therefore ordered that said demand be allowed

November Term, Nov 15th 1898

against said estate in said sum of \$116⁴⁷/₁₀₀, and that it be assigned to the Fifth class.

Estate of Wm Davis, deceased.

Now comes C. I. Ford and presents to the court for allowance against said estate, a demand for \$618⁷⁵/₁₀₀, founded on a note, notice waived in writing, affidavit made, it is therefore ordered that said demand be allowed against said estate, to the amount and sum of \$618⁷⁵/₁₀₀, and that it be assigned to the Fifth class.

Estate of William Davis, deceased.

Now this day comes "The Farmers Bank of Cameron", and presents to the court for allowance against said estate, a demand for \$3300⁰⁰/₁₀₀, founded on three notes signed by said deceased, notice being waived in writing, and affidavit made; it is therefore ordered that said demand be allowed against said estate, to the amount and sum of \$3300⁰⁰/₁₀₀, and that it be assigned to the Fifth class.

In the matter of the estate of
May E. Mann, deceased. } ss.

Now this day Josiah S. Baber, administrator of the estate of said May E. Mann, deceased, and submits to the court his report of sale, by which it appears that he did on Monday the 15th day of August 1898, in obedience to the order of this court, made at the August term 1898, thereof, sell at private sale, to Albert F. West, for the sum of Three Hundred and Fifty (\$350⁰⁰/₁₀₀) dollars, the real estate in said order of court and report, and particularly described, to-wit: The undivided one-sixth part of the East half of the North East quarter of Section Twenty-one (21), Township Sixty (60) of Range Twenty-eight (28), in Daviess County, State of Missouri, 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 hereby approved and confirmed, and the said administrator is ordered to execute, acknowledge and deliver to said Albert F. West, a deed in due form of law, conveying to the said Albert F. West, all the right, title and interest which the deceased had in the same at the time of her death.

November Term, Nov. 15th 1898.

In the matter of the estate of
Geo. Drummond deceased. }^{ss} Ordered that the 6th annual settlement
filed this day, by John A. Dunn, administrator of said estate, be
approved and recorded.

In the matter of the estate of }^{ss}
Walter & Effie Faw, minors. } Ordered that the 10th annual set-
tlement filed and made this day, by Elvira Faw, curator of the estate of
said minors, be approved and recorded.

In the matter of the estate of }^{ss}
John Grant, deceased. } Ordered that the 9th annual settlement,
made and filed this day, by George D. Grant, executor of the last Will of said
deceased, be approved and recorded.

In the matter of the estate of }^{ss}
Wesley Blankenship, a minor now of age. }

Now this day comes Isaac J. Henderson, trustee of the Trust fund
created by the last Will of Mary McCully deceased, for the benefit of minor
heirs of Mary Blankenship, to-wit: Wesley Blankenship, et al, and presents
to the court his accounts and vouchers, for a final settlement with
the said Wesley Blankenship, and said Wesley Blankenship having
appeared in open court and waived the filing of an Exhibit and service
of a copy of same, and entered his personal appearance to the making
of said final settlement, wherefore upon examination of said
settlement it is approved and ordered recorded; and it
appearing from said settlement that there is due said minor
on said settlement the sum of \$36²², and said ward having
in open court and on said settlement receipted for and acknowledged
to have received said sum of \$36²², so found due him by
said settlement, the said trustee Isaac J. Henderson, is
therefore discharged herein as to said Wesley Blankenship,
who acknowledges that he is now over twenty-one years of
age.

In the matter of the estate of }^{ss}
Harriet Crowder, a minor now of age. }

Now this day comes Thomas B. Crowder, curator of the estate
of said minor, now of age, and presents his accounts and vouchers
for a final settlement of said estate, and said Harriet Crowder
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 final settlement, wherefore
upon examination of said settlement, it is approved and

November Term, Nov. 15th 1898.

ordered recorded, and it appearing from said settlement that there is due said ward, the sum of \$1416 ⁰⁰/₁₀₀, and said Harriet Crowder having in open court and on said settlement receipted for and acknowledged to have received said sum of \$1416 ⁰⁰/₁₀₀ of her curator, said Thomas B. Crowder curator, is therefore discharged herein.

In the matter of the estate of }
Samuel W. Harris a minor now of age }^{ss}

Now this day comes John A. Dunn curator of the estate of said minor, now of age, and presents to the court his accounts and vouchers for a final settlement, and the said minor, now of age, Samuel W. Harris appearing in open court, and having waived the filing of an Exhibit and notice as required by law, and declared that he is over twenty-one years of age, said settlement, upon examination is approved, and said Samuel W. Harris, having receipted the record for \$382 ⁰⁰/₁₀₀, the full amount found to be due him by said settlement, therefore said curator John A. Dunn, is discharged herein.

In the matter of the estate of }
Robert E. Harris, a minor. }^{ss}

Now this day comes John A. Dunn curator of the estate of said minor, and presents to the court his accounts and vouchers for a final settlement of said estate.

And whereas it appearing to the court, that Robert E. Harris, said minor, of whose estate John A. Dunn is curator in this court, is now a resident of the county of Cass, State of Iowa, and that Lee Harris of said county of Cass, has duly produced to this court an exemplification of the record of the District Court of said county of Cass, a court having probate jurisdiction, showing under the seal of said court, that said Lee Harris was on the 8th day of October 1898, appointed Guardian of the person and estate of said Robert E. Harris, and gave bond for the faithful performance of his duty as such Guardian.

And whereas the said John A. Dunn has this day appeared in this court and duly made final settlement of his accounts as such curator, by which a balance of \$332 ⁰⁰/₁₀₀, is shown to be due said Robert E. Harris, which said settlement is by this court, upon examination, approved.

And it is further ordered by this court that said John A. Dunn pay said balance of \$332 ⁰⁰/₁₀₀, to the said Lee Harris as such guardian

Just certified copy Dec 14th 1898

November Term, Nov. 15th 1898.

and take his receipt therefor, and upon the filing of said receipt with the Judge of this court, that said John A. Dunn as such curator, and his bondsmen, be discharged herein.

Ordered that court adjourn until to-morrow morning at 9 o'clock.
J. L. Day
Judge of Probate.

November Term, Nov. 16th 1898

Court met pursuant to adjournment. Present J. L. Day Judge, and Wm. S. Johnson Sheriff, by Geo. O. Brown Deputy Sheriff, when the following proceedings were had, to-wit:

Estate of John Gardner, deceased.

Now comes C. S. McKinley and presents to the court for allowance against said Estate, a demand for \$24²⁵, founded on an account for medical services; notice waived in writing, affidavit and proof made. It is therefore ordered that said demand be allowed against said estate, in the sum and to the amount of \$24²⁵, and that it be assigned to the Second class.

In the matter of the estate of }
Stephen Henry, deceased. } ss

Now this day comes Mrs. Harriet Henry, widow of said 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 Two Hundred (\$200⁰⁰) dollars, will be necessary to supply such deficiency. It is therefore ordered that said sum of \$200⁰⁰, be apportioned out of the personal assets of said estate, for that purpose, and that the administrators of said estate, are hereby authorized and directed to pay over to said widow, said sum of \$200⁰⁰, and that they have credit therefor in their settlement of said estate.

In the matter of the estate of }
Nellie Kinkade, et al, minors } ss
settlement filed this day, by Richard H. Alderson, guardian and curator of the person and estate of said minors, be approved and spread of record.

In the matter of the estate of }
Charles Stewart, deceased. } ss
Ordered that the 6th annual settlement, filed this day by Rachael J. Stewart, executrix of the estate of said deceased, be approved and spread of record.

November Term, Nov. 16th 1898.

In the matter of the estate of
Wm. A. Hamilton, deceased. }
Ordered that the 1st annual
settlement filed this day by Jefferson E. Hamilton, executor of
the last will of said deceased, be approved and recorded.

In the matter of the estate of
Katie Dobson, a minor. }
Ordered that the 10th annual
settlement filed this day by Martha Dobson, curator of the
estate of said minor, be approved and recorded.

In the matter of the estate of
Anna and Georgia Wilbush, minors. }
Ordered that the 3d annual set-
tlement filed this day by James M. Brookshire guardian and curator
of the person and estate of said minors be approved and recorded.

In the matter of the estate of
Edwin McIntire, deceased. }
Now this day comes John Dowell, administrator of the

estate of said Edwin McIntire deceased, and the final settlement
of said estate filed in this court and the "Notice of Final Settlement"
filed in this court February 18th 1898, were duly continued
by order of this court, and now said final settlement is
is taken up for further hearing, and said final settlement
having been corrected, and upon examination of said settlement
is approved, and it appearing by said settlement that there is
a balance in the hands of said administrator, belonging to said
estate of \$711.58 and said amount is ordered to be distributed
and paid out to the creditors of said estate, at the rate of 46% cents
on each dollar of all allowed demands against said estate as
per abstract book of allowed demands, and upon said admin-
istrator filing the receipts of said owners of said allowed demands
for said 46% cents on a dollar of their claims against said
estate, that he be discharged herein.

In the matter of the estate of
Henry Diller, deceased. }
Now this day comes Wm. C. Gillihan, administrator of the

estate of said deceased, and files his accounts and vouchers
for his final settlement, and it appearing that notice has been
given as required by law, the debts all paid and said estate

November Term, Nov. 16th 1898

fully administered, said final settlement upon examination, is approved, and it appearing from said settlement that there is no money or other property in the hands of said administrator, belonging to said estate, it is therefore ordered that said administrator be discharged herein.

In the matter of the estate of }
 Andrew J. Kemberling, deceased } ss.

Now this day comes Amanda Kemberling, administratrix of the estate of said deceased, and files her accounts and vouchers for her final settlement, and it appearing that notice has been given as required by law, the debts all paid, and said estate fully administered, said final settlement is upon examination, approved, and it appearing that there is no money or other property in the hands of said administratrix, belonging to said estate, it is therefore ordered that said Amanda Kemberling administratrix of said estate, be discharged herein.

In the matter of the estate of }
 Absalom Scott a minor now of age } ss.

Now this day comes John McKinley, guardian and curator of said minor, now of age, and presents his accounts and vouchers for his final settlement, and the said minor Absalom Scott appearing in open court and having waived the filing of an exhibit, and notice as required by law, and declared that he is over Twenty-one years of age, upon examination said settlement is approved, and said Absalom Scott having receipted on said settlement, for the full amount found to be him by said settlement, therefore said guardian John McKinley is discharged herein.

Ordered that court adjourn until to-morrow morning
 at 9 o'clock

J. J. Day
 Judge of Probate.

November Term, Nov. 17th 1898.

Court met pursuant to adjournment. Present J. J. Day Judge and W. H. Johnson Sheriff, when the following proceedings were had, to-wit:

In the matter of the estate of,
John Gardner, deceased.)^{ss}

Now this day it is shown to the court, now here, that in vacation of this court, to-wit: on the 20th day of September 1898, an instrument of writing purporting to be the last Will and Testament of John Gardner deceased, and attested by Joseph M. Snider and by Cyrgus B. French as witnesses, was produced before the Judge and ex-officio clerk of this court, to be proven and admitted to Probate and record, as the last Will of said John Gardner deceased, and that said clerk proceeded to take the testimony of Joseph M. Snider and by Cyrgus B. French two of the attesting witnesses, which was by said clerk reduced to writing and signed by them respectively and it is now here produced in court, and said having declared said Will proven granted a "certificate of probate," on said 20th day of September 1898.

And the court having inspected said will and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court, in vacation as to the execution of said will and being sufficiently advised, it is ordered and adjudged by the court, that said instrument be considered proven and that the same is adjudged to be the last will of said John Gardner deceased, and the said proceedings and action of the clerk in the premises be and the same are in all things ratified and confirmed, and that said Will be admitted to record.

In the matter of the estate of,
George W. Barlow, deceased.)^{ss}

Now this day it being shown to the court, now here, that in vacation of this court, to-wit: on the 26th day of September 1898, an instrument of writing purporting to be the last Will and Testament of George W. Barlow deceased, and attested by Gabriel Feust one of the attesting witnesses, and on the 29th day of September 1898, by Joseph H. M'bee, who was present and dictated said will and witnessed the signing of said will by the testator, and by the two attesting witnesses, was produced before the

November Term, Nov. 17th 1898.

judge and ex-officio clerk of this court to be proven and admitted to record, as the last Will of said George W. Barlow deceased, and that said clerk proceeded to take the testimony of Gabriel Faint one of the attesting witnesses and Joseph H. McFee who was present and witnessed the signing of said Will, which was by said clerk reduced to writing and signed by them respectively, and it 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 1898.

And the court having inspected said will and seen and heard the testimony of said attesting witness and of the witness Joseph H. McFee, 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 proven and that the same is adjudged to be the last Will of said George W. Barlow deceased, and the said proceedings and action of the clerk in the premises, be and the same are in all things ratified and confirmed and that said Will be admitted to record.

In the matter of the estate of,
William G. Armstrong, deceased.)^{ss}

Now this day it being shown to the court, now here, that in vacation of this court to-wit: on the 27th day September 1898, an instrument of writing purporting to be the last Will and Testament of William G. Armstrong deceased, and attested by Daniel J. Haver and William H. Ottermann as witnesses, was produced before the judge and ex-officio clerk of this court to be proven and admitted to record as the last Will of said William G. Armstrong deceased, and that said clerk proceeded to take the testimony of Daniel J. Haver and William H. Ottermann, two of the attesting witnesses which was by said clerk reduced to writing and signed by them respectively, and it is now here produced in court and said clerk having declared said Will proved, granted a "Certificate of Probate," on said 27th day of September, 1898.

And the court having inspected said Will and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court, in vacation, as to the execution of said Will and being sufficiently advised, it is ordered and adjudged by the court that said instrument be considered proven and

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that the same is adjudged to be the last Will and Testament of said William G. Armstrong deceased, and the said proceedings and action of the clerk in the premises, be and the same are in all things ratified and confirmed, and that said Will be admitted to record.

In the matter of the estate of
Johnson Maffitt, a minor. } ss

Now this day comes Mrs. Martha Cox, mother of said minor, and prays the court to make an appropriation out of the assets of said minor, in the hands of Wm C. Gilliban, curator of the estate of said minor, for the sum of \$84⁰⁰, for the support, maintenance and education of said minor, for twelve months from and after this the 17th day of November 1898. It is ordered that that the said sum of \$84⁰⁰, be and the same is hereby appropriated out of the assets of said minor, in the hands of said curator, and Wm C. Gilliban curator, as aforesaid, is ordered and directed to pay said Martha Cox \$21⁰⁰ quarterly for the purposes aforesaid.

In the matter of the estate of
Johnson Maffitt, a minor. } ss

Ordered that the 12th annual settlement filed this day by W. C. Gilliban, curator of said minor, be approved and recorded.

In the matter of the estate of
Lizzie Koney, a minor. } ss

Ordered that the 5th annual settlement filed this day by August Kober, guardian and curator of the person and estate, be approved and recorded.

In the matter of the estate of
Lima and Grace Kempf, minors. } ss

Ordered that the 1st annual settlement filed this day by J. B. Scott curator of the estate of said minors, be approved and recorded.

In the matter of the estate of
James W. Miller deceased. } ss

Ordered that the 2^d annual settlement made and filed this day by John Lockridge, administrator of the estate of said deceased, be approved and recorded.

November Term, Nov. 17th 1898.

In the matter of the estate of }
James H. Nealand, deceased }
Ordered that the 1st annual settlement
filed this day, by Samuel L. Brosius and Henry C. Thompson executors
of the last Will of said deceased, be approved and recorded.

In the matter of the estate of }
Mary E. Knight, a minor, now of age. }
Now comes Isaac N. Knight, curator of the estate of said
minor, now of age, and presents his accounts and vouchers for
his final settlement, and said minor Mary E. Knight appearing
in open court, and having waived the filing of an exhibit and
notice as required by law, and declared to the court that she is
over eighteen years of age, upon examination, said settlement
is approved, and said Mary E. Knight, having receipted the
record, for the full amount, the sum of \$4819²⁶ found to be due her
by said final settlement, therefore said curator, Isaac N. Knight
is discharged herein.

In the matter of the estate of }
Jacob Hilbisch, deceased. }
Now comes Wm. Kerrey, executor of the last Will of said
deceased, and files receipts for all the distributives and legatees of
of the estate of said Jacob Hilbisch deceased, except for Wilson Hilbisch, for
the total amount found due them on a final settlement of said
estate made at the November term 1897, of this court, to-wit:

Receipt of Harriet Kramer for	\$48. 35
" " Alma Hassenpflug	24 17
" " Charles Hassenpflug	24 17
" " Armon Hilbisch	48 35
" " James Hilbisch	48 35
" " Aaron Hilbisch	48 35
" " Agnes Beckner	48 35
" " Charles Hilbisch	48 35
" " David Hilbisch	48 35

and said executor is discharged as to the above.

Ordered that court adjourn until to-morrow morning at
2 o'clock.

J. H. Day
Judge of Probate.

November Term, Nov. 18th 1898.

Court met pursuant to adjournment. Present J. H. Day, Judge and W. A. Johnson Sheriff, by Geo. A. Brown Deputy Sheriff, when the following proceedings were had, to-wit:

Estate of John Gardner, deceased.

Now comes Dr. S. A. Sutcliffe and presents to the court for allowance, against said estate, a demand for \$3.00, founded on an account for medical services; notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate to the amount and sum of \$3⁰⁰, and that it be assigned to the Second class.

Estate of Calvin Parton, deceased.

Now comes E. F. West and presents to the court for allowance against said estate, a demand for \$22¹³, founded on a note; notice waived in writing, and affidavit made; it is ordered that said demand be allowed against said estate, to the amount and sum of \$22¹³, and that it be assigned to the Fifth class.

Estate of John Gardner, deceased.

Now comes L. A. Phillips and presents to the court for allowance, against said estate, a demand for \$3⁴⁰, founded on an account for medicine; notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate, to the amount and sum of \$3⁴⁰, and that it be assigned to the Second class.

Estate of John Gardner, deceased.

Now comes the Buren Furniture Company and presents to the court for allowance against said estate, a demand for \$28⁰⁰, founded on an account for a coffin; notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate, to the amount and sum of \$28⁰⁰, and that it be assigned to the First class.

Estate of Elijah H. Atkinson, deceased.

Now comes E. M. Breiden and presents to the court for allowance against said estate, a demand for \$5⁰⁰, founded on an account for an Attorneys Fee; notice waived in writing, affidavit made and the correctness of said demand certified to by the administrator; it is ordered that

November Term, Nov. 18th 1898.

said demand be allowed against said estate, to the amount and sum of \$5⁰⁰, and that it be assigned to the fifth class.

In the matter of the estate of,
John Oxford, deceased. }
Order of Publication.

State of Missouri, }
County of Daviess. } In the Probate Court November Term, 1898.

Now at this day comes Isaac J. Oxford, executor of the estate of John Oxford, deceased, and presents to the court his petition praying for the sale of so much of the real estate of said deceased, as will pay and satisfy the remaining debts due by said estate, and yet unpaid for want of sufficient assets, accompanied by the accounts, lists and inventories, required by law in such cases, on examination whereof it is ordered that all persons interested in the estate of said deceased, be notified that application as aforesaid has been made, and that unless the contrary be shown on or before the first day of the next term of this court, to be held on the second Monday of February 1899, 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 Jamesport Gazette, 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.

Estate of John Oxford, deceased.

Now comes Dr. D. F. Hanna and presents to the court for allowance against said estate, a demand for \$10⁰⁰, founded on an account for consultation fee, notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$10⁰⁰, and that it be assigned to the sixth class.

Estate of Lucien B. Noah, deceased

Now comes W. H. Etter Dry Goods Co., and presents to the court for allowance against said estate a demand for \$3⁰⁰ founded on an account for dry goods; notice waived

November Term, Nov. 18th 1898.

in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$3⁰⁰, and that it be assigned to the Fifth class.

Estate of George E. Pugh, deceased.

Now comes Ed. A. Spraul and presents to the court for allowance against said estate, a demand for \$3⁵⁰, founded on an account for cartons, notice waived in writing, affidavit made, and the correctness of said demand certified to by the administrator; it is ordered that said demand be allowed against said estate to the amount of \$3⁵⁰ and that it be assigned to the Fifth class.

Estate of Calvin Pastoor, deceased.

Now comes J. W. Manning and presents to the court, for allowance against said estate, a demand for \$34⁵⁰, founded on a note, notice waived in writing, affidavit made, it is ordered that said demand be allowed against said estate, to the amount of \$34⁵⁰, and that it be assigned to the Fifth class.

Estate of Geo. E. Pugh, deceased.

Now comes A. Kinaner & Son, and present to the court for allowance against said estate, a demand for \$25⁰⁰, founded on an account for clothing, notice waived in writing, affidavit and proof made; it is ordered that said demand be allowed against said estate, to the amount of \$25⁰⁰ and that it be assigned to the Fifth class.

In the matter of the co-partnership estate of Henry W. and Gustave Koch, (Henry W. Koch, deceased.)

Now comes John W. Meade, administrator of said co-partnership estate and files receipts for all the distributees of said estate of Henry W. Koch and Gustave Koch, co-partnership to the total amount found due on a final settlement of said partnership estate made at the November term 1897 of this court to wit:

To Gustave Koch (surviving partner) \$398 47.

" J. W. Meade Admr. est. of Henry W. Koch, deceased. 398 47.

wherefore it is ordered that said administrator be discharged herein.

November Term, Nov. 18th 1898.

In the matter of the estate of,
Henry W. Koch, deceased. } ss.

Now comes John W. Meade administrator of the estate of said Henry W. Koch deceased, and files receipts for all the distributions of said estate, for the total amount found due thereon and a final settlement of said estate made at the November term 1897, of this court, to-wit:

To Matilda Nauke	\$116 ⁵³ / ₁₀₀
" Emma Nauke	116 ⁵³ / ₁₀₀
" Anna Koch	116 ⁵³ / ₁₀₀
" Matthias Koch	116 ⁵³ / ₁₀₀
" Gustave Koch	116 ⁵³ / ₁₀₀

wherefore it is ordered that said John W. Meade, administrator of said estate be discharged herein.

In the matter of the estate of,
John Oxford, deceased. } ss.

Now this day comes Isaac J. Oxford, executor of the last will of said John Oxford, deceased, and prays the court to make an appropriation out of the assets of said estate in the hands of the executor of said estate, to pay interest coming due December 1st 1898, due the Massachusetts Mutual Life Insurance Company. It is ordered that the sum of \$150⁰⁰ be and the same is hereby appropriated out of the assets of said estate in the hands of said executor to pay said interest due said Massachusetts Mutual Life Insurance Company, and that he take credit therefor in his next annual settlement of said estate.

In the matter of the estate of,
Pearl McBray, et al, minors. } ss.

Ordered that the 1st annual settlement filed this day by Elizabeth McBray, guardian and curator of the estate of said minors, be approved and recorded.

In the matter of the estate of,
Samuel Robertson, deceased. } ss.

Ordered that the 1st annual settlement filed this day by Hap Robertson administrator of said deceased be approved and recorded.

In the matter of the estate of,
Frank W. Scott. deceased. vs

Now this day comes Wm. J. Stovall, executor of the last Will of said Frank W. Scott, deceased, and files his accounts and vouchers for his final settlement, and it appearing that notice has been given according to law, the debts and legacies all paid and said estate fully administered according to the provisions of the last Will of said deceased, upon examination said settlement is approved, and it appearing that there is no money or valuable property in the hands of said executor, belonging to said estate, it is ordered that the worthless and valueless notes and accounts, in the hands of said executor, be turned over to S. M. Scott, the father of said deceased, and that said executor Wm. J. Stovall be discharged herein.

In the matter of the estate of,
Susan Paine, deceased. } ss

Now comes Dr. N. G. Sutcliffe, administrator of the estate of said deceased, and files his accounts and vouchers for his final settlement of said estate, and it appearing that notice has been given as required by law, the debts all paid and said estate fully administered, upon examination said final settlement is approved, and it appearing that there is no money or other property in the hands of said administrator belonging to said estate, it is ordered that said N. G. Sutcliffe administrator of said estate be discharged herein.

In the matter of the estate of }
Henry N. Longfellow deceased. } ss
N. H. ... 1848

Now this day dores B. H. Longfellow, administrator of the estate of said deceased, and files receipts for all the distributies of said estate, also files the bonds of said distributies to refund to said administrator, for the total amount found due them in a final settlement of said estate made at the May term 1898, of this court, to-wit:

Receipt and Bond of Philena A. Hale for \$5.33 51

" " " " May E. Moore " 533 51

"	"	"	"	Charles A. Hale	"	266	86
						266	86

11	11	11	11	Elvira L. Hale	11	266	26
11	11	11	11	Rosa H. Hale		266	26

and it is ordered that said administrator Chas. F. Longfellow, be discharged herein. unless

November Term, Nov. 18th 1898.

minor heirs of said deceased, should appear.

In the matter of the estate of
O. Ramsbottom, deceased. } ss.

Ordered that the Final Settlement of said estate
due this day, by E. M. Foley and Charles Ramsbottom,
administrators of the estate of said deceased, and also the
Notice of Final Settlement of said estate filed in this court
be continued to the next February term 1899, of this
court.

Ordered that court adjourn until to-morrow morning
at 2 o'clock.

J. S. Day
Judge of Probate.

November Term Nov. 19th 1898.

Court met pursuant to adjournment. Present J. G. Day Judge and Wm. A. Johnson Sheriff, by Geo. C. Brown Deputy Sheriff, when the following proceedings were had to-wit:

Estate of Wm Parker, deceased.

Now this day comes Daniel Blackburn, and presents to the court for allowance against said estate a demand for \$100⁰⁰ founded on a note executed by William Parker and M. J. Parker, notice being waived in person in open court, and affidavit being made in open court, it is ordered that said demand be allowed against said estate in said sum of \$100⁰⁰, and that it be assigned to the Fifth class.

In the matter of the estate of }
Harley W. Holmes, a minor, now of age } ss.

Now comes Daniel Blackburn, curator of the estate of said minor, and presents his accounts and vouchers for his Final Settlement and the said minor, Harley W. Holmes, appearing in open court, and having waived the filing of an exhibit and a notice as required by law, and declared that he is over twenty-one years of age, said settlement is approved, and said Harley W. Holmes, having receipted the record for the full amount of \$69⁴² found to be due him by said settlement, therefore said curator Daniel Blackburn is discharged herein.

Estate of Stephen Henry, deceased.

Now this day comes Selby & Woodruff, and present to the court for allowance against said estate, a demand for \$87⁰⁰, founded on an account for coffin, hearse, &c., notice being waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, in said sum of \$87⁰⁰, and that it be assigned to the First class.

In the matter of the estate of }
Oaty & Hallick White, minors. } ss.

Ordered that the 2d annual settlement made and filed this day by Milt Ewing, curator of the estate of said minors, be approved and recorded.

November Term, Nov. 19th 1898.

In the matter of the estate of }
Perry Kelzey, deceased. } ss.

Now this day comes Verna B. Kelzey, administratrix of the estate of said deceased, and files her accounts and vouchers for her final settlement of said estate, and it appearing that notice has been given as required by law, the debts all paid and said estate fully administered, said final settlement is approved, and it appearing that there is no money or property in the hands of said administratrix, belonging to said estate, it is ordered that said Verna B. Kelzey be discharged as administratrix of said estate of said Perry Kelzey, deceased.

In the matter of the estate of }
Hiram Wise, deceased. } ss.

Now this day comes Eliza J. Wise, administratrix of the estate of said deceased, and files her receipts and vouchers for her final settlement, and it appearing that notice has been given as required by law, the debts all paid, and said estate fully administered, said final settlement is approved, and it appearing that there is no money or property in the hands of said administratrix, belonging to said estate, it is ordered that said Eliza J. Wise be discharged as such administratrix of the estate of said Hiram Wise, deceased.

In the matter of the estate of }
Leonard F. Dougherty, a minor. } ss.

Ordered that the 1st annual settlement, due this term, from W. J. Dougherty, curator of the estate of said minor, be continued to the adjourned term, (November) December 6th 1898, of this court.

In the matter of the estate of }
William Parker, deceased. } ss.

Now comes Margaret J. Parker, administratrix of said estate, and files her written application for permission to sell a bay mare, five years old, belonging to said estate, at private sale, and the court being satisfied that it will be for the best interests of said estate, and not prejudicial to persons interested therein, to sell the same at such sale, it is ordered that said administratrix sell said five year old bay mare, at private sale, for not less than its appraised value, for cash in hand, and that she report the sale to this court.

November Term, Nov. 19th 1898.

In the matter of the estate of
Hazel A. Bennett, a minor, now deceased. } *see*

Now this day comes James H. Weldon curator of the estate of said deceased minor, and files receipts for all the distributees of said estate of said deceased minor, for the total amount found due them on a final settlement of said estate, made at the August term 1898, of this court, to-wit:

Receipt of Ella Bennett, (mother of deceased) \$79⁰⁰

" " Gilbert A. Bennett \$79⁰⁰ and Elbert L.

Bennett \$79⁰⁰ brothers of said deceased, by

James H. Weldon as their curator \$158⁰⁰

and said curator is therefore discharged as curator of said Hazel A. Bennett, a minor, now deceased.

In the matter of the estate of
Thomas Nichols, deceased. } *see*

Now this day it appearing to the court, that the November term 1897, John W. Burge administrator of said estate filed in this court, his vouchers and accounts together with the publisher's proof of publication of notice of final settlement, for his final settlement, and now it appearing that said estate has been fully administered, and all debts of said estate paid, said settlement is approved, and it appearing that there is in the hands of said administrator of said estate, belonging to said estate the sum of \$48⁴⁵, it is ordered that said sum be distributed and paid out as follows:

To George W. Puler (an adopted minor) \$24²²

" James E. Johnson (adopted) 24²²

and upon said John W. Burge administrator, filing in this court, the receipts of each of said distributees for the full amount, as aforesaid, he be discharged herein.

In the matter of the estate of
Clarence Sandidge, a minor. } *see*

Now this day comes Sarah E. Sandidge and shows to the court that said minor is over fourteen and under twenty-one years of age, resides in Daviess county, Missouri, and has no curator of his estate and the court having full faith and confidence in the integrity and ability of said Sarah E. Sandidge

November Term, Nov. 19th 1898.

and said minor having chosen his mother said Sarah E. Sandidge, as the curator of his estate, it is therefore now here ordered that said Sarah E. Sandidge, be and she is hereby appointed curator of the estate of said Clarence Sandidge; and before entering upon the duties of her office, she is required to enter into bond to the State of Missouri, for the use of said minor, with two or more securities, to be approved by the court, in the sum of One Thousand Five Hundred dollars, conditioned for the faithful discharge of her duties according to law.

And now comes Sarah E. Sandidge and accepts such appointment and files her bond in the sum of Fifteen Hundred dollars, with George W. Jackson and J. M. Brown as securities, which is by the court, now here, approved, and said Sarah E. Sandidge, duly qualifies according to law, and enters upon the duties of her trust as such curator.

In the matter of the estate of
John Cameron, deceased. } ss

Ordered that the annual settlement due this term, by W. C. Cameron, executor of the estate of said deceased, be continued to the next February term 1899, of this court.

In the matter of the estate of
Catharine M. Fitzjarrel, deceased. } ss

Ordered that the 1st annual settlement due this term by Martin A. Miller, executor of the estate of said deceased, be continued to Dec. 6th 1898, an adjourned term of this court.

In the matter of the estate of
Dora May Nash, a minor. } ss

Ordered that the annual settlement due this term, by J. W. Graves, guardian and curator, of the estate of said minor be continued to the February term 1899, of this court.

In the matter of the estate of
Elizabeth Scott, a minor. } ss

Ordered that the annual settlement due this term by Charles L. Scott, guardian and curator of the estate of said minor, be continued to the February term 1899, of this court.

November Term, Nov. 19th 1898.

Ordered that court adjourn until Tuesday morning,
December 6th 1898, at 9 o'clock

J. L. Day
Judge of Probate.

In Vacation, in Probate Court, Nov. 28th 1898.

In the matter of the estate of }
Francis N. Burrell, deceased. }

Now this day comes Frank B. Ray and presents to the court, an instrument of writing, purporting to be the last will and testament of said Francis N. Burrell deceased, and prays that it be proven and admitted to probate, and having taken the testimony of Cyrus C. Thornburg and Charles H. Brown the attesting witnesses thereto, declare the same to be the last will and testament of said deceased, and issued a "Certificate of Probate" thereon, and it appearing that said Francis N. Burrell deceased, having appointed Frank B. Ray and Robert Burrell as executors of his last will; it is ordered that said Frank B. Ray and Robert Burrell, be and they are hereby appointed executors of the last will and testament of said Francis N. Burrell deceased, and it is ordered, as per the provisions of said last will, that they be not required to enter into bond.

And it is further ordered that Cyrus C. Thornburg and A. S. Whitely be and they are hereby appointed witnesses to accompany and aid said executors in opening and examining the papers, money and other property of the deceased, and in making an inventory thereof.

J. L. Day
Judge of Probate.

Adjourned November Term, Dec. 6th 1898.

Court met pursuant to adjournment. Present J. L. Day Judge and Wm. A. Johnson, Sheriff, by Geo. D. Brown Deputy Sheriff, when the following proceedings were had, to wit:

In the matter of the estate of
William Parker, deceased.

Now this day comes Margaret L. Parker, widow of said deceased, and prays the Court to make an appropriation out of the personal assets of said deceased, to supply the deficiency in grain, meat, vegetables, groceries and other provisions on hand and provided and necessary for the support of herself 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 Seventy-five (\$175⁰⁰) will be necessary to supply such deficiency. It is therefore ordered that said sum of \$175⁰⁰, be appropriated out of the personal assets of said estate, for that purpose and that the administratrix of said estate, is hereby authorized and directed to pay over to said widow, the said sum of \$175⁰⁰, and that she have credit therefor in her settlement of said estate.

Estate of Wm. Parker, deceased.

Now comes J. E. Hull and presents to the court for allowance against said estate, a demand for \$327, founded on an account for a check signed by said deceased, notice waived in writing, affidavit made in open court, and the correctness of said demand certified to by the administratrix, it is ordered that said demand be allowed against said estate, to the amount and sum of \$327, and that it be assigned to the Fifth class.

Estate of John Gardner, deceased.

Now this day comes Dr. W. L. Brosius and presents to the court, for allowance against said estate, a demand for \$18⁰⁰ founded on an account for medical services, notice waived in writing, affidavit and proof made, it is ordered that said demand be allowed against said estate, to the amount and sum of \$18⁰⁰, and that it be assigned to the Second class.

Estate of Stephen Henry, deceased.

Now comes Dr. Wm. E. Black and presents to the

Adjourned November Term, Dec. 6th 1898.

court for allowance against said estate, a demand for \$10⁰⁰ founded on an account for medical services, notice waived in writing, affidavit made in open court, and proof made, it is ordered that said demand against said estate be allowed, to the amount and sum of \$10⁰⁰, and that it be assigned to the second class.

In the matter of the estate of }
James W. Beesley, a minor, now of age }^{ss}

Now this day comes Wm. Geisley guardian and curators of the estate of said minor, now of age, and presents his accounts and vouchers for his final settlement, and the said minor, James W. Beesley, appearing in open court and having waived the filing of an exhibit and notice as required by law, and declared that he is over Twenty-one years of age, said settlement is approved and said James W. Beesley having receipted the record for the full amount of \$765³⁴, found to be due him, by said settlement, therefore said guardian Wm. Geisley is discharged herein.

Estate of Sampson Crox, deceased.

Now this day comes J. W. L. Brasins and presents to the court, for allowance against said estate, a demand for \$6⁰⁰ founded on an account for medical services, notice waived in writing, affidavit and proof made, and it is ordered that said demand be allowed against said estate, to the amount and sum of \$6⁰⁰, and that it be assigned to the second class.

In the matter of the estate of }
Margaret Burns, deceased }^{ss}

Now this day comes Henry F. McCray, and prays the court for letters of Administration on the estate of said deceased, and having filed his affidavit as required by law, and it appearing to the court that said Margaret Burns died possessed of property of the probable value of \$600⁰⁰, it is ordered that letters of Administration of the goods, chattels, credits and effects of said deceased, be issued to said Henry F. McCray, and that he enter into bond to the State of Missouri, in the sum of Fifteen Hundred dollars, with two or more sufficient securities, to be approved by the court.

And now comes said Henry F. McCray and files his bond in the sum of Fifteen Hundred (\$1500⁰⁰) dollars with Grant

Adjourned November Term, Dec. 6th 1898.

McCrary and J. M. Linville, as securities, which bond is accepted and approved by the court now here.

And it is further ordered that A. B. Evans and Asa Worrell, 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.

In the matter of the estate of Catharine M. Fitzjarrell, deceased. Ordered that the first annual settlement, due at the last November term 1898, of this court, and on proper continuance, is this day filed, by Martin A. Miller executor of the last will of said deceased, be approved and recorded.

Estate of John Gardner, deceased.

Now this day comes E. Allen and presents to the court his allowance against the estate of said John Gardner deceased, a demand for \$3.00, founded on an account for breeding three cows, notice being waived in writing, affidavit made, and the correctness of said demand certified to by the executor, it is ordered that said demand be allowed against said estate to the amount and sum of \$3.00, and that it be assigned to the Fifth class.

Estate of Stephen Henry, deceased.

Now this day comes The Farmers Exchange bank, by its President John W. Meade, and presents to the court for allowance against said estate a demand for \$325.00, founded on on two notes, each executed by Stephen Henry, deceased, one dated August 1st 1898, for \$150.00, the other dated September 12th 1898, for \$175.00; notice being waived in writing, affidavit made, in open court, it is ordered that said demand be allowed against said estate in said amount and sum of \$325.00, and that it be assigned to the Fifth class.

In the matter of the estate of John H. Cox and Nancy Cox, minors.

Now this day comes Wm. Geisley, late Public Administrator and ex-officio guardian and curator of the estate of said minors, John H. Cox and Nancy Cox, and files the receipt of Laura A. Meader, Receiver and guardian of said minors, residing at Githtown, Jack county, Texas, for the full amount found to be due

Adjourned ^{by} November Term, Dec. 6th 1898

said minors, by order of distribution and final settlement of the estate of said minors, made at the November term 1898, of this court it is therefore ordered that said W^m Geisler, Public Administrator and ex-officio guardian and curator of the estate of said John H. Cox and Nancy Cox said minors, be discharged herein.

In the matter of the estate of
Francis N. Burrell deceased. } ss

It being shown to the court, now here, that in vacation of this court, to-wit: on the 28th day of November, 1898, an instrument of Writing, purporting to be the last Will and Testament of Francis N. Burrell deceased, and attested by Cyrus C. Thornburg and Charles H. Brown, as witnesses, was produced before the judge and ex-officio clerk of this court, to be proven and admitted to probate as the last Will of said Francis N. Burrell deceased, and said clerk proceeded to take the testimony of said Cyrus C. Thornburg and Charles H. Brown, 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 28th day of November 1898. And the court having inspected said Will and seen and heard the testimony of said attesting witnesses so taken by the clerk of this court, in vacation, as to the execution of said will and being sufficiently advised, it is ordered and adjudged by the court that said instrument be considered proved and the same is adjudged to be the last Will of said Francis N. Burrell deceased, and the said proceedings and action of the clerk in the premises, be and the same will be admitted to record.

In the matter of the estate of,
Thomas Nichols, deceased. } ss

Now this day comes John W. Burge administrator of the estate of said deceased, and files the receipt of James E. Johnson for the full amount, \$2422, found to be due him by an order of distribution made on a final settlement made at the November term 1898, of this court, of the estate of said deceased, thereupon said administrator is discharged as to James E. Johnson.

In the matter of the estate of
Stephen Henry, deceased. } ss

Now comes Robert H.

Adjourned November Term, Dec. 6th 1898.

Henry and Thomas Railsback, administrators of the estate of said deceased, and respectfully represent to the court that as such administrators they have in their hands, the sum of \$1200⁰⁰, which will not be required for the payment of the debts of said estate and which your petitioners now ask the court to distribute to the heirs of Stephen Henry deceased, whose names are as follows:

To Mrs. Cora Barlow	\$200 00
" Mrs. Mary L. Railsback	200 00
" Miss Lauretta E. Henry	200 00
" Egbert H. Henry	200 00
" Miss Grace Henry	200 00
" Homer B. Henry (a minor)	200 00

It is therefore ordered by the court that said administrators distribute and pay over to the above named heirs and distributees, the amount of \$200⁰⁰ each, and upon filing the receipt of each of the above named distributees for said amount, that they have credit therefor.

Estate of Wm. A. Hamilton, deceased.

Now comes Thomas Hicklin, attorney for James Clark Leather Co., of St. Louis, Missouri, and presents to the court for allowance against said estate, a demand for \$50³⁹, founded on an account for leather furnished, notice waived in writing, affidavit and proof made; It is ordered that said demand be allowed against said estate to the amount and sum of \$50³⁹, and that it be assigned to the Fifth class.

In the matter of the estate of Francis N. Burrell, deceased. }
 vs. }
 Frank B. Ray and Robert Burrell, executors of the last Will of said Francis N. Burrell deceased, }
 Defendants. }

Whereas, it appearing to the court, that no bond is required of Frank B. Ray and Robert Burrell, executors of the last Will of said Francis N. Burrell deceased, it is ordered that no bond be required of said executors, and that their appointment as such executors by the judge and ex-officio clerk of this court, in vacation, be and the same are in all things ratified and confirmed.

Estate of Thomas Flowers, deceased.

Gabe W. Cox } Plaintiff
 against }
 Geo. O. Brown, administrator of said est. Defendant. }

Now comes the above parties, and the said Gabe W. Cox, presents to the court for allowance against said estate, a demand for \$19³⁴, founded on an account for drayage, notice waived

Adjourned November Term. Dec. 6th 1898.

affidavit and proof made, and said Geo. O. Brown as such administrator, exhibits against the same, an offset for the sum of \$6²⁵, founded on an account, and the court having heard the testimony, doth find for the plaintiff in the sum of \$19³⁴ and for the defendant, in the sum of \$3²⁷, and after deducting the sum found for the defendant from the sum found for the plaintiff, do find for the plaintiff the sum of \$15⁸⁴, it is therefore ordered and considered by the court that the sum of \$15⁸⁴ so found as aforesaid, be allowed in favor of the plaintiff, against said estate, and that it be assigned to the Fifth class.

In the matter of the alleged insanity of.)
Samuel Hershberger. } ss.

Now at this day comes Sabert Lee and files information in writing with the judge of the Probate Court of Daviess county, Missouri, that Samuel Hershberger, a resident of said Daviess county, Missouri, is of unsound mind and incapable of managing his affairs, that he is the father of six children, that he has personal property in his own right and name, and that he is now, and has been for several years confined in the State Lunatic Asylum, at St. Joseph, Missouri, and said petitioner prays the court, that an inquiry thereunto be had, and said Judge of Probate, being satisfied that there is good cause for the exercise of the jurisdiction of said Probate Court in said matter, it is ordered by the court that an inquiry be held forthwith whether said Samuel Hershberger is of unsound mind or not, and it is further ordered that notice to said Samuel Hershberger, and his presence in court during examination, be dispensed with, on account of said alleged insane person being now confined in the State Lunatic Asylum, at St. Joseph, Missouri.

And now this day comes a jury, duly summoned, to-wit: Robert Brady, Flint L. Davis, W. S. Whit, N. B. Brown, Milt. O. Lester, Robert Johnson, Jesse Baldwin, J. T. Green, Thomas Buzzard, St. Perry Godman, H. F. Wynn, and John Chamberlain, twelve good and lawful men, who are sworn to do well and truly make inquiry and determine whether the said Samuel Hershberger is a person of unsound mind or not. And the jury having heard the evidence

Adjourned November Term, Dec. 6th 1898.

offered touching his condition, retired to consider their verdict, and after due deliberation, returned into court the following verdict, to-wit:

"We the jury find that Samuel Hershberger is of unsound mind and not capable of managing his own affairs.

N.B. Brown.

Foreman!

It is therefore adjudged by the court, that said Samuel Hershberger is a person of unsound mind and not capable of managing his affairs, and the court hereby appoints Silas N. Best the duly qualified Public Administrator of Daviess county, State of Missouri, Guardian of the estate of said Samuel Hershberger, and it is further ordered that said guardian take charge of the estate of said insane person and manage said estate and effects, to the best advantage according to law.

And it is further ordered that Thomas R. Shaw and Henry L. Leade, be and they are hereby appointed witnesses to accompany and aid said Public Administrator and ex-officio guardian, in opening and examining the papers, money, and other property of the estate of said insane person, and in making an inventory thereof.

And it is further ordered that said guardian cause notice to be published four weeks, in the Gallatin Democrat, a newspaper published in Daviess county, Missouri, giving notice of his appointment as such guardian of the estate of said Samuel Hershberger, an insane person.

Ordered that court adjourn until court in course

J. G. Day

Judge of Probate.

In Vacation, in Probate Court, December 8th 1898.

In the matter of the estate of }
James Martin Watts, a minor }

Now this day comes Isaac Montgomery, step-father of said minor, and shows to the court, that said minor is over fourteen and under Twenty-one years of age, that he resides in Daviess county, Missouri, and has no curator of his estate; and said minor appeared in court, and upon being informed by the court as to his rights in the premises, he chose said Isaac Montgomery as the curator of his estate. It is therefore ordered by the court, that said Isaac Montgomery, be and he is hereby appointed curator of the estate of said minor, James M. Watts; and before entering upon the duties of his office as such curator, he is required to enter into bond to the State of Missouri, for the use of said minor, with two or more, sufficient securities to be approved by the court, in the sum of Sixteen Hundred dollars, conditioned for the faithful discharge of his duties, according to law.

And now this day comes said Isaac Montgomery and accepts such appointment and files his bond in the sum of Sixteen Hundred dollars, with F. M. Rush and G. W. Kennedy as sureties, which is accepted and approved, and said Isaac Montgomery duly qualifies according to law, and enters upon the duties of his trust as such curator.

J. L. Day
Judge of Probate

In Vacation, in Probate Court, Dec. 10th 1898.

In the matter of the partnership estate of
Gilbert & Parker.

Now this day comes Frank M. Parker, surviving partner of the firm of Gilbert & Parker, and shows to the court, that Frank W. Gilbert, who was a member of said firm and the owner of a one-half interest therein, has departed this life, and files his bond as required by law, to-wit: Sections 56 and 59, of Chapter 4, Article 3, of Revised Statutes of Missouri, which bond is accepted.

It is therefore ordered that said Frank M. Parker, surviving partner as aforesaid, take charge of said co-partnership estate, and administer the same according to law.

And it is further ordered that J. H. Hebbel and W. H. Nelson

Sent copy for Pension to J. M. Montgomery, by mail
Dec 8th 98. 30 copy 750 units

be and they are hereby appointed witnesses to accompany and aid said surviving partner in opening and examining the papers, money and other property of said partnership estate of Gilbert & Parker, and in making a true inventory thereof.

J. L. Day

Judge of Probate.

Bond of ^{2d} Frank M. Parker, Surviving Partner.

We, Frank M. Parker, as Principal, and Q. P. Walter and Q. B. Price, as securities, are held and firmly bound unto the State of Missouri, in the sum of One Thousand (\$1000⁰⁰) dollars, for the payment of which we bind ourselves firmly by these presents.

Upon the condition, that whereas, the said F. M. Parker, said surviving partner of the late firm of Gilbert & Parker, shall use due diligence and fidelity in closing the affairs of the late partnership, apply the property thereof toward the payment of the Partnership debts, render an account annually upon oath to the Probate Court, of all the partnership affairs, including the property owned by the late firm, and debts due thereto, as well as what has been paid by the survivor towards the partnership debts, and what may still be due and owing therefor, and pay over in two years, unless a longer time be allowed by the court or the executor or administrator, the excess, if any there be, beyond satisfying the partnership debts and costs and expenses in closing the affairs of the co-partnership, then the above bond to be void, otherwise to remain in full force.

Witness our hand and seal, this 10th day of December

A.D. 1898.

Frank M. Parker

Seal

Q. P. Walter

Seal

Q. B. Price

Seal

State of Missouri,

County of Daviess.) I, J. L. Day, Judge of the Probate Court, of Daviess county, Mo., do hereby certify that this bond was taken and approved by me, and that it was signed and executed in my presence.

Witness my hand, and seal this 10th day of December A.D. 1898.

Seal

J. L. Day

Judge of Probate.

In Vacation, in Probate Court, Dec 13th 1898.

In the matter of the partnership estate of
Gilbert & Parker.

Now this day comes Frank M. Parker surviving partner and administrator of said co-partnership estate and files his written application for permission to sell the stock of cigars, tobacco furniture and fixtures in Factory No. 22, of the 5th District of Missouri, 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 three-fourths of the appraised value, on a credit of twelve months, taking the purchasers note at 8 per cent. interest from date, with good security and that he report the same to this court.

J. L. Day
Judge of Probate

In Vacation, in Probate Court, Dec. 13th 1898.

In the matter of the estate of
Sophia May, deceased.) ss.

Now this day comes Henry S. Clark, and produces to the court an Instrument of Writing, purporting to be the last Will and Testament of said Sophia May deceased, and prays that it be proven and admitted to Probate, and having taken the testimony of Henry S. Clark and Thomas B. Osborn, the attesting witnesses thereto, do declare the same to be the last Will and Testament of said Sophia May, deceased, and issued a "Certificate of Probate" thereon.

J. L. Day
Judge of Probate

In Vacation, in Probate Court, Dec. 15th 1898.

In the matter of the estate of
John Pierson, deceased.) ss.

Now this day comes Dr. H. A. Chandler, and files in this court his petition, setting forth that said deceased at the time of his death was indebted to him in the sum of about \$130⁰⁰, for medical services rendered, no part of which has been paid, and said petitioner prays for and demands that an administration of the estate of said deceased, be had; It is therefore ordered that citation

issue to next of kin, to Oliver P. Pierson, to appear and qualify as administrator of the estate of said deceased, within twenty days of service of citation, or Letters of Administration will be issued to such person as the court may deem most suitable.

J. L. Day

Judge of Probate.

In the matter of the estate of,
John Pierson, deceased. } ss

This is to certify that on this the 15th day of December A.D. 1898, I issued citation to Oliver P. Pierson, next of kin to said deceased, to appear in this court and qualify as administrator of his father's estate, said John Pierson, deceased, and placed said citation in the hands of Wm. Johnson Sheriff of Daviess county, Missouri.

J. L. Day

Judge of Probate.

In Vacation, in Probate Court. Dec. 16th 1898.

In the matter of the estate of,
Patrick H. Murphy, deceased. } ss

Now this day comes Francis M. Williams and prays the court for Letters of Administration on the estate of said deceased, and having filed his affidavit as required by law, and it appearing to the court, that said Patrick H. Murphy died possessed of property of the probable value of \$3,000.00, and the widow of said deceased having, in writing, 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 said Francis M. Williams, and that he enter into bond to the State of Missouri, in the sum of Six Thousand (\$6,000.00) dollars, with two or more sufficient securities, to be approved by the court.

And now comes said Francis M. Williams and files his bond in the sum of Six Thousand dollars, with J. W. Manning and H. C. Long as sureties, which is accepted.

And it is further ordered that J. W. Manning and H. C. Long, 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. L. Day

Judge of Probate.

In Vacation, in Probate Court, Dec. 22^d 1898.

In the matter of the estate of
Salomon Lireley, deceased. } ss.

Now this day comes Nathaniel Lireley, and prays the court for Letters of Administration on the estate of said deceased, and having filed his affidavit as required by law, and it appearing to the court that said Salomon Lireley did possessed of property of the probable value of \$10000⁰⁰, and the widow of said deceased, having 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 said Nathaniel Lireley, and that he enter into bond to the State of Missouri, in the sum of Twenty-five Thousand dollars, with two or more sufficient securities, to be approved by the court.

And now comes Nathaniel Lireley, and files his bond in the sum of Twenty-five Thousand (\$25000⁰⁰) dollars, with David Lireley, George W. Lireley, Wilson Lireley and W. M. Lireley as securities, which is accepted.

And it is further ordered that W. R. Cole and Frank B. Ray, 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. F. Day

Judge of Probate.

In Vacation, In Probate Court, Dec. 31st 1898.

In the matter of vacating } ss.
Probate Judge's Office

Whereas, now at the close of business of this the last day of A.D. 1898, comes Thomas R. Shaw, and shows to the Satisfaction of the court, that on the 8th day of November 1898, the voice of the people decreed that he should don the judicial robes of Judge of Probate, within and for Daviess county, and this court having full faith in the ability and integrity of said Thomas R. Shaw; it is therefore ordered that the Seal, Key, all records, papers and all property belonging to the Probate Court, be turned over to and placed in the care and custody of said Judge Thomas R. Shaw.

J. F. Day Judge of Probate

In Vacation - January 18th 1899.

In the matter of the Estate of Order for Private Sale of
Solomon Lierley Deceased Personal Property.

Now comes Nathaniel Lierley administrator
of said Estate and files his written application for
permission to sell. Certain personal property belonging
to said estate, at private sale, described as follows.

One rick of hay about 5 tons

One top buggy.

One Cultivator

One - One horse Corn Cutter.

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 on a credit of nine months without in-
terest, and at not less than three fourths of the ap-
proximate value and that he report the same to this
Court.

Thomas R Shaw
Judge of Probate.

In Vacation - January 25th 1899.

In the matter of the estate of ^{Memorandum} Elijah J. Trooper deceased. Letters of Administration

Now comes Thomas L Blackwell and prays the court for letters of administration on the estate of Elijah J. Trooper deceased, and having filed his application as required by law showing that said Elijah J. Trooper departed this life in Danvers County Missouri on the 7th day of September 1898, intestate, leaving as his sole heir at law his sister, Mary E Blackwell who resides in Danvers County Missouri and stating that he will make a perfect inventory and faithfully administer the estate of said deceased. And it appearing to the Court, that said Elijah J. Trooper died possessor of property of the probable value of Five hundred dollars, and that the said Mary E Blackwell is a married woman and thereby disqualified from administering and that the said Thomas L Blackwell is competent and suitable to administer upon said estate.

It is therefore ordered that letters of administration of the goods, chattels, credits and effects of said deceased be issued to the said Thomas L Blackwell, and that he enter into bond to the state of Missouri in the sum of One thousand dollars with two or more securities, residents of this County, conditioned according to law. And now comes the said Thomas L Blackwell and files his said bond with Lawrence S. Dale and James H. Hornbuck as securities which is accepted and approved. It is further ordered that E. C. Wilson and W. D. Weaver 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.

Thomas R Shaw, Judge

In Vacation - January 27th 1899.

In the matter of the estate of George W. Walls Deceased Proof of will.

Now at this day comes John A. Dunn and produces to the court an instrument of writing purporting to be the last will and testament of George W. Walls deceased, and asks that the same be proved and admitted to probate. And having taken the testimony of D. P. Alexander and J. M. Stucker the attesting witnesses thereto declared the same to be the last will of said deceased, and issued a certificate of probate thereon.

Thomas R. Shaw

Judge of Probate.

In Vacation February 1st 1899.

In the matter of the Estate of Carl Roswell, Thyra Roswell, Freda Roswell and Elna Roswell. Apparment of
Curator.
minor heirs of Alfred Roswell Deceased

Now on this first day of February 1899, comes Robert V. Thompson and files an application in writing signed by Carl Roswell and Thyra Roswell which application authorizes and requests the appointment of him the said Robert V. Thompson Curator of the Estate of said Carl and Thyra Roswell, and it appearing to the Court that they are minors above the age of fourteen years, and it further appearing to the Court that Freda Roswell and Elna Roswell are minors under the age of fourteen years, and that all of said minors reside in the County of Daviess⁴⁴ and state of Missouri. And it further appearing that Amanda Roswell the Mother of said minors has this day filed in writing a waiver of her statutory right to the Curatorships of said minors and requested the appointment of said Robert V. Thompson as such Curator. And it further appearing that the said Robert V. Thompson is a suitable and competent person for such trust. It is ordered that he and he is hereby appointed Curator of the estate of said Carl, Thyra, Freda and Elna Roswell and before entering upon the duties of his office he is required to enter into bond to the State of Missouri for the care of said minors, with two or more

securities to be approved by the Court in the sum of Thirty five hundred dollars, conditioned for the faithful discharge of his duties according to law. And now comes the said Robert V Thompson and accepts such appointment and gives his bond in said sum of Thirty five hundred dollars, with George B Kimball and Charles M Patter as securities, which said bond is approved, and said Robert V Thompson being duly qualified according to law enters upon the discharge of his duties as such Curator.

Thomas R Shaw
Judge of Probate.

In Vacation February 3rd 1899.
In the matter of the Estate of Prorog of will
Ebenzer Chamberlain Dec'd

Now at this day comes Charles S. Chamberlain and produces to the Court an instrument of writing purporting to be the last will and testament of Ebenzer Chamberlain, deceased and asks that the same be proved and admitted to probate, and having taken the testimony of D. Harford Davis, and Edward M. Mann the attesting witnesses thereto declared the same to be the last will of said deceased and issued a certificate of probate thereon.

Thomas R Shaw
Judge of Probate

In Vacation February 4th 1899.
In the matter of the Estate of
Ebenzer Chamberlain Dec'd

Now on this day comes Charles S. Chamberlain and prays the Court for letters of administration with the will annexed on the estate of said Ebenzer Chamberlain deceased, and it appearing to the Court that the last will and testament of said deceased was on the 3rd day of February 1899, filed proved and admitted to probate by the Judge of this Court, and it further appearing that no executor was appointed in and by said last will to execute the same, and the widow of said deceased

having filed a written relinquishment of her right to administer said Estate and the Court being satisfied that said Charles S Chamberlain is a suitable person for such trust. It is ordered that he he and he is hereby appointed administrator with the will annexed of said estate, and that he enter into bond to the State of Missouri in the sum of Five thousand dollars with two or more securities, residents of this County conditioned according to law.

And now comes said Charles S Chamberlain and files his bond in said sum of Five thousand Dollars with John W. Singleton and Thomas R Hays as his securities which is accepted.

It is further ordered that John W. Singleton and Daniel Doty 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.

Thomas R Shaw
Judge of Probate.

In Vacation February 7th 1899.

In the matter of the estate of ~~George W. Walls~~ appointment of
George W. Walls Deceased ~~Executor~~

Now on this day comes John A. Dunn and prays the Court for letters testamentary on the estate of said deceased. and it appearing to the Court that by the terms of the last will and testament of said deceased which said will was duly admitted to probate on the 27th day of January 1899, said John A. Dunn was named as executor therein, and said John A. Dunn being deemed a suitable person for such trust, it is ordered that he he and he is hereby appointed Executor of said estate and that letters testamentary issue to him thereon, and that he enter into bond to the State of Missouri in the sum of Three thousand Dollars with two or more securities, conditioned according to law. And now comes said John A. Dunn and files his bond in said sum of Three thousand dollars with James A. Troxell and William G. Pendleton as

his securities which is accepted.

It is further ordered that L.M. Brown and James A. Traxell be and they are hereby appointed witnesses to accompany and aid said Executor in opening and examining the papers money and other effects of said deceased and in making an inventory of them.

Thomas R Shaw
Judge of Probate.

In Vacation February 8th 1894

In the matter of the estate of Alfred Russell deceased Appointment of Administrator

Now comes Robert V. Thompson and prays the Court for letters of administration on the estate of said deceased, having filed his application as required by law. And it appearing to the Court that said Alfred Russell deceased died possessed of property of the probable value of Five hundred dollars, and that there are no heirs of division competent who are by law entitled to administer upon said estate. And the Court having full faith and confidence in the ability and integrity of said Robert V. Thompson. It is therefore ordered that letters of administration of the goods Chattels credits and effects of said deceased be issued to the said Robert V. Thompson and that he enter into bond to the state of Missouri in the sum of One thousand dollars, with two or more sufficient securities, residents of this County conditioned according to law.

And now comes said Robert V. Thompson and files his said bond with Milt Ewing and John W. Meade as securities which is accepted.

It is further ordered that C.W. Shafer and John O'Brien 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.

Thomas R Shaw
Judge of Probate.

February Term Monday Feby 13th 1899

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 in said County on the 13th day of February 1899 there were present Thomas R. Shaw Judge and William A. Johnson Sheriff when the following proceedings were had to wit

Ordered that the bond of Nathaniel Lierley as administrator of the estate of Solomon Lierley deceased taken in vacation be and the same is hereby approved and his appointment as such administrator is in all things ratified and confirmed.

Ordered that the bond of J. M. Williams as administrator of the estate of Patrick H. Murphy deceased taken in vacation December 16-1898 be and the same is hereby approved and his appointment as such administrator in all things ratified and confirmed.

Ordered that the bond of J. M. Parker as surviving partner of the partnership estate of Gilbert and Parker taken in vacation December 10th 1898 be and the same is hereby approved and his appointment as such surviving partner in all things ratified and confirmed.

Ordered that the bond of Thomas L. Blackwell as administrator of the Estate of Elijah J. Prosper deceased taken in vacation January 20th 1899 be and the same is approved and his appointment as such administrator in all things ratified and confirmed.

Ordered that the bond of Robert V. Thompson as administrator of the Estate of Alfred Roswell deceased taken in vacation February 8th 1899 be and the same is hereby approved and his appointment as such administrator ratified and confirmed.

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Ordered that the bond of Isaac Montgomery as curator of the Estate of James Martin Watts a minor taken in vacation December 8th 1898 be and the same is approved and his appointment as such curator ratified and confirmed.

Ordered that the bond of Robert V Thompson as curator of the estate of Carl. Thyra. Freda and Edun Roswall minor heirs of Alfred Roswall deceased taken in vacation February 1st 1899. be and the same is approved and his appointment as such curator ratified and confirmed.

Ordered that the bond of John H. Johnson as executor of the will of William G. Armstrong deceased taken in vacation September 27th 1898 be and the same is approved and his appointment as executor ratified and confirmed.

Ordered that the bond of Charles E Chamberlain Executor of the last will of Elizabeth Chamberlain deceased taken in vacation February 3rd 1899. be and the same is approved and his appointment as executor ratified and confirmed.

Ordered that the bond of John A. Dunn as Executor of the last will and testament of George W. Waller, deceased taken in vacation February 7th 1899 be and the same is approved and his appointment as Executor ratified and confirmed.

In the matter of the Estate of } Order of discharge
Olden Cole. Deceased } Receipts filed.

Now at this day comes Birdine Cole Executor of the Estate of said Olden Cole deceased and files the receipts of all the distributees and legatees of said deceased for the amount found due them on final settlement with this Court at its November term 1898 as appears by the order of distribution therein made at said November. Wherefore said Estate being fully administered said Executor is discharged.

In the matter of the Estate of } Receipts filed and Executor
Jacob Hilbish Deceased } discharged.
Now comes William Roney. Executor of the

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estate of Jacob Hilbish deceased and files the receipt of Nelson Hilbish for the sum of ten dollars, same being in full of the legacy bequeathed him by said deceased as shown by the last will and testament of said deceased. And said estate being fully administered said Executor is discharged herein.

Estate of Calvin Carlton Dec'd 3

Now at this day comes W. B. Brown and presents to the Court for allowance against said estate a demand for \$10⁰⁰. Notice being waived in writing, and administrator having certified to the correctness of said demand and affidavit having been made. It is therefore ordered that said demand be allowed against said estate in said sum of \$10⁰⁰ and same is assigned to the 5th class.

Estate of John Gardner Dec'd 3

Now at this day comes Anderson Langford and presents to the Court for allowance against said estate a demand for \$5.37 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 \$5.37 and that it be assigned to the 5th class.

In the matter of the Estate of 3 Order of sale of real estate.
Lucian B Noah Dec'd 3

Now at this day comes Charles Noah administrator of the estate of said deceased, and shows to the Court that the order of publication made at the November term 1898 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 published for more than four weeks prior to the first day of the present term of this Court, in the "North Missourian" a weekly newspaper published in said County of Daviess, and that personal service of said notice has been made on the heirs and devisees of said deceased resident in said county at least ten days before the present term of this Court. And having heard

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said application and being satisfied that the personal estate of the deceased 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 that part of the real Estate mentioned in said petition and described as the South West quarter of the South West quarter of section 10. Township 58 Range 28. 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.

On the matter of the Estate of ^{deceased} Sophia May. Decedent ³

It being shown to the Court now here that in vacation of this Court to-wit: on the 13th day of December 1898. an instrument in writing purporting to be the last will and testament of Sophia May deceased and attested by H.D. Clark and J.B. Osborn as witnesses was produced before the Clerk of this Court to be proved and admitted to record as the last will of said Sophia May deceased. And said Clerk proceeded to take the testimony of said H.D. Clark and J.B. Osborn 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 December 1898. And the Court having inspected said will and seen and heard the testimony of the said attesting witnesses so taken by the Clerk of this Court in vacation, as to the execution of said will, and being sufficiently advised It is ordered and adjudged by the Court that said instrument be considered proved, and the same is adjudged to be the last will of said Sophia May deceased. And the said proceedings and action of the Clerk in the premises be and the same are in all things ratified and confirmed and that said will be admitted to record.

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In the matter of the estate of ~~and~~ and probate of the last will and testament of George W. Walls. Decd. Judgment establishing will

It being shown to the Court now here that in vacation of this Court to-wit: on the 27th day of January 1899 an instrument in writing purporting to be the last will and testament of George W. Walls deceased and attested by S.P. Alexander and J.M. Stucker as witnesses was produced before the Clerk of this Court to be proved and admitted to record as the last will of George W. Walls, deceased, and said Clerk proceeded to take the testimony of said S.P. Alexander and J.M. Stucker said attesting witnesses which was by said Clerk reduced to writing, and signed by them respectively, and is now here produced in Court, and said Clerk having declared said will proved granted a certificate of probate on said 27th day of January 1899. And the Court having inspected said will and seen and heard the testimony of the said attesting witnesses so taken by the Clerk of this Court in vacation as to the execution of said will, and being sufficiently advised It is ordered and adjudged by the Court that said instrument be considered proved and the same is adjudged to be the last will of said George W. Walls deceased. And the said proceedings and action of the Clerk in the premises be and the same are in all things ratified and confirmed and that said will be admitted to record.

In the matter of the Estate of ~~and~~ and probate of the last will and testament of ~~and~~ Ebenezer Chamberlain Decedent Judgment estob-
lishing will.

It being shown to the Court now here that in vacation of this Court to-wit on the 3rd day of February 1899 an instrument in writing purporting to be the last will and testament of Ebenezer Chamberlain deceased and attested by D. Harfield Davis and Elwood M. Mann as witnesses was produced before the Clerk of this Court to be proved and admitted to record as the last will of said Ebenezer Chamberlain deceased and said Clerk proceeded to take the testimony of said D. Harfield Davis and Elwood M. Mann said attesting witnesses which

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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 3rd day of February 1899.

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

In the Matter of the estate of $\frac{3}{3}$ Final settlement.

James W. Miller. Deceased $\frac{3}{3}$

Now at this day comes John W. Lockridge 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 and owing by said estate has been fully paid, and said estate fully administered. It is therefore ordered that said settlement be approved and said administrator finally discharged.

In the Matter of the estate of $\frac{3}{3}$ Appointment of administrator
Amanda Roswell. Deceased $\frac{3}{3}$

Now at this day comes Robert V. Thompson ^{and} prays the Court for letters of administration on the estate of said Amanda Roswell deceased. Having filed his application as required by law. And it appearing to the Court that said deceased did possessed of personal property of the probable value of Five thousand dollars and that there are no heirs or devisees of said deceased competent who are by law entitled to administer upon said estate, they being minors, And the Court having full faith and confidence in the ability and integrity of said