

Polk County

Recorder of Deeds

Volume E

Pages 201-250

LAST WILL AND TESTAMENT

I, Christiana Spry, of lawful age of Bolivar, Polk County, Missouri, do hereby make, declare and publish the following as my last will and testament, to-wit:

Item I: I direct that all my just debts including funeral expenses and burial expenses be first paid and that this be done as soon after my death as reasonably practical.

Item:II: I give, devise, bequeath to my granddaughter, Avoline Spry, all my property, both real and personal of whatsoever kind and character remaining after payments designated in Item I.

Item III. I hereby appoint and designate my son, Bertram Spry, as Executor of this Will, without bond.

Executed at Bolivar, Missouri, this 9 day of May, 1938.

Christiana Spry.

Testatrix.

The above named Testatrix in our presence executed the above instrument and declared the same to be her last will and testament and at her request and in her presence and in the presence of each other, we hereto subscribe our names as witnesses.

V. A. Scheel

Mrs. V. A. Scheel.

Witnesses.

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PROOF OF WILL

STATE OF MISSOURI,

COUNTY OF POLK SS.

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 8th day of April, 1939, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared V. A. Scheel and Mrs. V. A. Scheel, who are the subscribing witnesses to the annexed will of Christina Spry, deceased, and being by first duly sworn, depose and say that the said Christiana Spry, the testatrix, subscribed the same in their presence, and published and declared said will or instrument of writing to be her last will and testament, and that at the time of signing the same, she, the testatrix, was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testatrix, and of each other, and at the request of the said testatrix.

Mrs. V. A. Scheel

V. A. Scheel

Subscribed and sworn to before me this 8th day of April, 1939.

(SEAL)

A. B. Wright
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI,

COUNTY OF POLK, SS.

IN THE PROBATE COURT.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date May 9, 1938, purporting to be the last will and testament of Christiana Spry, deceased, and signed by said Christiana Spry, deceased, late of Polk County, and having heard the testimony of V. A. Scheel and Mrs. V. A. Scheel, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date May 9, 1938, to be the last will and testament of said Christiana Spry, deceased, and the same is there-

fore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 8th day of April, 1939.

(SEAL)

A. B. Wright

Judge of Probate

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI)
COUNTY OF POLK) SS.

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court in and for said County, hereby certify that the above is a true copy of the original Last Will and Testament of Christiana Spry, deceased, and the proof thereof, as the same appears on record in my office.

Witness my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 23rd day of August, 1940.

(SEAL)

A. B. Wright.

Judge & Ex-Officio Clerk.

Filed for record in this office this 23rd., day of August 1940 at 4 o'clock 30 minutes P. M.

By

Joe C. Bristhard

Deputy

Russell Dixon,

Recorder

I, Frank Kellner, being of sound and disposing mind and memory, do hereby make and publish and declare this my last will and testament hereby revoking any and all other and former wills made by me.

First: I desire that all my just debts, including funeral expenses be paid.

Second: Having heretofore given to me children, Helen Skarde and Alfred Kellner, property equal to the share hereinafter willed to my son Cyrill Kellner and Josephine Kellner; They; Helen Skarde and Alfred Kellner, will receive the proceeds of life insurance, it is my wish and desire that they take and receive nothing further out of my estate, and I, therefore give devise and bequeath to my son Cyrill Kellner and his wife Josephine Kellner, all my property, wether personal, real or mixed, to be theirs absolutely; and any real estate of which I may die seized, I devise in fee simple to my son Cyrill Kellner and his wife Josephine.

Third: I request that my son, Cyrill Kellner, be appointed executor of this my last Will and testament, and that he_ permitted to act without being required to give bond.

IN WITNESS WHEREOF I have this the 6th day of April 1935 set my hand.

Frank Kellner.

The foregoing instrument, consisting of one sheet, was at the date thereof signed and declared by the said Frank Kellner to be his last will and testament, in the presence of us, who, at his request and in his presence of each other, have described our names as witnesses thereto.

Frank S. Sea, Bolivar, Mo.

John Eidson, Bolivar, Mo.

PROOF OF WILL

STATE OF MISSOURI,

COUNTY OF POLK, SS.

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 12 day of September, 1936, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared John Eidson and Frank S. Sea, who are the subscribing witnesses to the annexed will of Frank Kellner, deceased, and being by me first duly sworn, depose and say that the said Frank Kellner, the testator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponent attested said will as witnesses thereto by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

John Eidson

Frank S. Sea.

Subscribed and sworn to before me this 12 day of Sept. 1936.

(L.S.)

A. B. Wright
Judge of Probate.

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI ,

COUNTY OF POLK, SS.

IN THE PROBATE COURT OF
POLK COUNTY, MISSOURI.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date April 6, 1935, purporting to be the last will and testament of Frank Kellner, deceased, and signed by said Frank Kellner, deceased, late of Polk County, and having heard the testimony of John Eidson and Frank S. Sea, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date April 6, 1935, to be the last will and testament of said Frank Kellner, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 12th day of September, 1936.

(L.S.)

A. B. Wright.
Judge of Probate.

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI,
COUNTY OF POLK, SS.

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court in and for said County, hereby certify that the above is a true copy of the original Last Will and Testament and proceedings therein of Frank Kellner, deceased, as the same appears on record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 26th day of September, 1940.

(SEAL)

A. B. Wright
Judge and Ex-Officio Clerk.

Filed for record in this office this 26th, day of September 1940 at 10 o'clock 30 minutes A.M.

By

Joe C.ritchard

Deputy

Russell Dixon,

Recorder

COMMISSION TO PROVE WILL

STATE OF MISSOURI

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

KNOW YE, reposing confidence in your ability, we do hereby empower you to cause to come before you at a time and place to be by you appointed, Noah W. Simpson, an attesting Witness to the annexed instrument of writing, purporting to be the Last Will and Testament of James E. McDonald, deceased, and the said Noah W. Simpson to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said James E. McDonald at the time of the publication of said instrument of writing. The examination of the said Noah W. Simpson thus taken you will deduce to writing, and cause him to subscribe the same, and the examination thus taken and subscribed, you will certify to the Judge of our Probate Court within and for Morgan County, State of Missouri, under your hand.

WITNESS my hand as Judge of our said Probate Court, within and for Morgan County, Missouri, with the seal of our said Court hereto affixed, at office in Versailles in said County, this 8th day of February, A. D. 1941.

(SEAL)

S. J. Holloway, Judge of Probate

RETURN TO COMMISSION TO PROVE WILL

STATE OF MISSOURI)

) SS.

Before Dora D. Laurenceson, A Notary Public

COUNTY OF LEWIS:)

In pursuance of the Authority to me given by the annexed Commission issued by the Judge of the Probate Court within and for Morgan County, and State of Missouri, I, Dora S. Laurenceson, did, on the 8th day of February, A. D. 1941, cause to come before me at Canton in the County of Lewis, and State of Missouri, Noah W. Simpson who being by me duly sworn depose and says that he is a resident of Lewis County, Canton, Missouri; that on the 30th day of June, 1925, he resided in Cole County, Missouri and was well and personally acquainted with James E. McDonald; that on said date aforesaid, the said James E. McDonald subscribed in his presence and declared to be his Last Will and Testament the attached writing and that at the time of the signing of the same, he, the said testator, was of sound and disposing mind and memory and that he was more than twenty-one years of age; and that affiant signed the same as witness at the request of the said testator together with Vesta Pippinger, the other witness in the presence of the said testator and at his request the said Witnesses signing the same also in the presence of each other. And that the signature to said written instrument is the true signature of James E. McDonald, affixed in the presence of this affiant and the other witnesses at the same time; and further deponent saith not.

time; and further deponent saith not

Sworn to and subscribed in)
my presence, this 8th day of)
February, A. D. 1941)

Noah W. Simpson

LS

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

My commission expires Aug. 22,
1942.

Dora D. Laurenceson
Notary Public

STATE OF MISSOURI

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

KNOW YE, That, reposing confidence in your ability we do hereby empower you to be by you appointed, Vesta Pippinger, an attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of James E. McDonald, deceased, and the said Vesta Pippinger to examine on oath touching her knowledge of the executing of said instrument of writing, and of the condition of mind of the said James E. McDonald at the time of the publication of said instrument of writing. The examination of the said Vesta Pippinger thus taken you will reduce to writing, and cause her to subscribe the same, and the examination thus taken and subscribed, you will certify to the Judge of our Probate Court within and for Morgan County, State of Missouri, under your hand.

WITNESS my hand as Judge of our said Probate Court, within and for Morgan County, with the seal of our said Court hereto affixed at office in Versailles, in said County, this 8th day of February, A. D., 1941.

(SEAL)

S. J. Holloway,
Judge of Probate

RETURN TO COMMISSION TO PROVE WILL

STATE OF MISSOURI)

)

Before the undersigned, a Notary Public.

COUNTY OF JACKSON)

IN PURSUANCE of the authority to me given by the annexed Commission, issued by the Judge of the Probate Court within and for Morgan County, and State of Missouri, I, Harriet B. Stamwood, did on the 8th day of February, A. D. 1941, cause to come before me at Kansas City, in the County of Jackson and State of Missouri, Vesta Pippinger, who being duly sworn by me depose and says, that she is a resident of Jackson County, Missouri; that on the 30th day of June, 1925, she resided in Cole County, Missouri, and was well and personally acquainted with James E. McDonald; and that on said date aforesaid, the said James E. McDonald subscribed in her presence and declared to be his last will and Testament the attached writing and that at

the time of the signing of the same, he, the said testator, was of sound and disposing mind and memory and more than twenty-one years of age; and that affiant signed the same as witness at the request of the said testator together with Noah W. Simpson, the other witness in the presence of the said testator and at his request, the said witnesses signing the same also in the presence of each other. And that the signature to said written instrument is the true signature of James E. McDonald. and further deponent saith not.

Sworn to and subscribed in my)
 presence, this 8th day of) Vesta Pippenger
 February, A. D. 1941.)

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

LS
 My commission expires May 19, 1943.

Harriet B. Stamwood
 Notary Public

LAST WILL AND TESTAMENT OF JAMES E. McDONALD

I, James E. McDonald, of the County of Cole and State of Missouri, of lawful age, and being of sound mind, do make and publish this my Last Will and Testament, as follows:

FIRST: I give and bequeath to each of my children, John Rush McDonald and Wade Huston McDonald, the sum of One Hundred Dollars.

SECOND: I give and bequeath to my beloved wife, Susie E. McDonald, all the rest of my estate, real, personal and mixed, of every nature and kind.

THIRD: I appoint my wife, Susie E. McDonald, executrix of this my Will, and request that she be not required to give bond as such.

IN WITNESS WHEREOF, I have hereunto set my hand on this the 30th day of June, 1925.

James E. McDonald

The Foregoing instrument was, at the date thereof, signed and declared by the said James E. McDonald to be his Last Will and Testament, in the presence of us, who, at his request and in his presence and in the presence of each other, have subscribed our names as witnesses thereto.

Noah W. Simpson

Vesta Pippenger

STATE OF MISSOURI)
) SS.
 COUNTY OF MORGAN)

I, S. J. Holloway, Judge of the Probate Court in and for said County, hereby certify that the above is a true copy of the original Last Will and Testament of James E. McDonald, as the same appears of record in my office in Book 5 for recording Wills, beginning at page 319.

Witness my hand and the seal of said Court. Done at office in Versailles, this 10th day of February, 1940.

(SEAL)

S. J. Holloway
 Judge of Probate

Filed for record in this office this 14th day of February 1941, at 10 O'clock A. M.

By *Joe E. Britchard*

Deputy

Russell Dixon,
 Recorder

LAST WILL AND TESTAMENT OF C. M. WILSON

I, C. M. Wilson, of near Morrisville, Missouri, being of sound mind and memory do make this my last will and testament, hereby revoking all former wills by me made, if any.

First: It is my will that all my just debts, if there be any, and my funeral expenses, be paid as soon after my death as possible.

Second: I will, devise and bequeath the remainder of my property of every kind and nature to my beloved wife, Clara J. Wilson, any my four daughters, Ema Jackson (Wilson), Nellie Hayter (Wilson) Martha Wilson and Etherl McKenzie (Wilson) to be divided equally among them.

Third: I name, constitute and appoint my daughter, Martha Wilson, as executrix of this my last will and testament.

I request that C. J. Wilkins and J. C. Edwards, of Morrisville, Missouri, witness this my last will and testament.

In Witness whereof, I hereunto set my hand and subscribe my name, this the 6th day of February, 1931.

C. M. Wilson

At the request of the above C. M. Wilson, in his presence and in the presence of each other we witness this the last will and testament of the said C. M. Wilson.

C. J. Wilkins
J. C. Edwards.

PROOF OF WILL

STATE OF MISSOURI
COUNTY OF POLK, SS.

IN THE PROBATE COURT

BE IT REMEMBERED, That on this 25th day of October, 1939, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared J. C. Edwards, who is a subscribing witness to the annexed will of C. M. Wilson, deceased, and being by me first duly sworn, deposes and says that the said C. M. Wilson, the testator, subscribed the same in his presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponent attested said will as witness thereto by subscribing his name to the same in the presence of the testator, and of each other, and at the request of the said testator.

J. C. Edwards

Subscribed and sworn to before me this 25th day of October, 1939.

(L.S.)

A. B. Wright
Judge of Probate

AFFIDAVIT

STATE OF MISSOURI
COUNTY OF POLK SS.

IN THE PROBATE COURT

Now on this 25th day of October, 1939, while the probate Court, of Polk County, Missouri, is in session and before A. B. Wright, Judge of said Court, comes J. C. Edwards who being duly sworn upon his oath says that he is fifty-six years of age and a resident of Morrisville, Polk County, Missouri, and has been engaged in the banking business for many years: That he was well acquainted with C. M. Wilson during his lifetime and often saw the signature of the said C. M. Wilson on checks drawn on the bank of which affiant was Cashier and that he is familiar with the signature of the said C. M. Wilson:

That he has inspected the written instrument purporting to be the Will of C. M. Wilson presented to him by the Court and that the signature of the testator thereto is the signature of the said C. M. Wilson:

That said Will was signed by said testator on the 6th day of February 1931 in the presence of affiant and C. J. Wilkins who subscribed their names thereto as witnesses in the presence of said C. M. Wilson, and of each other, and that the said C. M. Wilson was then more than twenty-one years of age and was of sound and disposing mind and memory;

That he was well acquainted with C. J. Wilkins in his lifetime and with his signature, that the said C. J. Wilkins is now dead: that he has inspected the purported signature of said C. J. Wilkins to the Will of C. M. Wilson and that said signature is the true signature of the said C. J. Wilkins and was signed in the presence of this affiant and in the presence of the said C. M. Wilson and at his request.

J. C. Edwards.

Subscribed and sworn to before me this 25th day of October, 1939

(L.S.)

A. B. Wright,
Judge of Probate
Court of Polk County.

AFFIDAVIT

STATE OF MISSOURI,
COUNTY OF POLK, ss.

IN THE PROBATE COURT.

Now on this 25th day of October, 1939, while the Probate Court of Polk County, Missouri, is in session and before A. B. Wright, Judge of said Court, comes Fred W. Griffin, who being duly sworn, upon his oath says that he is fifty-eight years of age and a resident of Bolivar, Polk County, Missouri; That he was engaged in the banking business for many years during which time C. J. Wilkins was also engaged in the banking business, and that he frequently saw the signature of the said C. J. Wilkins: That the said C. J. Wilkins is now dead:

That affiant has inspected the purported will of C. M. Wilson dated February 6, 1931, present to him by the Court, and particularly the purported signature of the said C. J. Wilkins as a witness thereto, and that said signature is the true and genuine signature of the said C. J. Wilkins.

Fred W. Griffin

Subscribed and sworn to before me this 25th day of October, 1939.

(L.S.)

A. B. Wright, Judge of Probate Court of
Polk County, Missouri

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI)
COUNTY OF POLK) SS.

IN THE PROBATE COURT OF POLK COUNTY, MISSOURI

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date February 6, 1931, purporting to be the last will and testament of C. M. Wilson, deceased, and signed by said C. M. Wilson, deceased, late of Polk County, and having heard the testimony of J. C. Edwards, a subscribing witness, and of Fred W. Griffin and of J. C. Edwards as to the handwriting of C. J. Wilkins, deceased, the other subscribing witness thereto, in relation to the executed of the same, do declare and adjudge said instrument of date February 6, 1931, to be the last will and testament of said C. M. Wilson, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 25th day of October, 1939.

(SEAL)

A. B. Wright,
Judge of Probate.

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI,)
COUNTY OF POLK) SS.

I, A. B. Wright, Judge and Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the above is a true copy of the original Last Will and Testament and proceedings of proof of same of C. M. Wilson, deceased, as the same appears of record in my office.

Witness my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 4th day of April, 1941.

(L.S.)

A. B. Wright
Judge & Ex-Officio Clerk
of Probate Court.

Filed for record in this office this 9th day of April, 1941 at 9 o'clock A. M.

By

John C. Rutchard
Deputy

Russell Dixon
Recorder

WILL

I, Ruthe A. Newland, being of sound and disposing mind and memory do hereby make, publish and declare this to be my last Will and Testament hereby revoking any and all other or former Wills made by me.

1. I desire that all of my just debts, if any, including funeral expenses and expenses of my last illness be paid.

2. I give and bequeath to Etta Newland, wife of Bruce Newland, the sum of \$50.00.

3. I hereby devise and bequeath to my Executor hereinafter named, all of my property of whatsoever kind, character and description, real or personal and instruct him and authorize him to sell all of said property and convert the same into cash and out of the proceeds thereof and out of my estate, to pay items mentioned in clauses One and Two of this Will, and the remainder I want divided into five equal shares, One-fifth to Alice Page, One-fifth to Annie Davis, One-fifth to Bruce Newland and One-fifth to my grand-daughter Dollie Wheeler, the only child of my deceased daughter Ida Claypool. The remaining One-fifth I bequeath to Tom S. Wilhite, as Trustee for William H. Newland, and I direct that said Trustee manage and loan out said one-fifth and use the income therefrom for the comfort and benefit of the said William H. Newland, and if in the judgment and opinion of the said Trustee any part of the principal is necessary for the use and benefit and enjoyment of the said William H. Newland, I authorize said Trustee and direct him to use such part of the principal for the use and benefit of the said William H. Newland as in the Judgment and opinion of said Trustee may be necessary. Any whatever of the principal may be remaining at the time of the death of the said William H. Newland, I direct that said Trustee pay the said remainder, if any, to the children of the said William H. Newland. I leave the amount of the principal, if any, to be paid for the benefit of the said William H. Newland, entirely to the judgment and discretion of the said Trustee.

I hereby nominate and appoint Tom S. Wilhite, to be Executor of this my last Will and Testament.

IN WITNESS WHEREOF, I have hereto set my hand on this 20th day of July, 1929.

Files March 5th, 1940
A. B. Wright,
Judge of Probate.

Ruth A. Newland

Herman Andrew Pufahl

We, the undersigned, hereby attest the above and foregoing Will by subscribing our names thereto as witnesses in the presence of the Testatrix and in the presence of each other.

PROOF OF WILL

Herman Pufahl

Herman Andrew Pufahl

STATE OF MISSOURI

IN THE PROBATE COURT.

COUNTY OF POLK ss.

BE IT REMEMBERED, That on this 5th day of March, 1940, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Herman Pufahl and Herman Andrew Pufahl, who are the subscribing witnesses to the annexed will of Ruth A. Newland, Deceased, and being by me first duly sworn, depose and say that the said Ruth A. Newland, the testatrix, subscribed the same in their presence, and published and declared said Will or instrument of writing to be her last Will and testament, and that at the time of signing the same, she, the testatrix, was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testatrix and of each other, and at the of the said testatrix.

Herman Pufahl

Herman Andrew Pufahl

Subscribed and sworn to before me this 5th day of March, 1940.

(SEAL)

A. B. Wright,
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI

COUNTY OF POLK, ss.

In the Probate Court of Polk County, Missouri.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date July 20th, 1929, purporting to be the last will and testament of Ruth A. Newland, deceased, and signed by said Ruth A. Newland, late of Polk County and having heard the testimony of Herman Pufahl and Herman Andrew Pufahl, subscribing witnesses thereto, in relation to the execution of the same, do declare the said instrument of date July 20th, 1929, to be the last Will and Testament of said Ruth A. Newland, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 5th day of March, 1940.

(SEAL)

A. B. Wright,
Judge of Probate.

STATE OF MISSOURI

CERTIFICATE OF TRUE COPY.

COUNTY OF POLK ss.

I, A. B. Wright, Judge and Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the above is a true copy of the original Will and the proceedings of Proof thereto as the same appears of record in my office.

Witness my hand and the seal of said Court, Done at office in Bolivar, Missouri this 16 day of May, 1941

A. D. Wright,
Judge & Ex-Officio Clerk.

Filed for record in this office this 16th day of May 1941 at 9 o'clock A. M.

By

J. E. Pritchard

Deputy

Russell Dixon

Recorder

WILL

In the name of God, I, Nettie B. Richmond, of the town of Bolivar, in the County of Polk, and State of Missouri, being of sound mind and memory, do make and publish this my last Will and testament,

I give and bequeath to my four children John M. Copeland, Mary A. Copeland, Kate E. Copeland, and A. Sidney Richmond all my real estate, dwelling house, all my personal and household property to be equally divided among the aforesaid four children.

I do nominate and appoint my beloved brother Charles Allan Barnes, to be the sole executor of this my last Will and testament.

In testament whereof, I hereunto set my hand and seal, and publish and decree this to be my last will and testament, in presence of the witnesses named below, this 29th day of April, in the year of our Lord, one thousand nine hundred and eleven, signed, sealed, declared and published by the said Nettie B. Richmond as and for her last will and testament in presence of us, who at her request and in her presence and in presence of each other, here subscribe our names as witness hereto.

C. S. McKinney
J. M. Dunnegan

Nettie B. Richmond.

Filed June 18, 1941. A. B. Wright, Judge of Probate.

AFFIDAVIT

STATE OF MISSOURI)
) SS.
COUNTY OF POLK,)

IN THE PROBATE COURT.

Now on this 18th day of June, 1941, while the Probate Court of Polk County, Missouri, is in session and before A. B. Wright, Judge of said Court, comes Cora B. Stufflebam who being duly sworn, upon her oath says that she is a resident of Bolivar, Polk County, Missouri, and has been engaged in the newspaper publishing business for a number of years that she was well acquainted with Nettie B. Richmond during her lifetime and often saw the signature and handwriting of the said Nettie B. Richmond; the said Nettie B. Richmond having been a news writer for the papers.

That she has inspected the written instrument purporting to be the Will of Nettie B. Richmond presented to her by the Court and that the signature of the testatrix thereto is the genuine signature of the said Nettie B. Richmond.

Cora B. Stufflebam

Subscribed and sworn to before me this 18th day of June, 1941.

(L.S.)
Filed this 18th day of June, 1941.
A. B. Wright, Judge of Probate

A. B. Wright
Judge of Probate.

AFFIDAVIT

STATE OF MISSOURI)
) SS.
COUNTY OF POLK)

IN THE PROBATE COURT.

Now on this 18th day of June, 1941, while the Probate Court of Polk County, Missouri, is in session and before A. B. Wright, Judge of said Court, comes Floy E. Lightfoot and Frank Lightfoot who being duly sworn upon their oaths say that they are residents of Bolivar, Polk County, Missouri. That they are the daughter and son-in-law of C. S. McKinney, deceased, and that they are well acquainted and familiar with the signature of said C. S. McKinney and often saw the said C. S. McKinney subscribed his name.

That they have inspected the written instrument purporting to be the Will of Nettie B. Richmond presented to them by the Court and that the signature of the said C. S. McKinney is the signature of the said C. S. McKinney.

Floy E. Lightfoot
Frank Lightfoot

Subscribed and sworn to before me this 18th day of June, 1941.

(L.S.)
Filed June 18th, 1941.
A. B. Wright Judge of Probate.

A. B. Wright
Judge of Probate Court.
of Polk County, Missouri.

AFFIDAVIT

STATE OF MISSOURI
COUNTY OF POLK, SS

IN THE PROBATE COURT.

Now on this 18th day of June, 1941, while the Probate Court of Polk County, Missouri, is in session and before A. B. Wright, Judge of said Court, comes T. H. B. Dunnegan, who being duly sworn, upon his oath says that he is a resident of Bolivar, Polk County, Missouri. That he is a brother of J. M. Dunnegan; and that he frequently saw the signature of J. M. Dunnegan and is familiar with the said signature of J. M. Dunnegan. That the said J. M. Dunnegan is now deceased

That the affiant has inspected the instrument in writing purporting to be the last

will and testament of Nettie B. Richmond, dated the 29th day of April, 1911, presented to him by the Court, and particularly the purported signature of the said J. M. Dunnegan as a witness thereto, and that said signature is the true and genuine signature of the said J. M. Dunnegan ~~is the true and genuine signature of the said J. M. Dunnegan.~~

T. H. B. Dunnegan,

Subscribed and sworn to before me this 18th day of June, 1941.

(L.S.)

Filed June 18, 1941

A. B. Wright

Judge of Probate.

A. B. Wright,

Judge of Probate Court of
Polk County, Missouri.

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI,

IN THE PROBATE COURT OF POLK COUNTY, MISSOURI.

COUNTY OF POLK, ss.

I, A. B. Wright, Judge of Probate Court of Polk County, Missouri, having examined the foregoing instrument of date April 29, 1911, purporting to be the last will and testament of Nettie B. Richmond, deceased, and signed by said Nettie B. Richmond, deceased, late of Polk County, and having heard the testimony of Cora B. Stufflebam, affiant to the handwriting of Nettie B. Richmond, and of Floy E. Lightfoot and Frank Lightfoot to the handwriting of C. S. McKinney, a witness thereto, and of T. H. B. Dunnegan, affiant to the handwriting of J. M. Dunnegan, a witness thereto, do declare and adjudge said instrument of date April 29, 1911, to be the last will and testament of said Nettie B. Richmond, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 19th day of June, 1941.

(SEAL)

A. B. Wright

Judge of Probate.

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI,

COUNTY OF POLK, ss.

I, A. B. Wright, Judge and Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the above is a true copy of the original Will and the proceedings therein of Nettie B. Richmond, deceased, as the same appears of record in my office.

WITNESS, my hand and the seal of said Court, Done at office in Bolivar, Missouri, this 18th day of June, 1941.

(SEAL)

A. B. Wright

Judge & Ex-Officio Clerk.

Filed for record in this office this 19th day of June 1941 at 3 o'clock P.M.

By

Joe E. Butchard
Deputy

Russell Dixon

Recorder

LAST WILL AND TESTAMENT

IN THE NAME OF GOD, AMEN.

I, Thomas F. Lillis, Bishop of the Roman Catholic Diocese of Kansas City, Missouri, do make, publish and declare the following to be my Last Will and Testament, hereby revoking all former and other wills and dispositions testamentary by me made.

FIRST: I direct that all of my just debts, if any such there shall be at the date of my decease, my funeral expenses and the expenses of my last illness be first paid full.

SECOND: I give and bequeath to my executors hereinafter named, the sum of two thousand (\$2,000.00) dollars in trust, to be distributed to the different priests in the diocese to defray the expenses of saying masses for the repose of my soul and I request that the same be said as soon as possible after my decease.

THIRD: I give and bequeath to the following charitable institutions in my diocese, the sum of two thousand (\$2,000.00) dollars each; St. Joseph's Orphan Home for Girls, at Thirty-first and Jefferson Streets, Kansas City, Missouri; The Little Sisters of the Poor, in charge of the Home for the Aged, Fifty-third street and Woodland Avenue, Kansas City, Missouri; The Kansas City Boys' Orphan Home of Kansas City, Missouri; St. Anthony's Home for Infants in Kansas City, Missouri; Sisters of St. Francis of Perpetual Adoration, of Nevada, Missouri.

FOURTH: I give and bequeath to the following charitable institutions the sum of five hundred (\$500.00) dollars each: St. Vincent's Orphan Asylum of Leavenworth, Kansas; St. Margaret's Hospital in Kansas City, Kansas; House of the Angel Guardian, Leavenworth, Kansas.

FIFTH: I give and bequeath to St. Mary's Cemetery Association of Kansas City, Missouri, the sum of two thousand (\$2,000.00) dollars to hold for the purpose of keeping in good condition by repairs, or otherwise, my vault and lot in Mount St. Mary's Cemetery, said sum to be invested and continually kept invested in good interest bearing securities of the best type, at the prevalent rate of interest, from time to time earned by standard securities of that type, the interest to be used for the purposes aforesaid.

SIXTH: I bequeath to the Particular Council of the St. Vincent DePaul Society of the Roman Catholic Diocese of Kansas City, Missouri, one thousand (\$1,000.00) dollars.

SEVENTH: I bequeath to Mercy Hospital, Kansas City, Missouri, five hundred (\$500.00) dollars.

EIGHT: I bequeath to the Guardian Society for Jewish Children, No. 3224 East Ninth Street, Kansas City, Missouri, five hundred (\$500.00) dollars.

NINTH: I bequeath to each one of those working in my house at the date of my decease, including in this class the driver of my car, the sum of Fifty (\$50.00) dollars for each year such person shall have been in my employ.

TENTH: All the rest, residue and remainder of my property real, personal and mixed, without reservation whatsoever, and wishing it understood that it is my purpose and intention that I shall not be deemed to have departed this life intestate as to any of my earthly possessions, I give, devise and bequeath to John J. Glennon, Archbishop of St. Louis, Missouri, and to Paul C. Schulte, Bishop of Leavenworth, Kansas, and to the survivor of them, to be by them, or the survivor of them, held in trust until my successor as Bishop of the Diocese of Kansas City, Missouri, shall have been appointed and shall have qualified, upon the happening of which latter event they, my said trustees, or the survivor of them, shall convey and deliver the property so bequeathed and devised to them, together with all increment thereto and increase thereof, to my said successor.

ELEVENTH: I nominate and appoint Rt. Rev. Mgr. James J. McCaffrey, Vicar General of the said Diocese of Kansas City, and Rt. Rev. Cornelius D. McCarthy, Chaplain of St. Joseph's Hospital, Kansas City, Missouri, Executors of this, My Will.

Witness my hand this 26 day of April, A. D. 1936.

Thomas F. Lillis.

ATTESTATION

We, whose names are hereunto affixed, saw Thomas F. Lillis sign the foregoing instrument, and he declared to us that the same was his Last Will and Testament, and we have hereunto affixed our names as attesting witnesses in his presence at his request and in the presence of each other, this 26 day of April, 1938.

John A. Kilmer
5510 Michigan Ave., K.C. Mo.
William F. Tierney,
5808 Rockhill Road.
Chester F. Adams
2625 Olive St., Kansas City, Mo.

STATE OF MISSOURI)
COUNTY OF JACKSON) SS. IN THE PROBATE COURT OF JACKSON COUNTY AT KANSAS CITY

November Term, A. D., 1938

Now on this 5th day of January 1939, personally appeared before MITCHELL J. HENDERSON, Judge of the Probate Court of the County and State aforesaid, in open Court John A. Kilmer, William F. Tierney and Chester F. Adams the subscribing witnesses to the annexed will of Thomas F. Lillis and the said John A. Kilmer, William F. Tierney and Chester F. Adams being first duly sworn depose and say that the said Thomas F. Lillis the testator subscribed the same in their presence, and published the said will or instrument of writing as his last will; that he, the said testator, was at the time of publishing his said will, of sound mind and more than twenty-one years of age, and that they, the said deponents, attested the said will as witnesses thereto, at the request of said testator by subscribing their names to the same, in the pre-

sence of said testator and in the presence of each other.

John A. Kilmer
William F. Tierney
Chester F. Adams

Sworn to and subscribed before me, in open Court, the day and year first above written.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at
office in Kansas City, this 5th day of January A. D., 1939

(Seal)

Edward J. McGovern
Clerk

STATE OF MISSOURI)
) SS
COUNTY OF JACKSON)

I, EDWARD J. MCGOVERN, Clerk of the Probate Court of the County and State aforesaid, hereby certify that the foregoing instrument of writing, signed by Thomas F. Lillis and purporting to be the last will and testament of Thomas F. Lillis deceased, was filed herein for probate and the Court having examined said instrument of writing, and having heard the testimony of John A. Kilmer, William F. Tierney and Chester F. Adams subscribing witnesses thereto in relation to the execution of the same, does declare and adjudge said instrument of writing to be the last will and testament of Thomas F. Lillis deceased, late of Jackson County, and orders the same to be recorded as such.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at
office in Kansas City, this 5th day of January A. D., 1939.

(SEAL)

Edward J. McGovern
Clerk

BE IT REMEMBERED, THAT HERETOFORE, TO-WIT; On the 5th day of March, 1940, the same being the 9th day of the February Term, 1940 of the Probate Court of Jackson County Missouri at Kansas City, the following among other proceeding were had, made and entered of record herein to-wit:

(COPY)

IN THE PROBATE COURT OF JACKSON COUNTY, MISSOURI, AT KANSAS CITY.

IN THE MATTER OF THE)
ESTATE OF THOMAS F. LILLIS, DECEASED,)
)
JAMES F. McCaffrey AND)
CORNELIUS D. MCCARTHY, EXECUTORS.)

NO. 47,206.

ORDER APPROVING EXECUTOR'S FINAL SETTLEMENT AND REPORT AND DISCHARGING
EXECUTORS AND CLOSING ESTATE.

Upon this 5th day of March, 1940, come James J. McCaffrey and Cornelius D. McCarthy, Executors of the Estate of Thomas F. Lillis, Deceased, and present to the Court their report, final settlement and application for discharge and also the proof of publication of notice of final settlement, and the court having carefully read and examined said report, final settlement and application for discharge and said proof of publication of notice of final settlement and also having examined the proof of publication of notice of the granting of letters and all of the other documents and proceedings in this cause, and having heard the evidence offered, and being fully advised in the premises, finds and adjuges:

(1) That upon the 5th day of January, 1940, the last will and testament of Thomas F. Lillis, deceased, was admitted to probate and, upon application, James J. McCaffrey and Cornelius D. McCarthy, the executors named by said will, were granted letters testamentary; that beginning within ten days thereafter, to-wit, upon January 7, 1939, due, proper and sufficient notice of the granting of such letters was duly, properly and in the manner prescribed by law published; that notice of final settlement was duly, properly and in the manner prescribed by law published, and that notice has been given to all parties in interest of said final settlement.

(2) That said executors have made the disbursements and have received the receipts set out in their semi-annual settlement and in their final settlement; that said executors have disposed of and distributed the estate of Thomas F. Lillis, deceased, as required, directed and authorized by the will of said deceased.

(3) That the personal property of the deceased was more than sufficient to pay his debts and specific legacies and bequests in full; that under said deceased's will, title to all real property and all personal property, exclusive of enough to pay the debts and specific bequests, held by deceased passed to John J. Glennon, Archbishop of St. Louis, Missouri, and Paul C. Schulte, until the successor of said Thomas F. Lillis, deceased, as Bishop of Kansas City, Missouri, shall have been appointed and qualified, that thereafter Edwin V. O'Hara was appointed and qualified as such successor; that thereafter said trustees, by proper deeds and assignments, conveyed and transferred all such real and personal property to said Edwin V. O'Hara, Bishop of Kansas City, Missouri, who now has title to same.

(4) That the executors and their attorneys have waived all compensation in the premises.

(5) That the devises and bequests made by said Thomas F. Lillie, deceased, were for exclusively religious, charitable and educational purposes and that by reason thereof same were not subject to federal, state or other inheritance, succession, estate or transfer taxes.

(6) That all claims of every kind and character against the estate of Thomas F. Lillis, deceased, and all expense of administration of said estate and all devises and bequests of said Thomas F. Lillis, deceased, have been paid in full, and proper and sufficient receipts therefore have been exhibited by the executors, examined by the court and are now on file in this proceeding.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that said executors be charged and credited with said settlement as therein set out and that said settlement and all of the acts and conduct of the executors be and the same are hereby in all things approved, confirmed and ratified; that said executors be and they are hereby fully and finally discharged, and that this estate be and the same is hereby closed.

Omar E. Robinson,
Acting Judge.

CLERK'S CERTIFICATE

STATE OF MISSOURI,)
) SS.
COUNTY OF JACKSON)

I, EDWARD J. McGOVERN, Clerk of the Probate Court within and for the County and State aforesaid, hereby certify that the above and foregoing is a full, true and complete transcript of the Last Will and Testament of Thomas F. Lillis, Deceased, to-gether with Proof and Certificate of Probate, thereof; And Order of the Court Approving the Final Settlement and Discharging the Executors in the said Estate, as the same remains of record and on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at office in Kansas City, Mo., this 9th day of April, A. D. 1941.

(SEAL)

Edward J. McGovern
Clerk

JUDGE'S CERTIFICATE

STATE OF MISSOURI,)
) SS.
COUNTY OF JACKSON,)

I, MITCHELL J. HENDERSON, sole Judge, of the Probate Court of Jackson County, State of Missouri, do hereby certify that the above named EDWARD J. McGOVERN, by whom the foregoing attestation was made, was at the time of so making the same, and is now the Clerk of said Court, to all whose acts as such, full faith and credit should be given as well in courts of this Jurisdiction as elsewhere, that the seal thereto annexed is the seal of said Probate Court, which said attestation so made by him is in due form of law, and that he was entitled so to do.

WITNESS my hand this 9th day of April, A. D. 1941

M. J. Henderson
Judge.

UNITED STATES OF AMERICA

STATE OF MISSOURI,)
) SS.
COUNTY OF JACKSON)

I, EDWARD J. McGOVERN, Clerk of the Probate Court of Jackson County, in the State of Missouri, (said Court being a Court of Record), do hereby certify that the Honorable MITCHELL J. HENDERSON, whose name is subscribed to annexed and foregoing CERTIFICATE was at the time of signing thereof and now is the Probate Judge of said Jackson County, and sole Presiding Judge of said Probate Court, duly elected, commissioned and qualified, and that his said signature is genuine.

IN WITNESS WHEREOF, I have signed my name and affixed the seal of said Probate Court, at my office in the City of Kansas City, in said Jackson County, this 9th day of April, 1941.

(SEAL)

Edward J. McGovern
Clerk

Filed for record this 10th day of July 1941 at 4 o'clock 20 minutes P. M.

By *Joe C. Richardson*
Deputy

Russell Dixon
Recorder

LAST WILL AND TESTAMENT OF J. L. MILES

I, J. L. Miles of Humansville, Missouri, being of sound and disposing mind and memory, do make, publish and declare this to be my last will and testament, hereby revoking all former wills made by me.

FIRST: I direct my hereinafter named executrix to pay all of my just debts, if any, including my funeral expenses and expenses of my last illness.

SECOND: I will, devise and bequeath to Alva Lyle the sum of Five Hundred (\$500.00) Dollars, to be paid to him as soon after my death as can conveniently be done, and the further sum of Five Hundred (\$500.00) Dollars to be paid to him at the time the farm is sold, or when my immediate family ceases to manage said farm, provided the said Alva Lyle remains on and operates said farm until such sale or cessation of management by my immediate family.

THIRD: I give, devise and bequeath to Junior Lyle the sum of Two Hundred (\$200.00) Dollars, to be paid to him when he arrives at the age of twenty-one (21) years, and until such time said sum shall be loaned out for his benefit by the trustee hereinafter named, and the interest shall be added to the principal and paid to him when he arrives at the age of twenty-one (21) years.

FOURTH: I give, devise and bequeath to the Humansville Cemetery Association, or the persons in charge of said cemetery, the sum of One Hundred (\$100.00) Dollars, the income of which is to be used for the up-keep of the new cemetery (the south part.)

FIFTH: All the rest and residue of my estate, real, personal, or mixed, I will, devise and bequeath to my wife, Estella Miles, and my daughter, Roberta Miles, share and share alike, for and during their natural lives, to be used and expended by them or either of them for their support, pleasure, and comfort, and upon the death of one of them the survivor shall take title to the entire estate, and they or either of them are or is hereby empowered to sell any or all of the real estate or personal property belonging to my estate, at their or her discretion, and to execute a deed or deeds therefor, and do all else necessary to convey a good fee simple title thereto, and the proceeds of any sale therefrom are to be used and expended by them, or either of them, for their or her support, pleasure or comfort.

SIXTH: Whatever may be left, either real estate or personal property after the death of my said wife, Estella Miles, and my daughter, Roberta Miles, I will, give, bequeath and devise to T. H. B. Dunnegan, the person named as trustee in "The Miles Memorial Fund" trust.

The "Miles Memorial Fund" shall be safe guarded by the above named trustee, and upon his death or resignation, a successor shall be appointed by the Circuit Court of Polk County, Missouri.

SEVENTH: This "Miles Memorial Fund" (which is a trust fund) designated in a trust created by J. L. Miles, Estella Miles and Roberta Miles, shall be held forever inviolate, and no part of the principal shall ever be used. One-tenth (1/10) of the income shall be added to principal annually, and the other nine-tenths (9/10) of the income shall be paid out and distributed by said trustee as follows: (a) Four-tenths (4/10) for Christian Education; (b) One-tenth (1/10) to the trustees of the Odd Fellows Home, at Liberty, Missouri; (c) Two-tenths (2/10) to The Home for Aged of the M. E. Church, at Marionville, Missouri, or the trustees of said home; (d) Two-tenths (2/10) shall be paid by the trustee named in the trust to the trustees of the South West Baptist College, at Bolivar, Missouri, to be by them expended for musical education of students selected by them from said college and from High Schools in Polk County, as described and stated in the "Miles Memorial Fund", a trust created by J. L. Miles, Estella Miles and Roberta Miles. These several payments, or distributions are to be made after deducting expenses for managing, handling and executing said trust.

These last three bequests shall obtain so long as these institutions are in existence, but when they, or either of them cease to exist as such, then such bequest so given or distributed to such one as shall cease to exist shall be paid to some other division of the same Education, Religious, or social creed, in the same conference, association or state, as in the discretion of the governing board or boards of such institutions will best suit the purpose of this trust. And the bequest herein made for Christian Education shall be designated and carried out by the trustees of The Southwest Baptist College of Bolivar, Missouri, so long as said College exists as a standard Junior or Senior College.

EIGHT: The students selected as beneficiaries of the Christian Education Fund shall be selected from Polk County High Schools, and the Southwest Baptist College, on the basis of ability and need. It shall be at the discretion of the trustee to help any student after he has completed a course of study in any High School or at Southwest Baptist College, or in any other School or College to complete courses in higher or professional education.

NINTH: The principal of the "Miles Memorial Fund" shall be kept invested in prime first lien real estate loans, government bonds, state bonds, road or school bonds in Missouri, or deposited in some reliable Bank or Trust Company with special security for this fund.

I hereby nominate and appoint Roberta Miles, my daughter, as Executrix of this my last will and testament, and request that she be not required to give bond as such executrix.

Witness my signature this 29th day of November, 1937.

Witnesses:

Signed) J. L. Miles

(Signed) Herman Pufahl

(Signed) Robert G. Pufahl

COPY

PROOF OF WILL

STATE OF MISSOURI)
) SS.
COUNTY OF POLK)

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 12th day of March, 1941, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Herman Pufahl and Robert G. Pufahl, who are the subscribing witnesses to the annexed will of J. L. Miles, Deceased, and being by me first duly sworn, depose and say that the said J. L. Miles, the testator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more that twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

(Signed) Herman Pufahl

(Signed) Robert G. Pufahl

(L.S.)

Subscribed and sworn to before me this 12th day of March, 1941.

(Signed) A. B. Wright
Judge of Probate

COPY

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI)
) SS.
COUNTY OF POLK)

IN THE PROBATE COURT OF POLK COUNTY, MISSOURI

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date November 29, 1937, purporting to be the last will and testament of J. L. Miles, deceased, and signed by said J. L. Miles, deceased, late of Polk County and having heard the testimony of Herman Pufahl and Robert G. Pufahl subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date November 29, 1937 to be the last will and testament of said J. L. Miles, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at office this 12th day of March, 1941.

(Signed) A. B. Wright
Judge of Probate

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI)
) SS.
COUNTY OF POLK,)

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the above and foregoing is a true copy of the last Will and Testament and the proceedings of Proof thereto, of J. L. Miles, deceased, as the same appears of record in my office.

WITNESS, My hand and the seal of said Court. Done at office in Bolivar, Missouri, this 22nd day of July, 1941.

(SEAL)

A. B. Wright
Judge & Ex-Officio Clerk.

Filed for record in this office this 22nd, day of July 1941 at 2 o'clock P. M.

By

J. C. Ritchard

Deputy

Russell Dixon
Recorder

WILL OF FLORA J. CLUTTER.

KNOW ALL MEN BY THESE PRESENTS,

THAT I, Flora J. Clutter of the City of Springfield, Greene County, Missouri being of sound mind and disposing memory do make, publish and declare this my last will and testament hereby revoking all former wills by me made:

FIRST:

I request that all my just debts, my funeral expenses and the expenses of my last illness be first paid:

SECOND:

I, Give, Devise and Bequeath to my daughter May Knox the following described real estate, Lot number Nine (9) Inwood Park Addition to North Springfield now a part of the City of Springfield, Greene County, Missouri.

THIRD:

I give, devise and bequeath to Maude L. Clutter, the following described Real Estate, all of Lot Eighty One (81) of the Southern Addition to the City of Springfield, Greene County, Missouri, and all household and kitchen furniture and personal property in said dwelling that I may own at the time of my decease.

FOURTH:

I give, devise and bequeath to Lewis F. Clutter and Galen Clutter, the following described Real Estate, all of the North West Quarter of Section Twenty Four (24) Township Thirty (30) Range Twenty Three (23) in Greene County, Missouri (excepting twenty (20) acres off of the West side of said Quarter, I also give and bequeath to the said Lewis F. Clutter and Galen A. Clutter the note for \$1100.00 Signed by Clarence Dodd and Millie Dodd his wife L. A. Dodd and Nelia Dodd his wife and secured by a deed of trust on land,

Fifth:

I give, devise and bequeath to Ethel Race the following described Real Estate to-wit: The North West Quarter of the Southwest Quarter, of Section Nine (9) Township Thirty-One (31), Range Twenty-one (21), Polk County, Missouri, also the South East Quarter of the South West Quarter, and commencing at the South West corner of the North East Quarter of the South West Quarter thence North fifty-two (52) Rods, thence East forty (40) rods, thence South Fifty (50) rods, thence West Forty (40) rods to the place of beginning, Containing 53 acres more or less, and all located in Section Nine (9) Township Thirty-one (31) Range Twenty One (21) Polk County, Missouri.

SIXTH:

I give, devise and bequeath, to Mamie Presley the following described real estate: All of Lot Number Eight (8) in Block Number One (1) in driving Park Addition to the City of Springfield, Greene County, Missouri.

SEVENTH:

I give, devise and bequeath to Beulah M. Clutter, the following described real estate all of Lot number Nine (9) in Block number Twelve (12) in Pickwick place an Addition to the City of Springfield, Greene County, Missouri.

EIGHTH:

I request that my children pay all my debts and personal expenses and expenses of administration before final settlement is made and approved.

NINTH:

I hereby appoint Galen A. Clutter executor of this my last will and testament and request that be not required to give bond as such. In Witness whereof I have hereunto set my hand this the 8th day of April, 1933.

Flora J. Clutter

The foregoing instrument was at the date thereof signed and declared by the said Flora J. Clutter to be her last will and testament in the presence of each other have subscribed our names as witnesses thereto.

Filed May 11, 1940
Huldah E. McEvilly
Clerk of Probate

W. R. Self
Mrs. May E. Harp
Mabel G. Brock

PROOF OF WILL

STATE OF MISSOURI)
) SS.
COUNTY OF GREENE)

IN THE PROBATE COURT FEBRUARY TERM, 1940

BE IT REMEMBERED, That on this 11th day of May in the year of our Lord, nineteen hundred and Forty (1940) before me John H. Fairman, Judge of the Probate Court, held in and for the County of Greene, and State of Missouri, personally appeared W. R. Self and Mabel G. Brock who, being duly sworn, upon their oaths depose and say that they were present and saw Flora J. Clutter sign the foregoing instrument purporting to be the last will and testament of the said Flora J. Clutter deceased, and heard her publish and declare the same to be her last will and testament, and that at the time of signing the same, the said Flora J. Clutter was over the age of Twenty-One years, and was of sound and disposing mind, and was not under any undue influence, restraint or compulsion and that the deponents and Mrs May E. Harp the other attesting witness subscribed their names thereto as witnesses to the same, in the presence of the testatrix and of each other, and at the request of the said Flora J. Clutter and that said testatrix departed this life on the 7th day of May 1940

Sworn to and subscribed before me,
John H. Fairman Judge of the Probate
Court of Greene County, Missouri, the day
and year aforesaid.

W. R. Self
Mabel G. Brock

(SEAL)

John H. Fairman
Judge of Probate

Filed May 11th 1940 Huldah E. McEvilly Clerk of Probate

CERTIFICATE OF PROBATE

STATE OF MISSOURI,)
) SS
COUNTY OF GREENE,)

IN THE PROBATE COURT, GREENE COUNTY, FEBRUARY TERM, 1940

I, John H. Fairman, Judge of the Probate Court, within and for Greene County, Missouri,

having examined the foregoing instrument purporting to be the last will and testament of Flora J. Clutter deceased, and signed by said Flora J. Clutter deceased, late of Greene County, Missouri, and having heard the testimony of W. R. Self and Mabel G. Brock, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument to be the last will and testament of said Flora J. Clutter deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office, this 11th day of May, 1940.

(SEAL)

JOHN H. FAIRMAN
Judge of Probate Court.

Filed May 11th 1940 Huldah E. McEvilly Clerk of Probate

STATE OF MISSOURI)
) SS.
COUNTY OF GREENE)

PROBATE COURT OF THE COUNTY OF GREENE

office of the Clerk

CERTIFICATE

I, HULDAH E. McEVILLY, clerk of the Probate Court, having but law the custody of the Seal, and all the records, books, documents and papers of or appertaining to said Court, hereby certify the annexed to be true copies of papers appertaining to said Court, and on file and of record in this office.

In attestation whereof I have hereunto set my hand, and have affixed the seal of said Court this 11 day of May A.D., 1940.

(SEAL)

Huldah E. McEvilly
Clerk

Filed for record in this office this 9th day of August 1941 at 3 o'clock 30 minutes P.M.

By

Joe C. Pritchard

Deputy

Russell Dixon,

Recorder

I, Lou S. Bass, being of sound and disposing mind and memory do hereby make, publish and declare this to be my last will and testament, hereby revoking any and all other or former wills made by me.

FIRST. I direct that all of my just debts, if any, including funeral expenses and the expenses of my last illness be paid and in the item of funeral expenses I direct that my Executrix hereinafter named place a suitable monument at my grave, unless I have prior to my death erected a family monument at the grave of my husband and my self.

SECOND, I give and bequeath to my brother, W. H. Pitts, and to my brother Jasper C. Pitts and to my nephew Jasper O. Rule, each Five Dollars (\$5.00).

THIRD. All the rest, remainder and residue of my estate of whatsoever kind, whether real estate or personal property, I give, devise and bequeath to my sister, Mrs. Dullie McCracken, to be her's absolutely.

FOURTH. I hereby nominate and appoint my sister, Mrs. Dullie McCracken, as Executrix of this, my last will and testament, and direct and request that she be permitted to serve as such Executrix without being required to give any bond.

IN WITNESS WHEREOF, I have hereunto set my hand on this the 28th day of January, 1933.

(Signed)

Lou S. Bass

We the undersigned hereby attest the above and foregoing will as witnesses by subscribing our names thereto in the presence of the testatrix and in the presence of each other, she having signed said will in our presence and having declared to us that the same was her last will and testament. IN WITNESS WHEREOF we have hereunto set out hands on this the ___ day of January, 1933.

(Signed) Carlos Palmer
Alice M. Palmer

PROOF OF WILL

STATE OF MISSOURI)
) SS.
COUNTY OF POLK)

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 13th day of June, 1940, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Carlos Palmer and Alice M. Palmer, who are subscribing witnesses to the annexed will of Lou S. Bass, Deceased, and being by me first duly sworn, depose and say that the said Lou S. Bass, the testatrix, subscribed the same in their presence, and published and declared said will or instrument of writing to be her last will and testatrix, and that at the time of signing the same, she, the testatrix was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testatrix, and of each other, and at the request of the said testatrix.

(Signed) Carlos Palmer
Alice M. Palmer

Subscribed and sworn to before me this 13th day of June, 1940

(SEAL) (Signed) A. B. Wright
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI)
COUNTY OF POLK) SS. IN THE PROBATE COURT OF POLK COUNTY,
MISSOURI

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date January 28, 1933, purporting to be the last will and testament of Lou S. Bass, deceased, and signed by said Lou S. Bass, deceased, late of Polk County and having heard the testimony of Carlos Palmer and Alice M. Palmer, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date January 28, 1933, to be the last will and testament of said Lou S. Bass, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 13th day of June, 1940.

(SEAL) A. B. Wright
Judge of Probate

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI)
COUNTY OF POLK) SS.

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the attached and foregoing is a true copy of the original Last Will and Testament with proceedings of proof thereof of Lou S. Bass, deceased, as the same appears of record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 11th day of August, 1941.

(SEAL) A. B. Wright
Judge & Ex-Officio Clerk.

Filed for record in this office this 11th day of August 1941 at 1 o'clock 10 minutes P.M.

By *John C. Ritchard* Deputy Russell Dixon Recorder

I, the undersigned J. M. Bennett, under which said name I transact my business, and my full name being James Martin Bennett, do hereby make, publish and declare this to be my last will and testament, hereby revoking any and all other former wills by me made.

FIRST. I desire that all of my just debts, if any, including funeral expenses and the expenses of my last illness, be paid by my executor as soon as the same can conveniently be done.

SECOND. Inasmuch as I have heretofore advance to my son Lee Bennett the sum of Eleven Hundred Fifty Dollars (\$1150.00), he is to pay said amount into my estate, or else his share is to be charged with the said amount of Eleven Hundred Fifty Dollars, (\$1150.00).

THIRD. Inasmuch as I have heretofore advanced to my son John Bennett the sum of Five Hundred Fifty Dollars (\$550.00) he is to pay said amount into my estate, or else his share is to be charged with said amount of Five Hundred Fifty Dollars (\$550.00).

FOURTH. Subject to the charges heretofore mentioned in clauses Second and Third, I give and devise and bequeath all of my property, whether real, personal or mixed, to my eight children, share and share alike, giving to each a one-eighth (1/8) interest, to-wit: Sally Creed a one-eighth, Edward Bennett, a one-eighth, Emma Bennett a one-eighth, Nettie Edwards a one-eighth, to James Bennett a one eighth, to Celia Bennett a one eighth, to Lee Bennett a one-eighth subject to the Eleven Hundred Fifty Dollars (\$1150.00) charge: to John Bennett a one eighth subject to the Five Hundred Fifty Dollars (\$550.00) charge.

FIFTH. I hereby nominate and appoint my son Edward Bennett, of Deepwater, Missouri, to be executor of this my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand on this the 28th day of March, 1939.

(Signed) J.M. Bennett

We, the undersigned, hereby attest the above and foregoing will of J. M. Bennett by subscribing our names thereto as witnesses, in his presence and in the presence of each other, he having signed said will in our presence and having declared to us that the same is his last will and testament.

IN WITNESS WHEREOF, we have hereunto signed our names as witnesses in the presence of the testator and in the presence of each other on this the 28th day of March, 1939.

(Signed) Herman Pufahl
Bolivar, Missouri

Robert G. Pufahl
Bolivar, Missouri.

May 29th, 1939

I hereby add this as a codicil to the above will; I request that the executor above named be permitted to administer the estate and will without being required to give any bond.

WITNESSES TO CODICIL:

Herman Pufahl
Robert G. Pufahl

(Signed) J. M. Bennett

PROOF OF WILL

STATE OF MISSOURI

COUNTY OF POLK, ss.

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 6th day of June, 1941, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Herman Pufahl and Robert G. Pufahl, who are the subscribing witnesses to the annexed will and codicil of J. M. Bennett, Deceased, and being by me first duly sworn, depose and say that the said J.M. Bennett, the testator, subscribed the same in their presence, and published and declared said will or instrument or writing to be his last will and testament and codicil, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

(Signed) Herman Pufahl
Robert G. Pufahl

Subscribed and sworn to before me this 6th day of June, 1941.

(SEAL)

(Signed) A. B. Wright,
Judge of Probate.

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI,

COUNTY OF POLK, SS

IN THE PROBATE COURT OF POLK COUNTY, MISSOURI

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of dates March 28th, 1939 and May 29th, 1939, purporting to be the last will and testament and codicil of J. M. Bennett, deceased, and signed by said J.M. Bennett, deceased, late of Polk County and having heard the testimony of Herman Pufahl and Robert G. Pufahl, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instruments of dates March 28, 1939 and May 29, 1939, to be the last will and testa-

ment and codicil thereto of said J. M. Bennett, deceased, and the same are therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 6th day of June, 1941.

(SEAL)

(Signed) A. B. Wright
Judge of Probate

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI,

COUNTY OF POLK, SS.

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the attached is a true copy of the original Last Will and Testament and Codicil thereto, together with proceedings of proof, of J. M. Bennett, deceased, as the same appears of record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 16th day of August, 1941.

(SEAL)

A. B. Wright
Judge & Ex-Officio Clerk

Filed for record in this office this 16th day of August, 1941 at 8 o'clock 10 minutes A.M.

By *Joe C.ritchard* Deputy

Russell Dixon
Recorder

I, J. M. Voris of Polk County, Missouri, being now in good health, strength of body and mind, but sensible to the uncertainty of life, do hereby make, publish and declare the following to be my last will and testament, that is to say:

Article first; I direct the payment of all my just debts and funeral expenses.

Article second: The balance and remainder of my estate whether real, personal or mixed, I give devise and bequeath to my beloved wife, Eliza B. Voris to have and to hold forever as her absolute property.

I have in mind at the making of this will the welfare and interest of my nine children, but believe it best for all parties concerned to make disposition of my property as above provided.

I nominate and appoint my said wife as executor of this will and ask that she be not required to give bond.

In witness whereof, I, J. M. Voris, have to this my last will and testament, subscribed my name this the 10th day of October, 1928.

(Signed) J. M. Voris

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

W. H. Nelson
Howard O'Bannon

COMMISSION TO PROVE WILL

THE STATE OF MISSOURI, To any Judge or Justice of the Peace, or any Mayor or Chief Magistrate of any City in the County of Dallas, GREETING:

KNOW YE, That, reposing confidence in your ability, we do hereby empower you to cause to come before you at a time and place to be by you appointed W. H. Nelson, as attesting witness to the annexed instrument of writing, purporting to be the Last Will and Testament of J. M. Voris, also known as John M. Voris or J. Mose Voris, deceased, and the said W. H. Nelson to examine on oath touching his knowledge of the execution of said instrument of writing, and of the condition of mind of the said J. M. Voris at the time of the publication of said instrument of writing. The examination of the said W. H. Nelson thus taken, you will reduce to writing, and cause him to subscribe the same, and the examination thus taken and subscribed, you will certify to the Judge of our Probate Court withing and for County of Polk and State of Missouri, under your hand.

WITNESS, A. B. Wright, Judge of our said Probate Court, within and for Polk County, Missouri, with the seal of our said Court hereto affixed, at the City of Bolivar, in said County of Polk, this 28th day of December, A. D. 1936.

(SEAL)

A. B. Wright
Judge of Probate

RETURN OF COMMISSION TO PROVE WILL

STATE OF MISSOURI,

COUNTY OF DALLAS, ss.

BE IT REMEMBERED, That in pursuance of authority to me given by the annexed Commission, issued by the Judge of the Probate Court within and for the County of Polk in the State of Missouri, I, the undersigned Judge of Probate within and for the County of Dallas in the State of Missouri, did on this ____ day of _____, A. D. 19____, cause to come before me W. H. Nelson the person therein named, who being by me duly sworn, on oath he depose and say: "that he saw J. M. Voris, also known as John M. Voris, and J. Mose Voris, deceased, the testator, subscribe his name to the annexed instrument in writing, bearing date the 10th day of October, 1928, and heard him declare the same to be his last will and testament, that he subscribed his name thereto as witness in the presence and at the request of the said testator and at the time of the execution of said instrument as aforesaid, and of his subscribing the same as such witness he, the said testator was of sound and disposing mind and over the age of 21 years, to the best of his knowledge and belief, and that the signature of the other subscribing witness to the said last will and testament who is now deceased, is the handwriting of Howard O'Bannon, who subscribed his name thereto as witness at the request of and in the presence of the said J. M. Voris, also known as John M. Voris and J. Mose Voris, deceased, and all in the presence of each other."

W. H. Nelson

Sworn to and subscribed before me, this day, month and year aforesaid. And I do hereby certify that the testimony of the said W. H. Nelson was by me reduced to writing, and by him subscribed in my presence, and said testimony so by me taken and certified is herewith returned as directed by said Commission.

IN WITNESS WHEREOF, I hereto set my hand and affix the seal of said Court the day and date aforesaid.

(SEAL)

T. J. Wilkerson,
Judge of Probate

AFFIDAVIT

STATE OF MISSOURI,

COUNTY OF POLK, ss.

IN THE PROBATE COURT OF POLK COUNTY

BE IT REMEMBERED, That on this 29th day of December, 1936, before me, T. J. Wilkerson, Probate Judge, personally appeared Phill H. Hawkins and who being duly sworn upon his oath says that he was personally and well acquainted with Howard O'Bannon who is now deceased, and was well acquainted with his hand-writing, and knows that the signature of Howard O'Bannon as a witness to the instrument purporting to be the last will of J. N. Voris, deceased, and dated 10th day of October, 1928, is in the handwriting of Howard O'Bannon, now deceased.

Phill H. Hawkins

This affiant further states that he was well and personally acquainted with J. M. Voris, also known as John M. Voris and J. Mose Voris, and with his handwriting, and he knows that the signature of J. M. Voris to an instrument purporting to be the last will and testament of J. M. Voris, dated 10th day of October, 1928, and signed by J. M. Voris, who is now deceased, and he further states that he verily believes that said instrument of writing is the last will and testament of the said J. M. Voris, deceased.

Phill H. Hawkins

Subscribed and sworn to before me this 29th day of December, 1936.

(SEAL)

T. J. Wilkerson,
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI,

COUNTY OF POLK, ss.

IN THE PROBATE COURT OF POLK COUNTY

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date October 10, 1928, purporting to be the last will and testament of J. M. Voris, also known as John M. Voris, and J. Mose Voris, deceased, and signed by said J. M. Voris, deceased, late of Polk County, and having heard the testimony of W. H. Nelson, a subscribing witness, and Phill H. Hawkins, and affiant to the handwriting of Howard O'Bannon, an attesting witness now deceased; also to the handwriting of J. M. Voris, deceased, in relation to the execution of the same, do declare and adjudge said instrument of date October 10, 1928, to be the last will and testament of said J. M. Voris, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 30th day of December, 1936.

(SEAL)

A. B. Wright
Judge of Probate

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI

COUNTY OF POLK, ss.

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the attached is a true copy of the original Last Will and Testament

of J. M. Voris, deceased, as the same appears of record in my office.

WITNESS, my hand and the seal of said Court, Done at office in Bolivar, Missouri, this 16th day of August, 1941.

(SEAL)

A. B. Wright
Judge & Ex-Officio Clerk

Filed for record in this office this 16th day of August, 1941 at 4 o'clock 30 minutes P.M.

By *Jul C. Pritchard*
Deputy

Russell Dixon
Recorder

Last Will and Testament of Marcus A. Miller

Know All Men By These Presents:

That I, Marcus A. Miller, of the County of Hickory, State of Missouri, being of sound mind and memory, do make and publish this, my Last Will and Testament, in manner and form following:

- First: I want all my just debts paid
- Second: I bequeath \$5.00 to my son James.
- Third: I bequeath \$5.00 to my Son Fred.
- Fourth: I bequeath \$5.00 to my Daughter Bertie.
- Fifth: I bequeath all my personal property of whatsoever nature that I may have at the time of my death to my wife Elizabeth C. Miller.
- Sixth: I bequeath to my wife Elizabeth C. Miller all Real Estate that I may have at the time of my death.
- And last I hereby constitute and appoint Elizabeth C. Miller to be the Administrator of this, my last will and testament, revoking and annulling all former wills by me made, and ratifying and confirming this and no other to be my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this the 17th day of August, A.D. 1922.

Marcus A. Miller (Seal)

Ed Hall
Alfred Hall
Witnesses

I, Issac W. Clark, Judge of the Probate Court of Hickory County, Missouri, hereby certify the above and foregoing to be a true copy of the original Will of Marcus A. Miller, Deceased, as the same appears of record in my office in Hermitage, Missouri

Given under my hand and the seal of said Court this 25th day of November, 1928.

(SEAL)

Issac W. Clark
Judge of Probate

LETTERS TESTAMENTARY

STATE OF MISSOURI,)
(ss.
COUNTY OF HICKORY,)

To all to Whom these Presents shall come-GREETING:

KNOW YE, That the Last Will and Testament of Marcus A. Miler, deceased, late of Hickory County, Missouri, hath, in due form of law been exhibited, proved and recorded, in the office of the Judge of the Probate Court of Hickory County, Missouri, a copy of which is hereto annexed; and inasmuch as it appears that Elizabeth C. Miller has been appointed Executrix in and by said Last Will and Testament, to execute the same, and to the end that the property of the said Testator may be preserved for those who shall appear to have a legal right or interest therein, and that the said Last Will and Testament may be executed according to the request and instruction of the said Testator, we do hereby authorize her the said Elizabeth C. Miller as an Executrix to collect and secure, all and singular, the goods and chattels, rights and credits, which were of the said Marcus A. Miller at the time of his death, in whosoever hands or possession the same may be found; and to perform and fulfill all such duties as may be enjoined upon her by said Last Will and Testament, so far as there shall be property and the law charge her; and in general to do and perform all other acts which are now or may be hereafter required of her by law.

IN TESTIMONY WHEREOF, I, Issac W. Clark, Judge of the Probate Court in and for said County, have hereunto signed my name and affixed the seal of said Court at office in Hermitage, Missouri, this 22 day of November, A.D. 1928.

(SEAL)

Issac W. Clark,
Judge of said Court.

STATE OF MISSOURI,
COUNTY OF HICKORY ,

SS.

IN THE PROBATE COURT.

I, ISSAC W. CLARK, Judge of the Probate Court, held in and for the County of Hickory do hereby certify that the within Letters Testamentary are recorded in my office in Book C for recording Letters Testamentary at page 275.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Court at office in Hermitage, Missouri, this the 24 day of November, A.D. 1928.

(SEAL)

Issac W. Clark
Judge of Probate.

Filed for record in this office this 10th day of October, 1941, at 11o'clock, a.m.

Russell Dixon
Russell Dixon, Recorder.

W I L L

I, John A. Bagley, being of sound and disposing mind and memory do hereby make, published and declare this to be my last will and testament, hereby revoking any and all other or former wills made by me.

FIRST, I desire that all of my just debts, if any be paid.

SECOND, In consideration of the fact that my son, Ernest Bagley and his wife, Gladys S. Bagley, will furnish me a home and take care of and nurse me for the remainder of my life and administer all my wants and necessities, I hereby give, devise and bequeath to them, the said Ernest Bagley and his wife, Gladys S. Bagley, the Southwest Quarter of the Southeast Quarter of Section Eleven (11), Township Thirty-four (34), Range Twenty-two (22), in Polk County, Missouri, as well as any and all other real estate and personal property that I may have or own at the time of my death. He the said Ernest Bagley and Gladys S. Bagley, in consideration of said devise and bequest to see to it and to furnish a suitable burial.

I have in mind all of my other children, to-wit: George Bagley, Austin Bagley, Henry Bagley, Charles Bagley, Logan Bagley and James E. Bagley, but on account of the fact that I feel that in taking care of me and furnishing me with a home, the said Ernest Bagley and Gladys Bagley hereinbefore mentioned, are entitled to what property that I may own at the time of my death. Therefore I do not give or devise or bequeath anything to either one of my other children.

I hereby appoint, nominate my son Ernest Bagley to be executor of this, my last will and testament and request that he be permitted to serve as such without being required to give any bond.

IN WITNESS WHEREOF, I have hereunto set my hand on this the 23rd day of November, 1929.

John A. Bagley

We, the undersigned, hereby attest the above and foregoing will as witnesses at the request of the testator by signing our names thereto as witnesses in his presence and in the presence of each other, he having signed said will in our presence and declared to us that it was his last will and testament.

IN WITNESS WHEREOF, WE have hereunto signed our names on this the 23rd day of November, 1929.

S. V. Hargis
Jewell Smith
Herman Pufahl

PROOF OF WILL

STATE OF MISSOURI)
COUNTY OF POLK) ss.

IN THE PROBATE COURT

BE IT REMEMBERED, That on this 23 day of Jan. 1939, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Herman Pufahl who was the subscribing witness to the annexed will of John A. Bagley, deceased, and being by me first duly sworn, depose and say that the said John A. Bagley, the testator, subscribed the same in his presence and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponent attested said will as witness thereto by subscribing his name to the same in the presence of the testator and of each other, and at the request of the said testator.

Herman Pufahl

Subscribed and sworn to before me this 23 day of January, 1939.

A. B. Wright, Judge of Probate

COMMISSION TO PROVE WILL

THE STATE OF MISSOURI, To any Judge or Justice of the Peace, or any Mayor or Chief Magistrate of any City in the County of Madison, GREETING:

KNOW YE, That, reposing confidence in your ability, we do hereby empower you to cause to come before you at a time and place to be by you appointed Jewell Smith Platt, an attesting witness to the annexed instrument of writing, purporting to be the last will and testament of John A. Bagley, deceased, and the said Jewell Smith Platt to examine on oath touching her knowledge of the execution of said instrument of writing, and of the condition of mind of the said John A. Bagley, at the time of the publication of said instrument of writing. The examination of the said Jewell Smith Platt thus taken, you will reduce to writing, and cause her to subscribe the same, and the examination thus taken and subscribed, you will certify to the Judge of our Probate Court within and for County of Polk, State of Missouri, under your hand.

WITNESS, A. B. Wright, Judge & Ex-Officio Clerk of our said Probate Court, within and for Polk County, Missouri, with the seal of our said Court hereto affixed, at the City of Bolivar, in said County of Polk this 18th day of January, A. D. 1939.

A. B. Wright,
Judge & Ex-Officio Clerk

(Seal)

RETURN OF COMMISSION TO PROVE WILL

STATE OF MISSOURI
COUNTY OF POLK, SS

BE IT REMEMBERED, That in pursuance of authority to me given by the annexed Commission, issued by the Judge of the Probate Court within and for the County of Madison in the State of Missouri, I, the undersigned Judge of Probate, within and for the County of Madison in the State of Missouri, did on this ___ day of _____ A. D. 19___, cause to come before me Jewell Smith Platt, whose former name was Jewell Smith, the person therein names, who being by me duly sworn, on oath deposes and says: "I saw John A. Bagley, the testator, subscribe his name to the annexed instrument in writing, bearing date the 23rd day of Nov. 1929, and heard him declare the same to be his last will and testament, and I subscribed my name thereto as witness in the presence and at the request of the said testator and at the time of the execution of said instrument as aforesaid, and of my subscribing the same as such witness, he, the said testator was of sound and disposing mind and over the age of 21 years, to the best of my knowledge and belief."

Jewell Smith Platt

Sworn to and subscribed before me, this day, month and year aforesaid, and I do hereby certify that the testimony of the said Jewell Smith Platt was by me reduced to writing, and by her subscribed in my presence, and said testimony so by me taken and certified is herewith returned as directed by said Commission

IN WITNESS WHEREOF, I hereto set my hand and affixed my seal the day and date aforesaid.

(Seal)

Walter McFarland, Judge of Probate

My commission expires 12/31/42

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI
COUNTY OF POLK, ss

In the Probate Court of Polk County, Missouri.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date November 23, 1929, purporting to be the last will and testament of John A. Bagley, deceased, and signed by said John A. Bagley, deceased, late of Polk County, and having heard the testimony of Jewell Smith Platt and Herman Pufahl subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date November 23, 1929, to be the last will and testament of said John A. Bagley, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 23rd day of January, 1939.

(Seal)

A. B. Wright, Judge of Probate.

Certificate of True Copy

State of Missouri,
County of Polk, SS

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the above is a true copy of the original Last Will and Testament, together with proceedings of proof thereof, as the same appears of record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 11th day of October, 1941.

(Seal)

A. B. Wright, Judge & Ex-Officio Clerk

Filed for record this 11th day of October, 1941, at 4:00 o'clock P.M.

Russell Dixon, Recorder

by *Marion Clark*
Deputy

I, William A. Robertson of Wishart, Polk County, Missouri, being of sound and disposing mind do make and publish this my last will and testament, as follows, to-wit:-

1. I direct that executrix, hereinafter named, shall pay all my just debts, including funeral expenses and expenses incident to last illness, as soon after my death as practiaal, said payment to be made form my personal estate. Also my said executrix shall erect a monument to mark my last resting place, the cost of such monument to be left to her.

2. To my beloved wife, Josie Robertson, I will, devise and bequeath all of my household and kitchen furniture, including beds and bedding, silverware, jewelry and all other household effects, to be hers **absolutely**.

3. To my said wife I will devise and bequeath the income, use, rents and profits from my home farm of 92 acre_ in Section 17, Township 32, Range 23, Polk County, Missouri, for and during her life. In case the said farm is sold before my death my wife is to have the same interest in the sale proceeds or re-investment, as given her in the farm.

Also I will, devise and bequeath to my said wife all the rest, residue and remainder of my property of which I may die seized, of whatever nature, real, personal or mixed, and wherever situated, for life only, that is: my said wife is to receive and enjoy the income, rents, profits and interest from my said estate for and during her life for her support, comfort and maintenance, and at my death the said property is to be divided as hereinafter directed. However it is my first desire and wish that my said wife shall be amply and comfortably provided for in case, I should predecease her, and in case the income, use, profits and interest from the property and estate above mentioned is insufficient to properly and adequately care for and provide for my wife then she may use from the principal to such amount as to make up the deficiency.

The bequests herein made to my wife are in lieu of all homestead and dower interest, statutory allowance and all other rights she may have in my estate by reason of being my widow.

4. At the death of my wife, Josie Robertson, I will, devise and bequeath all property mentioned and described in item three, subject to the life estate and use of my wife as therein as set out, to my father, Benjamin F. Robertson, my brother Harvey L. Robertson, and my sisters, Fannie Davis, Laura Cook and Cora Robertson, share and share alike.

If my father predeceases me or my wife then the share herein devised to him shall go to my brother and sisters above named, share and share alike, and if any of them are deceased at such time then his or her share shall go to their respective children, if any, if none then to the surviving brother and sisters.

If any of the sisters or brother herein named shall pre-decease me or my wife, then his or her share herein shall go to their children, if any survive, if no surviving children then to the above named father, brother or sisters, surviving, share and share alike.

5. I hereby nominate and appoint my wife, Josie Robertson, as executrix of this will, and it is my wish, will and request that she be permitted to act as such without bond.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of September, 1923.

(Signed)

William A. Robertson (SEAL)

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

(Signed)

Joe W. Gravely, Bolivar, Mo.
T. H. Douglas, Bolivar, Mo.

PROOF OF WILL

STATE OF MISSOURI)
COUNTY OF POLK,) ss.

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 8 day of September, 1941, before me, A. B. Wright, Judge of ^{for} the County and State aforesaid, personally appeared T. H. Douglas, who is one of the subscribing witnesses to the annexed will of William A. Robertson, Deceased, and being by me first duly sworn, deposes and says that the said William A. Robertson, the testator, subscribed the same in his presence, and published and declared said will or instrument, of writing to be his last will and testament, and that ~~at~~ the time of signing the same, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponent attested said will as witness there-to by subscribing his name to the same in the presence of the testator, and of each other, and at the request of the said testator.

T. H. Douglas,

Subscribed and sworn to before me this 8 day of September, 1941.

A. B. Wright,
Judge of Probate

AFFIDAVIT

STATE OF MISSOURI)
COUNTY OF POLK) ss.

IN THE PROBATE COURT, AUGUST TERM, 1941.

Now comes Marshall Gravely, and being first duly sworn states upon his oath that he is of lawful age, that he is a resident of the City of Boliwar, Polk County, Missouri, that he is the second son of Joe W. Gravely, now deceased. That the said Joe W. Gravely, now deceased, That the said Joe W. Gravely died in Polk County, Missouri, on the 24th day of October, 1934. That this affiant is familiar with the signature of his father, the said Joe W. Gravely. That affiant live in the same home with his father his entire lifetime up to the date of the death of the father.

That this affiant has inspected the instrument in writing presented to him by the Hon. A. B. Wright, Judge of the Probate Court of Polk County, Missouri, and purporting to be the last will and testament of William A. Robertson, said instrument being dated the 13th day of September, 1923, and which has been filed in the office of the Probate Judge of Polk County, Missouri. That hehas examined the signature of Joe W. Gravely on said instrument, the said Joe W. Gravely

having signed the said instrument as a witness thereto, and your affiant states that the signature "Joe W. Gravely" appearing on said instrument in writing just above the signature of T.H. Douglas, is the true and genuine signature of the said Joe W. Gravely, now deceased.

Further affiant saith note.
(SEAL)

Marshall Gravely

Subscribed and sworn to before me this 9 day of September, 1941.

A. B. Wright,
Judge of Probate, Polk
County, Missouri.

AFFIDAVIT

STATE OF MISSOURI, ss.
COUNTY OF POLK,

IN THE PROBATE COURT, AUGUST TERM, 1941.

Now comes Ralph Gravely, and being first duly sworn states upon his oath that he is of lawful age, that he is a resident of the City of Bolivar, Polk County, Missouri, that he is the eldest son of Joe W. Gravely, now deceased. That the said Joe W. Gravely died in Polk County, Missouri, on the 24th day of October, 1934. That for many years prior to the death of the said Joe W. Gravely, that this affiant was associated with him in the publication of the Bolivar Free Press of Bolivar, Mo.

That this affiant has inspected the instrument in writing presented to him, and purporting to be the last will and testament of William A. Robertson, dated the 13th day of September, 1923, and which has been filed in the Probate Court of Polk County, Missouri, and said writing is presented to him by A. B. Wright, Judge of said Court, and that he has examined the signature of Joe W. Gravely on said instrument, the said Joe W. Gravely having signed said instrument as a witness thereto, and your affiant states that the signature "Joe W. Gravely" appearing on said instrument in writing just above the signature of T. H. Douglas, is the true and genuine signature of the said Joe W. Gravely, now deceased.

Further affiant saith not.

Ralph Gravely

Subscribed and sworn to before me this 9 day of September, 1941.

(SEAL)

A. B. Wright,
Judge of Probate, Polk
County, Missouri.

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI)
COUNTY OF POLK) ss.

IN THE PROBATE COURT OF POLK COUNTY.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date September 13, 1923, purporting to be the last will and testament of William A. Robertson, deceased, and signed by said William A. Robertson, deceased, late of Polk County, and having heard the testimony of T. H. Douglas, a subscribing witness and Ralph Gravely and Marshall Gravely, affiants to the handwriting of Joe W. Gravely, a subscribing witness, thereto, in relation to the execution of the same, do declare and adjudge said instrument of date September 13, 1923, to be the last will and testament of said William A. Robertson, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 8th day of September, 1941.

(SEAL)

A. B. Wright
Judge of Probate.

STATE OF MISSOURI
COUNTY OF POLK, ss.

I, A. B. Wright, Judge and Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the above is a true copy of the original Last Will and Testament, together with proof thereof, of William A. Robertson, deceased, as the same appears of record in my office.

WITNESS my hand and the seal of said Court.

Done at office in Bolivar, Missouri, this 27th day of October, 1941.

(SEAL)

A. B. Wright
Judge & Ex-Officio Clerk.

Filed for record in this office this 27th day of October 1941 at 2 o'clock P. M.

By *Joe C. Burkhard* Deputy

Russell Dixon
Recorder

Last Will of S. G. Spilman.

Know all men by these presents that I S. G. Spilman of the County of Daviess, State of Missouri, being of the age of 81 years, and desiring to dispose of my property while yet in the possession of my faculties I do hereby declare this to be my last will and testament, hereby revoking all former wills by me made.

1st; I desire that all my ~~just~~ debts Including the expenses of my last sickness, and burial expenses be paid by my executor hereinafter named as soon after my deceased as convenient.

2nd; I give, devise and bequeath to my four children, namely, Mollie Payne of Coachella California, A. V. Spillman of Jamesport Missouri, Nellie Slagle of Ventura California, and Dena Fullington of Coffey, Missouri, all my personal property to share, and share alike.

I direct that my farm of 174 acres more or less in Polk County be sold to the best possible advantage, and the proceeds thereof be devided equally, between my four children as above named.

3rd; Before the above property is devided I give, devise and bequeath the the Cemetery at Polk, Missouri the sum of \$25.00

I hereby appoint my son A. V. Spillman of Jamesport, Missouri Executor of this my last will and testament, and In case he should die before I do, then it is my wish that my son in law W. H. Fullington of Coffey, Missouri, act as executor of this will.

In testimony whereof I have hereto set my hand and affixed my seal this the ~~xxxx~~ 1st day of April 1939.

S. G. Spilman

The above will was on the day of the date thereof signed by the said S. G. Spilman, as and for his last will and testament and he declared to us that it was his last will and we saw him sign it in our presence and we in his presence signed our names to same as witnesses.

J. Ed Tye
Herbert Trimble

PROOF OF WILL

STATE OF MISSOURI, §
 § ss IN THE PROBATE COURT.
County of Daviess. §

BE IT REMEMBERED, That on this the 1st day of August, A. D. 1941, before me, Wood Richesson, Judge and Ex-Officio Clerk of the Probate Court, held in and for the County and State aforesaid, personally appeared J. Ed Tye and Herbert Trimble who are the subscribing witnesses to the annexed Will of S. G. Spilman, deceased, and being by me first duly sworn, depose and say that the ^{said} S. G. Spilman, the testator subscribed the same in his presence, and published and declared said Will or Instrument of Writing to be his last will and Testament, and that at the time of signing the same, S. G. Spilman, the said testator was of sound and disposing mind, and more than twenty-one years of age. and that said deponents attested said Will as witnesses thereto, by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

J. Ed Tye
Herbert Trimble

Sworn to and subscribed before me, this 1st day of August A. D. 1941.

Wood Richesson
Judge & Ex-Officio Clerk of Probate

~~State of Missouri, County of Daviess, Office of the Judge of Probate and Ex-Officio Clerk of the Court, December 1st, 1941~~

~~I, Wood Richesson, Judge and Ex-Officio Clerk of the Probate Court, do hereby certify that the foregoing is a true and correct copy of the last will and testament of S. G. Spilman, deceased, as the same appears from the records of the Probate Court of the County of Daviess, State of Missouri, this 1st day of August, 1941.~~

~~Witness my hand and seal of office at the City of St. Louis, Missouri, this 1st day of August, 1941.~~

~~Wood Richesson~~

(Seal)

~~Wood Richesson~~
~~Wood Richesson~~
~~Wood Richesson~~

~~Filed for Record the 10th day of December, 1941, at St. Louis, Missouri.~~

~~Notary Public for the State of Missouri~~
~~My Comm. Expires Dec 31, 1942~~

~~Witness my hand and seal of office at the City of St. Louis, Missouri, this 1st day of December, 1941.~~

CERTIFICATE OF PROBATE

STATE OF MISSOURI,)
) SS. IN THE PROBATE COURT
County of Daviess.)

I, Wood Richesson, Judge and Ex-Officio Clerk of the Probate Court of Daviess County, State of Missouri, having examined the foregoing instrument, purporting to be the last Will of S. G. Spilman, deceased, and signed by S. G. Spilman and having heard the testimony of J. Ed Tye and Herbert Trimble subscribing Witnesses thereto, in relation to the execution of the same, do declare and adjudged said instrument to be the last Will and Testament of the said S. G. Spillman, deceased, late of Daviess County, Missouri, and the same is hereby admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Court, at office in Gallatin, Missouri, this 1st day of August, 1941.

(Seal)

Wood Richesson
Judge and Ex-Officio Clerk

B. 5 Will Record, P. 276.

In the matter of the estate of)
S. G. Spilman, deceased) ORDER PROBATING WILL

Now comes A. V. Spillman and presents to the Judge and Ex-Officio Clerk in vacation an instrument in writing purporting to be the last will and testament of said S. G. Spilman, deceased, dated April 1st, 1939, attested by J. Ed Tye and Herbert Trimble as attesting witnesses, and praying that said instrument be admitted to Probate as the last will and testament of said S. G. Spilman, deceased.

After mature consideration, the Judge and Ex-Officio Clerk finds that the said S. G. Spilman died on the 26th day of July, 1941, domiciled in Daviess County, Missouri, and the owner of property therein and the Judge and Ex-Officio Clerk proceeds to take and hear the proof as to the execution of said instrument in writing as the last will and testament of said deceased. Now come J. Ed Tye and Herbert Trimble, the attesting witnesses to said instrument in writing, and first being duly sworn, deponents say that they were present at the execution of said instrument in writing and saw the said S. G. Spilman sign the said instrument in writing on the day of the date thereof and heard S. G. Spilman say that the said instrument in writing was his last will and testament; deponents further say that the said S. G. Spilman was then there of sound mind and memory, under no restraint, and was competent to make a will; and deponents further say that they subscribed their names to said instrument in writing at the request of the said S. G. Spilman, the testator, in his presence, and in the presence of each other, which testimony is now reduced to writing and by them signed and certified as required by law.

The Judge and Ex-Officio Clerk, being sufficiently advised by the evidence of said witnesses as to the proper and legal execution of said instrument in writing, after mature consideration, it is ordered and adjudged that said instrument in writing be considered proved and said instrument is established and adjudged to be the last will and testament of said S. G. Spilman, deceased, and that it be admitted to record as such.

Wood Richesson
Judge and Ex-Officio Clerk

B. V3; P. 354.

JUDGMENT ESTABLISHING WILL.

In the matter of the estate of S. G. Spilman, deceased.) JUDGMENT ESTABLISHING WILL

It being shown to the Court now here, that in vacation of this Court, to-wit: On the 1st day of August, 1941, an instrument of writing purporting to be the last will and testament of S. G. Spilman, deceased, and attested by J. Ed Tye and Herbert Trimble as witnesses. was produced before the Judge and Ex-Officio Clerk of this Court to be proved and admitted to record, as the last will of said S. G. Spilman, deceased and said Judge and Ex-Officio Clerk proceeded to take the testimony of J. Ed Tye and Herbert Trimble said attesting witnesses, which was by said Judge and Ex-Officio Clerk reduced to writing and signed by them respectively, and is now here produced in Court. And said Judge and Ex-Officio Clerk having declared said will proved, granted a Certificate of Probate on said 1st of August, 1941.

And the Court having inspected said Will, and seen and heard the testimony of J. Ed Tye and Herbert Trimble, the attesting witnesses, so taken 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 S. G. Spilman, deceased. And the proceedings and action of the Judge and Ex-Officio Clerk in the premises, are in all things ratified and confirmed, and it is ordered that said will be admitted to record.

B. 15; P. 553.

State of Missouri,
County of Daviess,

Office of the Judge of Probate and Ex-Officio Clerk of the
Probate Court, December 3rd, 1941.

I, Wood Richesson, Judge of Probate and Ex-Officio Clerk of the Probate Court in and for Daviess County and State of Missouri, do hereby certify the foregoing to be a true copy of the Last Will and Testament, and the proof thereof, in the estate of S. G. Spilman, deceased, as the same appears of record in my office.

In Testimony Whereof, Witness my hand and seal of office, at Gallatin, Missouri, the date above.

(seal)

Wood Richesson
Judge of Probate and Ex-Officio Clerk
of the Probate Court.

Filed for Record the 10th day of December, 1941, at 11 o'clock 15 minutes A. M.

Ray Martin, Jr.

Deputy

Russell Dixon Recorder

LAST WILL AND TESTAMENT

I, Samuel N. Spry, being of sound mind, but realizing that the remaining years of life to me may be few, make this my last Will and Testament.

After all my just debts and funeral expenses shall have been paid, and a suitable monument erected to my memory and paid for, I give and bequeath to my beloved wife, Christiana L. Spry, all my property, both real and personal of whatever kind or description, withou testriction, wherever it may be found or located.

I hereby appoint my son, B. W. Spry, executor of this my last Will and Testament.
Signed and sealed this 30th day of October, A. D. 1926.

(Signed) S. N. Spry (SEAL)

This will was signed by me in the presence of the witnesses hereto subscribed, and they each signed in my presence and in the presence of each other.

Witnesses. E. Pearl Drake
Joe A. Drake

PROOF OF WILL

STATE OF MISSOURI,

ss

IN THE PROBATE COURT

COUNTY OF POLK

BE IT REMEMBERED, That on this 19th day of June, 1929, before me, O. P. Hollingsworth, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared E. Pearl Drake and Joe A. Drake, who are the subscribing witnesses to the annexed will of S. N. Spry, Deceased, and being by me first duly sworn, depose and say that the said S. N. Spry, the testator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto, subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

Joe A. Drake
E. Pearl Drake

Subscribed and sworn to before me this 19 day of June, 1929.

(SEAL)

O. P. Hollingsworth

CERTIFICATE OF PROBATE

State of Missouri,

ss

County of Polk,

I, O. P. Hollingsworth, Judge of the Probate Court, within and for the County of Polk, in the State of Missouri, do hereby certify that the foregoing instrument of writing was duly proved and admitted to probate and to record as and for the last will and testament of S. N. Spry, deceased, late of said County, by the Probate Court of said Polk County, Missouri, on the 19th day of June, 1929, at the May Term, 1929, of said Court, all of which now appears of record in my office; the same is, therefore, entitled to record and to be received in evidence in all the Courts of this State, as and for the last will of said S. N. Spry, deceased.

IN TESTIMONY WHEREOF, I have hereunt set my hand and affixed the seal of said Court at the office thereof in the City of Bolivar, in the State of Missouri, this 19th day of June, 1929.

(SEAL)

O. P. Hollingsworth,
Judge of Probate.

Certificate of True Copy

State of Missouri,

ss.

County of Polk,

I, A. B. Wright, Judge of the Probate Court in and for the County and State aforesaid, do hereby certify the foregoing and attached to be a true copy of the Last Will and Testament, Proof of Will, and Certificate of Probate of S. N. Spry, deceased, as the same appear on file in my office.

IN TESTIMONY WHEREOF, witness my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 18th day of December, 1941.

(SEAL)

A. B. Wright
Judge of Probate

Filed for Record on the 18th day of December, 1941, at 3 o'clock -minutes P. M.

Ray Martin, Jr. Deputy

Russell Dixon Recorder

WILL OF EVA J. EVANS

I, Eva J. Evans, of Humansville, Polk County, Missouri, being now in good health, strong of body and mind, but sensible to the uncertainty of life, and desiring to make disposition of my property and affairs while in health and strength, do hereby make, publish and declare the following to be my last will and testament hereby revoking and cancelling all other or former wills by me at any time made.

ARTICLE I

I direct the payment of all my just debts and funeral expenses.

ARTICLE II

I bequeath to my brother, Henry Price, of St. Clair County, Missouri, the sum of One (\$1.00) Dollar.

ARTICLE III

I bequeath to my sister, Florence, whose former name was Florence Culbertson and who now or formerly lived at Chalk Level, Missouri, the sum of One (\$1.00) Dollars.

ARTICLE IV.

I bequeath to my sister, Martha Poush of Gashland, Missouri, the sum of One (\$1.00) Dollar.

ARTICLE V

All the rest and residue of my estate of any kind and description both real and personal I devise and bequeath to my sister, Anna Frost, of Kansas City, Missouri, absolutely.

ARTICLE VI

I hereby nominate and appoint my sister, Anna Frost of Kansas City, Missouri, the executrix of this, my last will and testament.

IN WITNESS WHEREOF, I, Eva J. Evans, have to this, my last will and testament, consisting of two sheets of paper, subscribed my name this 3d day of June, 1940.

Eva J. Evans

The foregoing instrument, consisting of two pages, was at the date thereof signed and declared by the said Eva J. Evans to be her last will and testament in the presence of us who at her request and in her presence and in the presence of each other have subscribed our names as witnesses thereto.

Wilma Meyer
2503 Linwood

Helen Trapp
3232 So. Benton.

COMMISSION TO PROVE WILL

THE STATE OF MISSOURI, to any Judge of Justice of the Peace, of any Mayor Chief Magistrate of Kansas City, in the County of Jackson, GREETING:

KNOW YE, That, reposing confidence in your ability, we do hereby empower you to cause to come before you at a time and place to be by you appointed Wilma Meyer and Helen Trapp, an attesting witness to the annexed instrument of writing, purporting to be the last Will and Testament of Eva J. Evans, deceased, and the said Wilma Meyer and Helen Trapp to examine on oath touching their knowledge of the execution of said instrument of writing, and of the condition of mind of the said Eva J. Evans, at the time of the publication of said instrument of writing. The examination of the said Wilma Meyer and Helen Trapp thus taken you will reduce to writing, and cause them to subscribe the same, and the examination thus taken and subscribed you will certify to the Clerk of our Probate Court within and for Polk County, State of Missouri, under your hand.

WITNESS, A. B. Wright, Judge & Ex-Officio Clerk of our said Probate Court, within and for County of Polk, Missouri, with the seal of our said Court hereto affixed at the City of Bolivar, in said County of Polk, this 13 day of January, A. D. 1941.

(SEAL)

A. B. Wright,
Judge and Ex-Officio Clerk.

RETURN OF COMMISSION TO PROVE WILL

STATE OF MISSOURI,
County of Jackson, ss.

BE IT REMEMBERED, That in pursuance of authority to me given by the annexed Commission, issued by the Judge of the Probate Court within and for the County of Polk in the State of Missouri, I, the undersigned Edw. J. McGovern, Clerk, within and for the County of Jackson in the State of Missouri, did on this 18th day of Jan. A.D., 1941, cause to come before me Wilma Meyer and Helen Trapp, the persons therein named, who being by me duly sworn, on oath depose and say: "We saw Eva J. Evans, the testatrix subscribe her name to the annexed instrument in writing, bearing date the 3rd day of June, 1940, and heard her declare the same to be her last will and testament, that they subscribed their names thereto as witnesses in the presence and at the request of the said testatrix and at the time of the execution of said instrument as aforesaid, and of their subscribing the same as such witnesses she, the testatrix was of sound and disposing mind and over the age of 21 years, to the best of their knowledge and belief."

Wilma Meyer
Helen Trapp

Sworn to and subscribed before me, this day, month and year aforesaid. And I do hereby certify that the testimony of the said Wilma Meyer and Helen Trapp was by me reduced to writing, and by them subscribed in my presence, and said testimony so by me taken and certified is herewith returned as directed by said Commission.

IN WITNESS WHEREOF, I hereto set my hand and affix my seal and signature the day and date aforesaid.

(SEAL)

Edw. J. McGovern, Clerk

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI
COUNTY OF POLK. SS

In the Probate Court of Polk
County, Missouri.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date June 3, 1940, purporting to be the last will and testament of Eva J. Evans, deceased, late of Polk County, and having heard the testimony of Wilma Meyer and Helen Trapp, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date June 3, 1940, to be the last will and testament of said Eva J. Evans, deceased, and the same is therefore admitted to probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 21st day of January, 1941.

A. B. Wright, Judge of Probate.

(Seal)

CERTIFICATE OF TRUE COPY

State of Missouri Ø
 Ø SS
County of Polk Ø

I, A. B. Wright, Judge & Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the attached is a true copy of the original last Will of Eva J. Evans, deceased, as the same appears of record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri this 5th day of January, 1942.

A. B. Wright, Judge & Ex-Officio Clerk

(Seal)

Filed for record this 5th day of January, 1942, at 1:30 o'clock P. M.

Russell Dixon, Recorder

by

Maurice Clark

Deputy

WILL

I, Rolen C. Sell being of sound and disposing mind and memory, do hereby make, publish and declare this to be my last will and testament, hereby revoking any and other ~~former~~ wills made by me.

1st. I desire that all of my ~~debts~~ ^{just} debts, if any, including funeral expenses and the expenses of my last illness be paid by my Executor hereinafter named as soon as he can conveniently do so.

2nd. I give, devise and bequeath to my son, Edwin H. Sell, all of my property of whatsoever kind and character, including real estate, personal property or mixed property, to be by him held in trust for all of my children (including himself) and my seven grand children who are the children of my deceased son, Arthur Sell, it being understood that said seven grand children are to receive together the share which their father would have received had he lived.

3rd. I direct and authorize the said Edwin H. Sell to sell and dispose of the forty (40) acres of land which I own in Cedar County, for the purpose of paying any debts which I may owe, including funeral expenses and expenses of administration.

4th. I direct that my said son, Edwin H. Sell, use his judgement in holding the 138 acres of land which I own in Polk County until such time as in his judgment he can get a fair and reasonable price for the same, and I then authorize him to see said land and to execute deeds therefor and to divide the proceeds one twelfth (1/12) each to my children hereinafter named, to-wit:

Edwin H. Sell, William W. Sell, Clara McKnight, Ora White, Olive Grisham, Jarena Dixon, Ira V. Sell, Iva Pitman, Ida Acuff, Ina Gilliam, Andrew J. Sell and to the ~~Seven~~ ^{children} of my deceased son, Arthur Sell, to-wit: Eula, Reama, Lorena, Rolen, Edith, Arthur, and Ezenith, each a one seventh (1/7) of a one twelfth (1/12)

5th. I give, devise and bequeath the proceeds of the property herein to my children and the seven grand children, with the distinct understanding that they are not authorized to bring any partition suit or any other suit to divide the proceeds, but that my said son, Edwin H. Sell, shall sell the property and then divide the proceeds and no property herein devised and given to them shall in any manner be liable for any debts owing by them unless they voluntarily pay them, and none of the property shall be subject to levy under execution or garnishment.

6th. I have heretofore paid for my son, Andrew J. Sell, a certain obligation amounting to about \$635.00, and I do not charge him with that amount and that shall not be a charge against his share.

7th. My daughter, Ida Acuff owes me \$400.00, my daughter, Olive Grisham owes me \$177.00; my son, William Sell owes me \$66.00; my son Ira Sell, owes me \$30.00 and my daughter, Iva Pitman, owes me \$200.00, for all of which amounts I hold their notes, and if they do not pay to me those amounts during my lifetime, then I desire that they pay said amounts to my estate, or else that they be charged with said amounts. I do not want any interest charged on any of said amounts from the date of my death until the settlement of my estate.

8th. I have erected a monument at the grave of my wife and I desire and instruct my Executor hereinafter named to erect a marker at my grave.

9th. I appoint and nominate my son, Edwin H. Sell, Executor of this my last will and testament, and request that he be permitted to serve as such without being required to give any bond, and I request that my Executor employ Herman Pufahl of Bolivar, Missouri, as his attorney to represent him and the estate.

10th. Should any one of my children or grand children institute any proceedings to contest this will, then and in such event the share of such child or grand child shall be forfeited by him or her and such child or grand child shall not receive anything out of my estate.

IN WITNESS WHEREOF, I have hereunto set my hand on this 3rd day of February, 1934.

Rolen C. Sell

We, the undersigned, hereby attest the above and foregoing will by signing our names thereto at the request of the testator and in his presence and in the presence of each other, he having signed said will in our presence and having declared to us that the same was his last will and testament.

IN WITNESS WHEREOF, we have hereunto set our hands on this the 3rd day of February, 1934.

Herman Pufahl
Jewel Platt

Codicil on Back Hereof

CODICIL

Bolivar, Mo.,
Jany. 28, 1937.

I, Rolen C. Sell, do hereby make this as my Will which I executed on the 3rd day of February, 1934.

I hereby revoke the 6th clause of my said will and I charge my son Andrew J. Sell with the sum of \$500.00, and direct and declare that he pay the said sum of \$500.00 to my executor.

I also change the 7th clause of my will so far as the same affects my son William Sell, He has paid me some on the amount that he owes me and has worked for me and I therefore release him from the \$66.00 item which I charged him in the 7th clause of my will.

With these changes made, I hereby confirm the will which I made on the 3rd day of February, 1934.

IN WITNESS WHEREOF, I have hereunto set my hand on this the 28th day of January, 1937.

Rolen C. Sell

WE THE UNDERSIGNED, hereby attest the above and foregoing codicil to the will of Rolen C. Sell, by signing our names thereto at his request and in his presence and in the presence of each other, he having signed said codicil in our presence and having declared to us that the same is a codicil to his will and Testament dated February 3, 1934.

IN WITNESS WHEREOF, we have hereunto set our hands on this the 28th day of January, 1937.

Charlye M. Marshall
Herman Pufahl

Filed Nov. 26, 1941. A. B. Wright, Judge of Probate.

STATE OF MISSOURI

COUNTY OF POLK,

SS.

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 26th day of November, 1941, before me, A. B. Wright, Judge of the Probate Court held in and for the County and State aforesaid, personally appeared Herman Pufahl and Jewel Platt, who are the subscribing witnesses to the annexed will of Rolen C. Sell, Deceased, and being by me first duly sworn, depose and say that the said Rolen C. Sell, the testator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

Jewel Platt
Herman Pufahl

Subscribed and sworn to before me this 26th day of November, 1941.

(SEAL)

A. B. Wright
Judge of Probate

* * * * *

PROOF OF CODICIL TO WILL

STATE OF MISSOURI,

COUNTY OF POLK,

SS.

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 26th day of November, 1941, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Herman Pufahl and Charlye M. Marshall, who are the subscribing witnesses to the codicil to the annexed will of Rolen C. Sell, deceased, and being by me first duly sworn, depose and say that the said Rolen C. Sell, the testator, subscribed the same in their presence, and published and declared said codicil or instrument of writing to be a codicil to his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, under no restraint, and more than twenty-one years of age, and competent to add a codicil to his last will and testament, and that said deponents attested said will as witnesses thereto subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

Charlye M. Marshall
Herman Pufahl

Subscribed and sworn to before me this 26th day of November, 1941.

(SEAL)

A. B. Wright
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI

COUNTY OF POLK

SS.

In the Probate Court of
Polk County, Missouri

I. A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date February 3, 1934, purporting to be the last will and testament of Rolen C. Sell, deceased, and signed by said Rolen C. Sell, deceased, late of Polk County and having heard the testimony of Herman Pufahl and Jewel Platt, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date February 3, 1941, to be the last will and testament of said Rolen C. Sell, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 26th day of November, 1941.

(SEAL)

A. B. Wright
Judge of Probate

CERTIFICATE OF PROBATE OF CODICIL TO WILL

STATE OF MISSOURI

COUNTY OF POLK

ss.

In the Probate Court of
Polk County, Missouri.

I. A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date January 28, 1937, purporting to be a codicil to the last will and testament of Rolen C. Sell, deceased, and signed by said Rolen C. Sell, deceased, late of Polk County, and having heard the testimony of Charlye M. Marshall and Herman Pufahl, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date January 28, 1937, to be codicil to the last will and testament of said Rolen C. Sell, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 26th day of November, 1941.

(SEAL)

A. B. Wright
Judge of Probate

Certificate of True Copy

State of Missouri

ss.

County of Polk

I. A. B. Wright, Judge and Ex-Officio Clerk of the Probate Court, within and for the County and State aforesaid, do hereby certify that the attached and foregoing is a true copy of the Last Will and Testament and Codicil, together with proof thereof, of Rolen C. Sell,

deceased, as the same appears of record in my office.

WITNESS, my hand and the seal of said Court, Done at office in Bolivar, Missouri,
this 17th day of January, 1942.

(SEAL)

A. B. Wright
Judge & Ex-Officio Clerk

Filed for Record on the 17th day of January, 1942, at 11 o'clock - minutes A. M.

Ray Martin, Jr.

Deputy

Russell Dixon Recorder

IN THE PROBATE COURT WITHIN AND FOR THE COUNTY
OF DICKINSON AND STATE OF KANSAS.

In the matter of the Estate of
Alexander A. Fackler, Deceased.

PETITION FOR PROBATE OF WILL

Comes now J. L. Worlery, and respectfully represents to said Probate Court that Alexander A. Fackler, late of the County of Dickinson, State of Kansas, departed this life on the 3rd day of October, 1913, leaving a Last Will and Testament which said Last Will and Testament is hereto attached, marked "Exhibit A", and made a part hereof. That said Last Will and Testament has been executed in all respects according to law. And your petitioner further says that the said Alexander A. Fackler, left surviving him as his heirs at law;

Carrie R. Fackler, his widow, age 57, Manchester.

Elmer E. Fackler, his son, age 30, Manchester.

And your petitioner further says that at the time of the execution of said Will and Testament said Alexander A. Fackler was of sound mind and memory, and not under any restraint.

That in said Last Will and Testament the said Alexander A. Fackler appointed Benevolent Lodge No. 98 A. F. & A. M. of Abilene, Kansas, to select a suitable person to be appointed as executor of this his last Will and Testament.

In consideration whereof, and to the end that said will may be proved, established, performed and admitted to probate, your petitioner prays that the Court set a time for the hearing of said petition, and that upon such hearing said Last Will and Testament may be duly admitted to probate and letters testamentary be issued to said person to be named by said Lodge #98 A. F. & A. M., as executor of this last Will and Testament of Alexander A. Fackler, deceased.

J. L. Worley

State of Kansas

Dickinson County, ss.

J. L. Worley, of lawful age, being duly sworn, upon oath says that he signed the foregoing petition; that he knows the contents thereof, and that all the statements therein contained are true.

J. L. Worley

Subscribed and sworn to before me this 9th day of October, 1913.

(SEAL)

D. W. Tappen, Probate Judge

Filed October 9, 1913

D. W. Tappen, Probate Judge

WILL

I, Alexander A. Fackler of Flora Township in Dickinson County, State of Kansas, being of sound mind, do make and publish this my last will and testament.

1. It is my wish that all my just debts and the charges of my funeral expenses be paid and discharged as soon as conveniently may be, by my executors, after my decease.

2. It is my wish that my body may be buried by Benevolent Lodge No. 98 A. F. & A. M. of Abilene, Kansas, according to the rites and ceremonies of the Order.

3. I give, devise and bequeath to my wife, Carrie R. One-half of all my estate, real, personal or mixed of which I shall die seized and possessed.

4. All the rest, residue and remainder of my said estate, real and personal, I give devise and bequeath to my son, Elmer E. Fackler, and in case of the death of my son before his arrival at the age of twenty-one, then what shall remain of his share in the whole of my estate according to this my will, shall go, and in this case give the same to the children of my brothers and sisters in equal shares, and so to their respective heirs.

It is my wish that the property real and personal remain as now, and that the business of the farm be carried on during my son's minority by and under the direction of the guardian for my son as provided for hereinafter.

And lastly, it is my wish that Benevolent Lodge No. 98 A. F. & A. M., of Abilene, Kans., select and appoint a suitable person as executor of this my last will and as guardian of my son, Elmer E. during his minority.

In witness whereof, I have hereunto set my hand this 27th day of November, A.D. 1897.

Alexander A. Fackler

Subscribed by the testator in the presence of each of us and at the same time declared by him to us to be his last will and testament, Witness our hands this 27th day of November, A.D. 1897.

Lizzie F. Winans

Chas. W. Beitzel, M. D.

IN THE PROBATE COURT OF DICKINSON COUNTY, STATE OF KANSAS.

In the matter of the Proving of
the last Will and Testament of
Alexander A. Fackler, deceased.

PROOF OF WILL.

And now, on this 21st day of October, 1913, comes Chas. W. Beitzel, M. D., who being first duly sworn, upon his oath saith: My name is Chas. W. Beitzel, my residence is Manchester, Ks., my age is 47 years; I was acquainted with Alexander A. Fackler, a resident of Dickinson County, Kansas, about 22 years of his lifetime; I was present at office of J. S. Winans on the 27 day of November, 1897, and saw the said Alexander A. Fackler sign the foregoing instrument of writing, purporting to be the Last Will and Testament of the said Alexander A. Fackler, and heard him publish and declare the same to be his last Will and Testament, and at his request and in his presence and in the presence of Lizzie F. Winans, I signed said instrument as a subscribing witness thereto. And the said Lizzie F. Winans, at the request of said Alexander A. Fackler, and in his presence and in my presence, signed said instrument as a subscribing

witness thereto.

At the time of signing said instrument, said Alexander A. Fackler, was about 45 years of age, he was of sound mind and memory, and was not under any restraint or undue influence whatever.

Said Alexander A. Fackler, is now dead; he departed this life on the 3rd day of October, 1913.

Chas. W. Beitzel, M. D.

Subscribed and sworn to before me this 21st day of October, 1913.

(SEAL)

D. W. Tappen, Probate Judge

Filed Oct. 21, 1913

D. W. Tappen, Probate Judge

IN THE PROBATE COURT OF MORRIS COUNTY, STATE OF KANSAS.

In the matter of the Proving of
the Last Will and Testament of
Alexander A. Fackler, Deceased.

PROOF OF WILL

Now this 16th day of October, 1913, being at the regular October term of said Court, appeared Lizzie F. Winans, one of the subscribing witnesses to said will, who after being sworn, according to law, was examined in open court, as follows, to-wit:

(1) State your name, age and place of residence: Lizzie F. Winans, 74 years, resident at Council Grove.

(2) Was you acquainted with Alexander A. Fackler during his lifetime? If so, for what length of time? I was, about 25 years.

(3) Is Alexander A. Fackler now alive, or is he dead? If dead, give the date of his death. I am told he is dead. Can not give date.

(4) Where did Alexander A. Fackler, reside at the time of his death? In Flora Township, Dickinson County, Ks.

(5) I show you a paper purporting to the last will and testament of Alexander A. Fackler, deceased, dated 27 day of November, 1897, signed by Alexander A. Fackler, in the presence of Lizzie F. Winans and Chas. W. Beitzel, as witnesses, said paper marked "Exhibit A", and attached to the petition of J. L. Worley, on file, and ask if you ever saw that paper before? Yes.

(6) Are the names signed to said paper the handwriting and signature of Alexander A. Fackler and Chas. W. Beitzel, and your own handwriting and signature? Yes.

(7) Did you see the said Alexander A. Fackler sign said instrument of writing? If so, at what place and what time? Yes-27 day of Nov. 1897 at Manchester.

(8) Did you hear the said Alexander A. Fackler publish, and declare the same to be his last will and testament? I don't remember just what he said.

(9) What did he say?---

(10) Did you sign said instrument of writing as a subscribing witness thereto? If so, when and where, and at whose request? Yes. At the request of Alexander A. Fackler.

(11) In whose presence did you sign said instrument? Alexander A. Fackler, J. S. Winans and Dr. C. W. Beitzel.

(12) Did Chas. W. Beitzel sign said instrument as a subscribing witness at the request of said Alexander A. Fackler, and in his presence and in your presence? Yes.

(13) At the time of signing said instrument how old was said Alexander Fackler? About 55 or 58 years old.

(14) Was the said Alexander A. Fackler of sound mind and memory at the time of signing said instrument? He was.

(15) Was the said Alexander A. Fackler, under any restraint or undue influence whatever at the time of signing said instrument of writing? No.

Lizzie F. Winans

Subscribed and sworn to before me this 16th day of October, 1913.

(SEAL)

Henry Ferguson, Probate Judge

IN THE PROBATE COURT OF DICKINSON COUNTY, STATE OF KANSAS.

In the Matter of the Estate of
Alexander A. Fackler, Deceased.

COMMISSION TO TAKE DEPOSITION
OF WITNESS OF WILL.

The State of Kansas, to whom these Presents shall come, Greeting:

Whereas, it appearing to said Court that one Lizzie F. Winans, a witness to an instrument of writing, purporting to be the last Will and Testament of Alexander A. Fackler, deceased, which instrument of writing is annexed hereto, now resides at Morris County, State of Kansas, the same being without the jurisdiction of this Court:

Therefore, know ye, that we hereby empower you Henry Ferguson, Judge and ex officio Clerk of the Probate Court in and for the County of Morris, State of Kansas, to cause to come before you, at the time and place to be by you appointed, Lizzie F. Winans, an attesting witness to the annexed instrument of writing purporting to be the Last Will and Testament of Alexander A. Fackler, deceased, and to then and there examine him, the said Lizzie F. Winans, on oath touching his knowledge of the execution of said instrument, and of the condition of the mind of the said Alexander A. Fackler, at the time of the execution and publication of the same as his Last Will and Testament.

The examination thus taken you will reduce to writing, and cause the same to be subscribed and sworn to by the said Lizzie F. Winans, and thereupon you shall certify the same under your hand and official seal, to the undersigned, Probate Judge of said County.

IN WITNESS WHEREOF, I, Judge and ex officio Clerk of said Court, have hereunto set my hand and affixed the seal of said Court, at Abilene, Kansas, on this 15th day of October, 1913.

(SEAL)

D. W. Tappen, Probate Judge

CERTIFICATE OF COMMISSIONER.

State of Kansas

County of Morris, ss.

In the Matter of the Proof of the Last Will and Testament of Alexander A. Fackler, deceased.

Know all Men by These Presents, that I, Henry Ferguson, within and for the County of Morris, State of Kansas, Commissioner duly appointed by the Probate Judge of Dickinson County, Kansas, to examine Mrs. Lizzie F. Winans, one of the attesting witnesses to the annexed and foregoing instrument of writing, purporting to be the last will and testament of Alexander A. Fackler, deceased, on oath, touching her knowledge of the execution of said instrument and of the condition of mind of the said Alexander A. Fackler, deceased, at the time of the execution and publication of said document, hereby certify that in accordance with the authorization of the within commission, I did, on the 16th day of October, 1913, examine on oath the said Lizzie F. Winans touching her knowledge of the execution of said instrument, and of the condition of mind of the said Alexander A. Fackler, deceased, at the time of the execution and publication of said instrument as his last will and testament, and that I made due return of such examination to the Judge of the Probate Court of Dickinson County, Kansas, on the 16th day of October, 1913.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Council Grove, in said county, this 16th day of October, 1913.

(SEAL)

Henry Ferguson, Probate Judge
within and for Morris County, Kansas.

Filed October 17, 1913

D. W. Tappen, Probate Judge.

IN THE PROBATE COURT OF DICKINSON COUNTY, STATE OF KANSAS.

In the Matter of the Estate of
Alexander A. Fackler, Deceased.

ORDER ADMITTING WILL TO PROBATE.

Now to-wit, this 21 day of October, 1913, the petition of J. L. Worley, praying for an order admitting to probate a certain paper purporting to be the Last Will and Testament of the said Alexander A. Fackler, deceased, coming on for hearing, and the Court having heard the evidence of Chas. W. Beitzel and Lizzie Winans, the subscribing witnesses to said Last Will and Testament, and having reduced the same to writing in open court, as provided by law, and being fully advised in the premises, doth find that said paper attached to the petition of said J. L. Worley, marked "Exhibit A" and purporting to be the Last Will and Testament of the said Alexander A. Fackler, deceased, is the Last Will and Testament of the said Alexander A. Fackler, deceased, that the same is duly attested and executed in all respects as provided by law; and that the testator at the time of the execution of the same, was of full age and of sound mind and memory and not under any restraint, and that said will ought to be admitted to probate.

IT IS THEREFORE by the court considered, ordered and adjudged that said paper attached to the petition of the said J. L. Worley, and marked "Exhibit A", is the Last Will and Testament of the said Alexander A. Fackler, deceased; that the same was executed in all respects as provided by law, and that the same be and it is hereby admitted to probate and ordered to be filed in said Probate Court and recorded together with the testimony in relation thereto.

And it is further considered, ordered and adjudged that the said Alexander A. Fackler requested Benevolent Lodge #98 A. F. & A. M. of Abilene, Kansas, to appoint a suitable person to be appointed as executor of said estate, and said Benevolent Lodge A. F. & A. M. #98, has this day and date above mentioned, selected and nominated H. L. Humphrey as such, and the said H. L. Humphrey has, for good causes shown, declined to act as such executor, and it is further considered, ordered and adjudged by the Court that Elmer E. Fackler is a suitable person to act as such executor, and he is hereby authorized to act as such executor, and he is hereby authorized to act as such executor of said Last Will and Testament upon filing a bond with sureties to be approved by the Court, in the sum of \$3000, and upon taking the oath of office, as required by law.

(SEAL)

D. W. Tappen, Probate Judge

Filed Oct. 21, 1913.

D. W. Tappen, Probate Judge.

EXECUTOR'S BOND

Know All Men by These Presents, that we, Elmer E. Fackler, as principal, and Fred Neiderheiser and Geo. Selly, as sureties are held and firmly bound unto the State of Kansas in the sum of \$3000 to the payment of which, well and truly to be made, we bind ourselves, our executors and administrators, firmly by these presents. Dated, signed and sealed by us this 8th day of November, 1913.

The condition of this obligation is such that ~~xx~~ whereas the above bounden Elmer E. Fackler has been duly appointed by the Probate Court in and for the county of Dickinson, and State of Kansas, executor of the last will and testament of Alexander A. Fackler, deceased.

Now, if the said executor shall make and return into said Probate Court, on oath, within sixty days from this date or sooner, if ordered by the Probate Judge, a true inventory of all moneys, goods, chattels, rights and credits of said testator, which are by law to be administered, and which have or shall come into his possession or knowledge, and also of the real estate of said deceased, and shall administer according to law and the will ~~and xxx~~ of said testator all the moneys, goods, chattels, rights and credits of said deceased, and the proceeds of all his real estate that may be sold for the payment of his debts or legacies which shall at any time come to the possession of the executor, or the possession of any other person for him; and shall render upon oath a true account of his administration annually, and at any other times when required by said Probate Court or by law;

and shall pay any balance remaining in his hands upon the settlement of his accounts, to such persons or said Probate Court, or the law or the will of said testator, shall direct, then this obligation to be void; else in full force and effect.

Elmer E. Fackler

F. Neaderhiser

Geo. Seely

The above bond taken and approved by me, this 11th day of November, 1913.

(SEAL)

D. W. Tappen, Probate Judge

State of Kansas

Dickinson County, SS.

Geo. Seely, being duly sworn, deposes and says that he is worth, over and above all his debts liabilities, and exemptions, the sum of \$3000.

Geo. Seely

Subscribed and sworn to before me this 8th day of Nov. 1913.

H. B. McCune, Justice of the Peace

Fred Neiderhiser. being duly sworn, deposes and says that he is worth, over and above all his debts, liabilities and exemptions, the sum of \$3000.

~~Fred~~ Neaderhiser

Subscribed and sworn to before me this 8 day of Nov. 1913.

H. B. McCune, Justice of the Peace.

Filed Nov. 11, 1913.

D. W. Tappen, Probate Judge

State of Kansas

Dickinson County, ss:

OATH OF ADMINISTRATOR

I do solemnly swear that I will well and truly administer, all and singular, the goods and chattels, rights, credits and effects of Alexander A. Fackler, deceased, and pay all just claims and charges against his estate, so far as his goods, chattels and effects shall extend and the law charges me, and that I will do all other acts required of me by law to the best of my knowledge and ability. So help me God.

Elmer E. Fackler

Subscribed and sworn to before me this 21 day of October, 1913.

(SEAL)

D. W. Tappen, Probate Judge

Filed Oct. 21, 1913.

D. W. Tappen, Probate Judge

LETTERS TESTAMENTARY

The State of Kansas,

Dickinson County, ss:

The State of Kansas, To all Persons to Whom These Presents Shall Come, Greetings:

Know ye, that the said Will and Testament of Alexander A. Fackler, deceased, hath in due form of law been exhibited, proved and recorded in the office of the Probate Court of Dickinson County, a copy of which is hereto annexed, and it appearing that no one is named in said Will as executor thereof. To the end therefore that the property may be preserved for those who shall appear to have a legal right or interest in the same, and that the Will may be executed according to the request of the testator, we do hereby authorize Elmer E. Fackler, as such executor to collect and secure all and singular the goods, chattels, rights and credits, which were of said Alexander A. Fackler, at the time of his death, in whosoever's hands or possession the same may be found, and to perform and fulfill such duties as may be enjoined upon him by said Last Will, so far as there shall be property, and in general to do and perform all other acts which are now or may hereafter be required of him by law.

IN TESTIMONY WHEREOF, I, D. W. Tappen, Judge of the Probate Court in and for the county of Dickinson, aforesaid, have hereunto subscribed my name, and affixed the seal of said Court, at my office this 11th day of November, 1913.

(SEAL)

D. W. Tappen, Probate Judge.

Filed Nov. 18, 1913

D. W. Tappen, Probate Judge.

IN THE PROBATE COURT OF DICKINSON COUNTY, STATE OF KANSAS.

In the Matter of the Estate of
Alexander A. Fackler, deceased.

ACCEPTANCE OF WIDOW UNDER WILL.

The undersigned, Widow of Alexander A. Fackler, late of said county, deceased, hereby acknowledges to having heard read to her, by the Probate Judge of said county, the last will and testament of her late husband, and having been informed of her rights under said will and also of her rights under the laws of the State of Kansas, by said Probate Judge, in relation to the property of her said husband, hereby gives notice that she accepts the provisions of the will of her late husband, the said Alexander A. Fackler, in lieu of her rights under the law in his said estate.

Carrie R. Fackler, Widow.

Date October 21, 1913.

(SEAL)

D. W. Tappen, Probate Judge

Filed Oct. 21, 1913

D. W. Tappen, Probate Judge.

STATEMENT OF INVENTORY AND APPRAISEMENT.

In the Matter of the Estate of
Alexander A. Fackler, deceased.

Among the real estate listed in said estate is the following:

Northeast quarter (NE $\frac{1}{4}$) of section 14, township 32, range 21, Polk County, Missouri - 160 acres

IN THE PROBATE COURT OF DICKINSON COUNTY, STATE OF
KANSAS.

In the Matter of the Estate of
Alexander A. Fackler, deceased.

PETITION.

Now on this 31st day of March, 1914, comes Elmer E. Fackler, and represents to said Court that he is the duly, qualified and acting executor of the Estate of Alexander A. Fackler, deceased, and further says that all debts owing by said estate have been fully paid, but it will be to the advantage of all the heirs of said estate to have the administration of said estate closed, and further that the heirs of said estate will enter into such bond as the Court may order conditioned that they will pay all debts that may hereafter be proven against said estate, together with costs of same, and that due and legal notice of final settlement has been published according to law.

WHEREFORE your petitioner prays the court to make an order, directing the heirs of said estate to enter into such bond and upon filing of such bond and its approval by the Court, and order be made by this court closing said estate and discharging your petitioner and his bondsmen from further duty and liability on account of said estate.

Elmer E. Fackler

State of Kansas,

Dickinson County, ss:

Elmer E. Fackler, of lawful age, being duly sworn says he signed the foregoing affidavit and that all the statements herein contained are true.

Elmer E. Fackler.

Subscribed and sworn to before me this 24th day of April, 1914.

(SEAL)

D. W. Tappen, Probate Judge

Filed April 24, 1914

D. W. Tappen, Probate Judge

IN THE PROBATE COURT OF DICKINSON COUNTY, STATE OF
KANSAS.

In the Matter of the Estate of
Alexander A. Fackler, deceased.

ORDER.

And now on this 31st day of March, 1914, and the March term of said Court, comes Elmer E. Fackler, executor of the estate of Alexander A. Fackler, deceased, and files his petition, stating that it would be to the advantage of all the heirs of said estate to have the administration of said estate closed, and further that all debts owing by said estate have been fully paid; that the heirs of said estate will enter into such bond as the Court may order conditioned to pay all debts which may hereafter be presented and proven against said estate. The court having examined into the matter and things alleged in said petition, doth find that the same are true and that said estate should be closed. The court further finds that due notice of final settlement of said estate has been published for four consecutive weeks in the Manchester Motor a newspaper of general circulation in said county as provided by law.

IT IS THEREFORE considered, ordered, adjudged that Elmer E. Fackler, and Carrie R. Fackler, heirs at law of said estate enter into a bond in the sum of \$1000 conditioned that they will pay all debts that may be presented and proven against said estate before the expiration of two years from the first appointment of said executor, together with the costs thereof, and that upon the filing and approval of said bond in the Probate Court, the executor and his bondsmen be discharged from further duty and liability upon said bond.

(SEAL)

D. W. Tappen, Probate Judge

The Court further finds that the heirs at law of said Alexander A. Fackler, deceased, are as follows: Carrie R. Fackler, and Elmer E. Fackler.

(SEAL)

D. W. Tappen, Probate Judge

Filed April 24, 1914

D. W. Tappen, Probate Judge

IN THE PROBATE COURT OF DICKINSON COUNTY, KANSAS.

In the Matter of the Estate of
Alexander A. Fackler, Deceased.

BOND.

Know all men by These Presents: That we, Elmer E. Fackler and Carrie R. Fackler, as principals and sureties, are held and firmly bound unto the State of Kansas in the sum of \$1000, to the payment of which sum, will and truly be made, we bind ourselves as heirs and assigns, firmly by these presents, sealed, with our signature, and dated this 31st day of March, 1914. The condition of such obligation is such, that whereas the above bounded, shall pay all debts which may hereafter be proven against the said estate of Alexander A. Fackler, deceased, if there be any at the expiration of the two full years from the date of the appointment of the executor of said estate, together with the costs thereof, then this bond shall be null and void; otherwise in full force and effect.

Elmer E. Fackler

Carrie R. Fackler

The above bond taken and approved by me this 24th day of April, 1914.

Witness my hand and official seal of this Court.

(SEAL)

D. W. Tappen, Probate Judge.

Filed April 23, 1914

D. W. Tappen, Probate Judge

UNITED STATES OF AMERICA

STATE OF KANSAS,

ss.

COUNTY OF DICKINSON, I, Thornton D. Scott, Probate Judge and ex-officio Clerk of the Probate Court of Dickinson County, in the State aforesaid, and the keeper of the records and files thereof, do hereby certify the annexed and foregoing to be a true and correct copy of Petition for Probate of Will, Will, Proof of will, Proof of Will, Commission to Take Deposition of Witness of Will, Certificate of Commissioner, Order Admitting Will to Probate, Executor's Bond, Oath of Administrator, Letters Testamentary, Acceptance of Widow Under Will, Statement of Inventory and Appraisement, Petition, Order and Bond, all in the Matter of the Estate of Alexander A. Fackler, Deceased, as the same appears on file and of record in said Court.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Probate Court, at my office, in the City of Abilene, in said county, this 6 day of Jan., A.D., 1942.

(SEAL)

Thornton D. Scott
Judge and Ex-Officio Clerk of the Probate Court

STATE OF KANSAS,

ss.

COUNTY OF DICKINSON, I, Thornton D. Scott, presiding Judge of the Probate Court of Dickinson County, in the State of Kansas, DO HEREBY CERTIFY, that I, whose name is subscribed to the foregoing certificate of attestation, now am, and was at the time of signing, and sealing the same, Ex-Officio Clerk of the Probate Court of Dickinson County aforesaid, and keeper of the records, files and seals thereof, duly elected and qualified to office, and that full faith and credit are, and of right ought to be, given to all my official acts as such in all courts of record and elsewhere, and that my said attestation is in due form of law and by the proper officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Probate Court, at my office, in the City of Abilene, in said county, this 6th day of Jan. A.D., 1942.

(SEAL)

Thornton D. Scott
Presiding Judge of the Probate Court of Dickinson County,
State of Kansas.

STATE OF KANSAS,

ss.

COUNTY OF DICKINSON, I, Thornton D. Scott, Ex-Officio Clerk of the Probate Court of the County of Dickinson, State of Kansas, do hereby certify, that the HONORABLE Thornton D. Scott is the Judge of the Probate Court of the County of Dickinson, State of Kansas, duly commissioned and qualified and is the Presiding Judge thereof and that his signature to the foregoing certificate is genuine.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Probate Court, at my office, in the City of Abilene, in said County, this 6th day of Jan. A.D., 1942.

(SEAL)

Thornton D. Scott
Ex-Officio Clerk of the Probate Court.

Filed for Record on the 21st day of January, 1942, at 8 o'clock 30 minutes A. M.

Ray Martin, Jr. Deputy

Russell Dixon Recorder

LAST WILL AND TESTAMENT

I, D. H. Campbell, of the County of Polk and State of Missouri, being in strength of body and mind, but sensible to the uncertainty of life, and desiring to make disposition of my property and affairs while in health and strength, do hereby make, publish and declare the following to be my last will and testament, hereby revoking and cancelling all other or former will by me at any time made.

1.

I direct the payment of all my just debts and funeral expinses.

2.

To my daughter, Mary Ann Williams, I give devise and bequeath the tract of land described as southeast quarter (SE $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) of Section Seventeen (17), Township thirty-four (34), Range twenty-four (24) or so much thereof as is owned by me at my death, located in Polk County, Missouri.

3.

To my daughter, Beulah Rice, I give, devise and bequeath the tract of land described as the northeast quarter of the southeast quarter (SE $\frac{1}{4}$) of Section Seventeen (17), Township Thirty-four (34), Range twenty-four (24), in Polk County, Missouri, or so much thereof as is owned by me at the time of my death.

4.

To my grandchildred, Zelma Oldham Boothby and Ben Clark, daughter and son respectively of my daughter Orbie Campbell Clark, deceased, I geve, devise and bequeath the tract of land described as the northwest quarter (NW $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of Section seventeen (17), Township thirty-four (34), Range Twenty-four (24) in Polk County, Missouri; share and share alike.

5.

All other property of which I may die seized, whether real or personal, of whatever nature and wherever situate, I give devise and bequeath to my daughters Mary Ann Williams and Beulah Rice to be divided between them, share and share alike.

6.

It is my purpose under this will to divide my property fairly and in case any person interested in my estate shall contest this will in part or in whole, thin I declare that such contest and such attempt shall cancel and terminate all provisions for or in favor of the person or persons making ir inciting such contest, without regard to whether such contest shall succed or not; and I hereby declare any and all provisions herein in favor of such person or persons so making such contest, or attempting or inciting the same, to be revoked and of no force and effect and in lieu of the provisions made herein in favor of such person or persons that they be given the sum of one (\$1.00) dollar.

7.

I direct that my daughter, Beulah Rice, be named as executrix of this my last will and testament, and that she be allowed to serve without bond.

IN WITNESS WHEREOF, I, D. H. Campbell, have to this, my last will and testament, consisting of two (2) sheets of paper, subscribed my name, this 29th day of February, 1940.

D. H. Campbell

The foregoing instrument, consisting of two (2) pages, was at the date thereof signed and declared by the said D. H. Campbell to be his last will and testament, in the presence of us, who, at his request and in his presence, and in the presence of each other, have subscribed our names as witnesses thereto.

Guy H. Thompson,	Residing at	Humansville, Missouri
Chas. H. Brown,	Residing at	Fair Play, Mo.

PROOF OF WILL

STATE OF MISSOURI §
 § ss.

IN THE PROBATE COURT.

COUNTY OF POLK §
BE IT REMEMBERED, That on this 9th day of January, 1941, before me, A.B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Guy H. Thompson and Chas. H. Brown, who are the subscribing witnesses to the annexed will of D. H. Campbell, Deceased, and being by me first duly sworn, depose and say that the said D. H. Campbell, the tsttator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound ~~and~~ disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the prosence of the testator, and of each other, and at the request of the said testator.

Guy H. Thompson
Chas. H. Brown

Subscribed and sworn to before me this 9th day of January, 1941.

A. B. Wright
Judge of Probate.

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI §
 § ss.
COUNTY OF POLK §

In the Probate Court of Polk
County, Missouri.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date February 29, 1940, purporting to be the last will and testament of D. H. Campbell, deceased, and signed by said D. H. Campbell, deceased, late of Polk County, and having heard the testimony of Guy H. Thompson and Chas. H. Brown, subscribing witnesses thereto, in relation of the execution of the same, do declare and adjudge said instrument of date February 29, 1940, to be the last will and testament of said D.H.Campbell, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 9th day of January, 1941.

(SEAL)

A. B. Wright
Judge of Probate

Certificate of True Copy

State of Missouri

ss.

County of Polk

I, A. B. Wright, Judge ~~of~~ and Ex-Officio Clerk of the Probate Court of Polk County, Missouri, hereby certify that the above and attached is a true Copy of the original Last Will and Testament, and Proof thereof, of D. H. Campbell, deceased, as the same appears of record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 12th day of February, 1942.

(SEAL)

A. B. Wright
Judge and Ex-Officio Clerk

Filed for Record on the 25th day of February, 1942, at 3 o'clock 30 minutes P. M.

Ray Martin, Jr.

Deputy

Russell Dixon

Recorder

LAST WILL AND TESTAMENT

I, William L. Harville, of Fair Play, in the County of Polk, and State of Missouri, being of sound mind, memory, and understanding, do make, publish, and declare this my LAST WILL AND TESTAMENT, hereby revoking all wills by me heretofore made, in manner and form as follows:

First: I will that all my just debts and funeral expenses shall be paid.

Second: I give, devise, and bequeath to Annie Harville, my beloved wife, her heirs and assigns forever, my home place consisting of a dwelling house and lots in the Town of Fair Play, Missouri.

Third: I give, devise and bequeath to my wife, Annie Harville, out of the remainder of my estate, real, personal, and mixed of what kind and nature soever and wheresoever, a Child's part, share and share alike, with whatever or whoever of my children may survive me, the same together with the provision made in paragraph Second of this will to be in lieu of her dower at Common Law.

Fourth: To Kern V. Harville, my beloved eldest son, out of residue of my estate, after the provisions of paragraph first and second of this WILL have been executed, I give, devise, and bequeath a Child's share, less Five Hundred (\$500) dollars. He with the exception of said \$500 to share and share alike with heirs in Paragraph Fifth.

Fifth: To the following beloved children, or such of them as may survive me, I give, devise and bequeath, together with Annie Harville, my wife, share and share alike, all the residue of my property, real and personal and mixed of what nature and kind soever and wheresoever, after carrying out the provisions of paragraph first and second of this will: Frank Harville, Oral Lee Harville, Eva Jewel Morton, and Nellie M. Harville. Should any of the foregoing children die before my death, leaving no bodily heirs, it is my will that the share of such revert to and be equally divided among the surviving heirs mentioned in this paragraph.

Sixth: I give, devise and bequeath to Annie Harville, my wife, and such of my children as may be living at the time of my death, to be divided among them, share and share alike, the Five Hundred (\$500) reserved from the share of my son, Kern V. Harville in paragraph Fourth of this WILL.

Seventh: I hereby direct and empower my executor to sell and dispose of any or all of the residue of my estate after carrying out the provisions of paragraphs first and second of this WILL, or such part of it as may be necessary to carry out the provisions of this WILL.

Eighth: I hereby appoint my wife, Annie Harville, guardian of the person and estate of such of my children as may be minors at the time of my death.

Ninth: It is my WILL that should any devisee mentioned herein attempt by process of law to break this will, such devisee shall be cut off from any participation or share in any of my Estate.

Tenth: I hereby appoint Frank L. Harville, Executor of this my last will and testament, and direct that he shall serve without bond.

IN WITNESS WHEREOF, I, William L. Harville, the testator, have to this, my last will and testament, set my hand and seal, this the third of January, A.D. 1925.

William L. Harville, (SEAL)

Signed, sealed, published and declared by the above named William L. Harville, as and for his last will and testament, in the presence of us, who have hereunto subscribed our names at his request, as witnesses thereto, in the presence of the said testator and of each other.

W. F. Aven
Fair Play, Mo.

Nelson Pickel
Fair Play, Mo.

PROOF OF WILL

State of Missouri X

ss.

IN THE PROBATE COURT.

County of Polk X

BE IT REMEMBERED, That on this 23rd day of February, 1925, before me, O. P. Hollingsworth, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared W.F. Aven and Nelson Pickel, who are the subscribing witness to the annexed will of William L. Harville, Deceased, and being by me first duly sworn, depose and say that the said William L. Harville, the testator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

W. F. Aven
Nelson Pickel

Subscribed and sworn to before me this 23 day of February, 1925.

O. P. Hollingsworth
Judge of Probate

Certificate of True Copy

State of Missouri X

ss.

County of Polk X

I, A. B. Wright, Judge and Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the above is a true copy of the original Last Will and Testament, together with Proof thereof, of William L. Harville, deceased, as the same appears on file in my office.

WITNESS, my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 8th day of April, 1942.

(SEAL)

A. B. Wright
Judge and Ex-Officio Clerk

Filed for Record on the 8th day of April, 1942, at 2 o'clock -- minutes P. M.

Ray Martin, Jr.

Deputy

Russell Dixon

Recorder

WILL

I. Weldon ^{Douglas} Yates of Butler, Bates County, Missouri, being of sound mind and judgment this 10th day of February, 1939, do draw and sign this my last Will and Testament.

FIRST: At the event of my death it is my wish that my estate be handled by the Public Administrator so appointed by the Court of Butler, Bates County, Missouri.

SECOND: After my real estate and securities have been converted into cash I herewith and hereby leave to each one of my children, namely, Ercel Shambaugh, John Yates, Gentry W. Yates, Cecile O. Hills, Charles B. Yates, Frank L. Yates, Margaret Stevens and Ralph A. Yates and to each of my grand-children, John Jr., Charles and Voncile Yates, to Ruth and Jane Shambaugh, to Leiland Stevens and Vaugene Yates, the sum of Ten Dollars (\$10.00) each.

THIRD: After my outstanding legal debts and funeral expenses are paid I desire that the balance of my estate to be placed in a trust fund for my fourth son and name-sake Weldon Hale Yates, the same to be handled by the Probate Court.

FOURTH: At the death of Weldon Hale Yates the balance of my estate is to be pro-rated to each of my above mentioned children..

Weldon Douglas Yates

We, the undersigned hereby witness and attest the signature and declaration of Weldon Douglas Yates, Butler, Missouri, as his last Will and Testament.

F. W. Jackmon Witness.
Madrid, Nebraska

F. A. Scheuneman Witness
Madrid, Nebraska

COMMISSION TO PROVE WILL

State of Missouri §
 § ss.

County of Bates § THE STATE OF MISSOURI, To any Court having a seal, or the Judge thereof, or any Notary Public, in the County of Perkins, State of Nebraska, GREETING:

KNOW YE, That we hereby empower you to come before you at the time and place to be by you appointed F. W. Jackmon and F. A. Scheuneman attesting witnesses to the annexed instrument of writing, purporting to be the last will and testament of Weldon Douglas Yates, deceased, and to then and there examine them, the said F. W. Jackmon and F. A. Scheuneman on oath, touching their knowledge of the execution of said instrument, and of the condition of the mind of the said Weldon Douglas Yates at the time of the execution and publication of the same as his last will and testament. The examination thus taken, you will reduce to writing and cause the same to be subscribed and sworn to by the said F. W. Jackmon and F. A. Scheuneman and thereupon you shall certify the same under your hand to the Clerk of our Probate Court of said County.

IN WITNESS WHEREOF, I J. A. Silvers, Clerk of said Probate Court, have hereunto set my name and affixed the seal of said Court, at Butler, Missouri, on this 15th day of March, 1939.

(SEAL)

J. A. Silvers
Clerk

RETURN TO COMMISSION TO PROVE WILL

State of Nebraska §
 § ss.

County of Perkins § In Pursuance of the authority to me given by the annexed commission issued by the Clerk of the Probate Court within and for the county of Bates and State of Missouri, I did on the 18th day of March, 1939, cause to come before me at in the County of Perkins and State of Nebraska F. W. Jackmon and F. A. Scheuneman, who being by me duly sworn depose and says, That they were present and saw Weldon Douglas Yates sign the foregoing instrument of date February 10th, 1939, purporting to be the Last Will and Testament of him the said Weldon Douglas Yates, deceased, and heard him publish and declare the same to be his Last Will and Testament; that at the time of signing said instrument the said Weldon Douglas Yates was of sound mind and disposing mind, and that they subscribed their names thereto as witnesses to the same in the presence of the testator, and of each other, at the request of the testator, who was more than twenty-one years of age at the time of so declaring and signing said instrument, and further deponents saith not.

F. W. Jackmon
F. A. Scheuneman

Sworn to and subscribed in my presence this 18th day of March, 1939.

And I do hereby certify that the testimony of the said F. W. Jackmon and F. A. Scheuneman was by me reduced to writing and by them subscribed in my presence, on the day and year, and at the place above written, and their testimony so by me taken and certified, is herewith returned.

(SEAL)

Ruby Bullock
Notary Public

CERTIFICATE OF PROBATE

State of Missouri §
 § ss.

IN THE PROBATE COURT.

County of Bates § I. J. A. Silvers, Judge of the Probate Court of Bates County, Missouri, having examined the foregoing instrument purporting to be the Last Will and Testament of Weldon Douglas Yates, deceased, and signed by said Weldon Douglas Yates, deceased, late of Bates County,

Missouri, and having seen and examined the testimony of F. W. Jackmon and F. A. Scheueman, subscribing witnesses thereto, as taken and returned on a commission issued out of this office in relation to the execution of the same, do declare and adjudge said instrument to be the Last Will and Testament of said Weldon Douglas Yates, deceased, and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at office, this 25th day of March, 1939.

(SEAL)

J. A. Silvers
Probate Judge.

IN THE PROBATE COURT OF BATES COUNTY, MISSOURI.

March 25th, 1939

February Term, 1939.

15th Judicial Day

Estate of Weldon Douglas Yates, deceased,

J. Ward Claypool, Executor

Appointment.

Now, on this day there is returned into Court the original will of Weldon Douglas Yates, deceased, together with the commission heretofore issued, and the testimony of the subscribing witnesses to said will, taken, pursuant to such commission. The Court having examined the instrument presented as the Last Will and Testament, together with the proof by said subscribing witnesses, it is ordered that said will be recorded, in the records of this Court, as having been properly proved as the Last Will and Testament of Weldon Douglas Yates, deceased. It appearing to the Court by the terms and provisions of the will that said deceased nominated the Public Administrator in and for Bates County, Missouri, to act as Executor thereof, It is thereupon ordered that J. Ward Claypool, who is the duly elected, qualified and acting Public administrator in and for the County of Bates and State of Missouri, be and he is directed to take charge of said estate, under his oath and bond as Public Administrator. Further ordered that notice of this appointment be given, and that H. E. Sheppard, H. H. Lisle, and Homer Duvall be and are appointed witnesses to the inventory and appraisers of the estate of said deceased.

Recorded in Book 26, Page 339, 340.

CERIFICATE

State of Missouri

ss.

County of Bates

I. F. W. Long, Judge and Ex-Officio Clerk of the Probate Court within and for Bates County, State of Missouri, hereby certify that the foregoing is a full, true and complete copy of Last Will and Testament, and Appointment, as same appears on file and of record in said Court.

Further that the estate has been fully administered, that all legal notices have been published and an order of no inheritance tax made and Final Settlement made, whereupon the Administrator J. Ward Claypool, was discharged.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at office in Butler, Missouri, this 21st day of April, 1942.

(SEAL)

F. W. Long
Judge and Ex-Officio
Clerk of Probate.

Filed for Record on the 23rd day of April, 1942, at 9 o'clock 40 minutes A. M.

Ray Martin, Jr.

Deputy

Russell Dixon

Recorder

LAST WILL AND TESTAMENT

I, William F. Clampitt, being of sound and disposing mind and memory, and desiring to make disposition of my property and effects, do make, publish and declare this as and for my last will and testament, ~~do~~ hereby revoking and canceling all former wills by me made.

1. It is my will and I direct my hereinafter named executor to pay all of my just debts, if any, including my funeral expenses and expenses of my last illness.

2. I give, devise and bequeath to my children, viz: Phil A. Clampitt, Zeola N. Lane, Albert W. Clampitt, J. O. Clampitt, Russela I. Cassel, Audra B. Walton, Lawilda L Bethard, Rotchel V. Clampitt, and Loren O. Clampitt, all of my property, subject to item one above, share and share alike.

3. I hereby direct my executor to sell the real estate of which I may die seized or possessed and to execute proper deeds therefor, and do all things necessary and sign all papers necessary to vest title in purchaser thereof, and to distribute the proceeds therefrom according to the terms of this will.

It is my further will that should any child or children of mine, start or attempt to start any litigation concerning or about my estate for the purpose of destroying the purpose or effect of this will, such child or children so stirring up such litigation or attempting so to do shall be for ever barred from any part or share in or to my estate, and such part as would have gone to such child or children shall go to and vest in the other children who do not start or incourage such litigation.

I hereby name, constitute and appoint my son, Phil A. Clampitt, as and for the executor to this my last will and testament, and desire that he serve as such without bond.

Witness my signature this 4th day of September, 1935, to this my last will and testament.

W. F. Clampitt
Testator

Witnesses: Baxter Lightfoot
Hugh Matheny

PROOF OF WILL

State of Missouri §
§ ss.

IN THE PROBATE COURT.

County of Polk § BE IT REMEMBERED, That on this 24th day of October, 1936, before me, A.B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Baxter Lightfoot and Hugh Matheny, who are the subscribing witnesses to the annexed will of William F. Clampitt, Deceased, and being by me first duly sworn, depose and say that the said William F. Clampitt, the testator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

Baxter Lightfoot
Hugh Matheny

Subscribed and sworn to before me this 24th day of October, 1936.

(SEAL)

A. B. Wright
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

State of Missouri §
§ ss.

In the Probate Court of Polk County.

County of Polk §

I. A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date September 4, 1935, purporting to be the last will and testament of William F. Clampitt, deceased, and signed by said William F. Clampitt, deceased, late of Polk County, Missouri, and having heard the testimony of Baxter Lightfoot and Hugh Matheny, subscribing Witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date September 4, 1935, to be the last will and testament of said William F. Clampitt, deceased, and the same is therefore admitted to probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 24th day of October, 1936.

(SEAL)

A. B. Wright
Judge of Probate

Certificate of True Copy

State of Missouri §
§ ss.

County of Polk §

I. A. B. Wright, Judge of the Probate Court in and for said County, hereby certify that the foregoing and attached is a true copy of the original Last Will and Testament of William F. Clampitt, deceased; together with proceedings of Proof thereof, as the same appears of record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 13th day of May, 1942.

(SEAL)

A. B. Wright
Judge of Probate

Filed for Record on the 13th day of May, 1942, at 1 o'clock 30 minutes P. M.

Ray Martin, Jr.

Deputy

Russell Dixon Recorder

WILL OF W. A. LEMMON

I, W. A. Lemmon of Willard, Missouri, do hereby make, and declare and publish this my last will and testament, hereby revoking any and all former wills by me made.

First: I direct that my executrix pay my just debts, funeral expenses and expenses of administration out of my personal property.

Second: I will, devise and bequeath the rest of my personal property remaining after the payments of my debts, funeral expenses and expenses of administration to me grandson Lawrence C. Lemmon.

Third: I will, devise and bequeath the following described real estate, to-wit: The Northeast quarter of the Southeast quarter of Section Twelve, in Township Thirty one of Range Twenty three; and a part of the Southwest quarter of Section Seven in Township Thirty-one of Range Twenty Two, described as follows: Beginning at the Northwest corner of said Southwest quarter of said section seven, thence south seventy rods, thence East Forty rods, thence in a Northeasterly direction with the meanderings of the branch Seventy Six Rods, thence North Sixteen rods to the North line of said Southwest Quarter of said Section Seven, thence West Ninety-four rods to the place of beginning, except that part which has heretofore been conveyed to Methodist Episcopal Church South, and also except that part heretofore conveyed to Hickory Grove School District for school purposes, said exceptions being $4\frac{1}{2}$ acres, more or less: All in Polk County in the State of Missouri; and all of the West half of the Northeast quarter of Section Eighteen, and Ten acres off of the west side of the East half of the Northeast quarter of Section Eighteen except that part in the North west corner thereof, lying north and West of the river. Also beginning at the Northeast corner of the Southeast quarter of the Northwest quarter of said Section Eighteen, thence West Twenty-one poles and Fourteen links to a stake, thence South Eight poles to a stake, thence in a Southeasterly direction Twenty eight poles to the East line of said Southeast quarter of the North-west quarter, thence North Twenty-five poles and Twenty links to the place of beginning and containing 2.27 acres. Also beginning at the Northeast corner of said Southeast quarter of the Northwest quarter, thence west Twenty-one poles and Fourteen links to a stake in the creek, thence in a North-easterly direction with the meanderings of said creek to the East line of the Northeast quarter of the Northwest quarter of said Section Eighteen, thence South to the place of beginning containing about one acre: All in Township Thirty-one of Range Twenty two in Greene County, Missouri, to my grandchildren Laura Cowden, Pauline Goodnight, Maxine Beck, William Lemmon and Gene Lemmon in equal parts share and share alike, but if either of them die before my death the share of such deceased shall to to their child or children if any, and if they have no child or children then to the survivors.

Fourth: I will, devise and bequeath all of the rest, residue and remainder, if any, of my property to said Lawrence C. Lemmon, Laura Cowden, Pauline Goodnight, Maxine Beck, William Lemmon and Gene Lemmon in equal parts share and share alike, but if either of them die before my death the share of such deceased shall go to their child or children if any, and if they leave no child or children then to the survivors.

Fifth: I hereby appoint Laura Cowden as executrix of this will and request that she be permitted to serve as such without being required to give bond.

Witness my signature and seal, this 9th day of May, 1942.

W. A. Lemmon (SEAL)

The Testator, W. A. Lemmon signed the foregoing instrument in our presence and declared the same to be his last will and testament, and at his request and in his presence and in the presence of each other we hereunto sign our names as witnesses this 9th day of May, 1942

L. E. Embrey, Bolivar, Mo.
L. Cunningham, Bolivar, Mo.

PROOF OF WILL

State of Missouri } ss.
County of Polk }

IN THE PROBATE COURT

BE IT REMEMBERED, That on this 29th day of September, 1942, before me, A.B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared L. E. Embrey and L. Cunningham, who are the subscribing witnesses to the annexed will of W. A. Lemmon, Deceased, and being by me first duly sworn, depose and say that the said W. A. Lemmon, the testator, subscribed the same in their presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, he, the testator, was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said Will as witnesses thereto by subscribing their names to the same in the presence of the testator, and of each other, and at the request of the said testator.

L. E. Embrey
L. Cunningham

Subscribed and sworn to before me this 29th day of September, 1942.

A. B. Wright,
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI } ss.
County of Polk }

In the Probate Court of Polk County, Missouri.

I, A. B. Wright, Judge of the Probate Court of Polk County, Missouri, having examined the foregoing instrument of date, May 9th, 1942, purporting to be the last will and testament of W. A. Lemmon, deceased, and signed by said W. A. Lemmon, deceased, late of Polk County, having heard the testimony of L. E. Embrey and L. Cunningham, subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date May 9, 1942, to be the last will and testament of said W.A. Lemmon, deceased,

and the same is therefore admitted to Probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 29th day of September, 1942.

(SEAL)

A. B. Wright,
Judge of Probate

State of Missouri §
 § ss.

County of Polk § I, A. B. Wright, Judge and Ex-Officio Clerk of the Probate Court, in and for said County, hereby certify that the attached is a true copy of the original Last Will and Testament, and the proof thereof, of W. A. Lemmon, deceased, as the same appears on record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri, this 30th day of September, 1942.

(SEAL)

A. B. Wright
Judge and Ex-Officio Clerk

Filed for record on the 23rd day of October, A.D., 1942, at 4 o'clock 45 minutes P. M.

Ray Martin, Jr.

Deputy

Russell Dixon Recorder

WILL

I, James R. Hood, being of sound and disposing mind and memory, do hereby make, publish and declare this as and for my last will and testament, hereby revoking any and all other former wills made by me.

FIRST; I desire that all my ^{Just} debts, if any, including funeral expenses and expenses of my last illness be paid and in the item of funeral expenses I include a suitable monument to be selected by my Executors herein after named and paid for out of my estate.

SECOND: I give, devise, and bequeath to my wife, Carrie E. Hood, all of the household and kitchen furniture, all provisions on hand and all good in the house to be hers absolutely and I also give to her the sum of One Thousand (\$1,000.00) Dollars to be hers absolutely, said being in lieu of Satautory provisions.

THIRD: I also give, devise and bequeath to my wife, Carrie E. Hood, for and during her natural life, all the rest and remainder of my property, whether real, personal or mixed, the same to be used and controlled by her during her natural life, she to have the interest and income, rents and profits of all of said property so long as she may live and then at her death the same is to go and descend to and I give the same equal shares to my five children, to-wit; Mable Hood, Livy G. Hood, Fennie H. Hood, Bessie G. Hood and Golden Hood, to be theirs after the death of my wife, Carrie E. Hood.

FOURTH: I nominate and appoint my wife, Carrie E. Hood and my daughter, Mable Hood as Executrix of this my last will and tetament and I request that they they be permitted to serve as such without being required to give any bond.

IN WITNESS WHEREOF, I have hereunto set my hand on this 17th day of July, 1925.

James R. Hood.

We, the undersigned witness, attest the above and forgoing will of James R. Hood by subscribing ou names thereto as witness in his presence and in the presence of each other he having signed said will in our presence and having declared to us that the same is his will and testament.

IN WITNESS WHEREOF, we have hereunto sit our hands on this 17th day of July, 1925.

Herman Pufahl

Alma Price.

PROOF OF WILL

STATE OF MISSOURI §
 § ss.

IN THE PROBATE COURT.

COUNTY OF POLK §

BE IT REMEMBERED, That on this 28th day of May, 1927, before me, O.P. Hollingsworth, Judge of the Probate Court, held in and for the County and State aforesaid, personally appeared Herman Pufahl and Alma Price, who are the subscribing witnesses to the annexed will of James R. Hood, Deceased, and being by me first duly sworn, depose and say that the said James R. Hood, the testat or, subscribed the same in our presence, and published and declared said will or instrument of writing to be his last will and testament, and that at the time of signing the same, He, the testat or., was of sound and disposing mind, and more than twenty-one years of age, and that said deponents attested said will as witnesses thereto by subscribing Their names to the same in the presence of the testat or and of each other, and at the reequst of the said testat or

Herman Pufahl

L.S.

Alma Price

Subscribed and sworn to before me this 28th day of May, 1927

O.P. Hollingsworth
Judge of Probate

CERTIFICATE OF PROBATE OF WILL

STATE OF MISSOURI

§
§ SS.

COUNTY OF POLK

In the Probate Court

Court Polk County, Missouri

I, O. P. Hollingsworth, Judge of the Probate Court Polk County Missouri, having examined the foregoing instrument of date July 17, 1925, purporting to be the last will and testament of James R. Hood deceased, and signed by said James R. Hood deceased, late of Polk County Missouri and having heard the testimony of Herman Pufahl and Alma Price subscribing witnesses thereto, in relation to the execution of the same, do declare and adjudge said instrument of date July 17, 1925, Is the last will and testament of said James R. Hood deceased, and the same is therefore Admitted to probate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at office this 28th day of May, 1927.

L.S.

O. P. Hollingsworth, Judge of Probate

CERTIFICATE OF TRUE COPY

STATE OF MISSOURI

§
§ SS.

County of Polk

I, A. B. Wright Judge of the Probate Court, in and for said County, hereby certify that the attached is a true copy of the original Will as the same appears Of record in my office.

WITNESS my hand and the seal of said Court. Done at office in Bolivar, Missouri this 20th day of January, 1943

L.S.

A B. Wright, Judge of Probate.

Filed for record in this office on this 20th day of January, 1943, 11:00 A. M.

by *Luna Hicks*

deputy.

WILL

Frank A. Martin, Recorder

I, Carrie E. Hood, Being of sound and disposing mind and memory do hereby make, publish and declare this to be my last will and testament, hereby revoking any and all former wills made by me.

FIRST: I desire that all my just debts, if any, including funeral expenses of my last illness be paid by my Executrix as soon as practicable after my death.

SECOND: I give, devise, and bequeath to my three daughters to-wit; Mabel Pemberton, Bess Personn and Golden Schooley all of my household goods, kitchen articles, furniture, beds, bedding, and all household articles, rugs, carpets and I also give and devise to them my residence together with all Lots in adjoining or connected thereto, located in the Northeast part of Bolivar, Polk County, Missouri, and described as follows; All of Bolck One (1), and Lots Three (3), Four (4), Five (5) and Six (6) in Bolck Four (4) in Carson Heights Addition to the City of Bolivar, Polk County, Missouri.

THIRD: All money, notes, bonds or evidence of indebtedness which I may own at the time of my death after payment of all just debts and funeral expenses I gave and bequeath, share and share alike to my two sons, Livy G. Hood and Fennie H. Hood.

I hereby nominate and appoint Mabel Pemberton to be executrix of this my last will and request that she be permitted to serve as such without being required to give any bond.

In Witness Whereof, I have hereunto set my hand on this the 6th day of March, 1940.

Carrie E. Hood.

We, the undersigned, hereby attest the above and foregoing will by subscribing our names thereto as witnesses in the presences of the testatrix and in the presences of each other, she having signed the same in our presence and having declared to us that the same was her last will and testament.

In Witness Whereof, We have hereunto set our hands as witnesses on this 6th day of March, 1940.

Julia Wilson

Ellen Pursselley.

PROOF OF WILL

STATE OF MISSOURI

§
§ SS.

COUNTY OF POLK

IN THE PROBATE COURT.

BE IT REMEMBERED, That on this 9th day of December, 1940, before me, A. B. Wright, Judge of the Probate Court, held in and for the County and State aforesaid, Personally appeared Julia Wilson and Ellen Pursselley, who the subscribing witnesses to the annexed will of Carrie E. Hood, Deceased, and being by me first duly sworn, depose and say that the said Carrie E. Hood, the testatrix, subscribed the same in our presences, and published and declared said will or instrument of writing to be her last will and testament, and that at the time of signing the same, she, the testatrix was of sound and disposing mind, and more than twenty-one years of age, and that said deponent attested said will as witnesses thereto by subscribing her name to the same in the presence of the testatrix, and of each other, and at the request of the said testatrix.

Julia Wilson

Ellen Pursselley

Subscribed and sworn to before me this 9th day of December 1940.

A. B. Wright, Judge of Probate