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**RECORD  
OF  
WILLS**

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**PRO. COURT  
UNION  
COUNTY**

**RECORD OF  
WILLS**

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No. 8454-3

The Johnson & Watson



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Filed  
Oct. 20<sup>th</sup> 1919.

In The Matter Of The Will Of The Will of Walter A. Lee Deceased.  
Application To Admit To Record Authenticated Copy of Will and Order of Probate

Probate Court, Union County, Ohio.  
Application.

In The Matter of  
The Will of  
Walter A. Lee, Deceased.

Application

To the Probate Court of said County:  
Your petitioner respectfully represents that Walter A. Lee late of Jefferson County, Arkansas, died on or about the 13<sup>th</sup> day of March, A. D. 1912; that his Will was duly executed, proved and allowed in Jefferson County, Arkansas, according to the laws of said State and that said Walter A. Lee, died leaving Mary C. Lee his widow who resides at Pine Bluff, Arkansas.

The following named persons are interested in said Will as next of kin, to-wit:  
C. C. Lee                      son                      Pine Bluff, Ark.  
Walter A. Lee                son                      now deceased,

Your petitioner here-with produces an authenticated copy of said Will and of the order of probate thereof, and further represents that the deceased, in his life time and at the time of his death was the owner of real estate in Union County, State of Ohio.

Your petitioner prays that said authenticated copy of said Will and order of probate may be admitted to record herein.  
S. W. VanWinkle.

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The State of Ohio, Union County ss.  
S. W. VanWinkle, petitioner being duly sworn, says that the facts stated and allegations contained in the foregoing application are true as he verily believes.  
S. W. VanWinkle.

Oath.

Sworn to before me and signed in my presence, this 20<sup>th</sup> day of October, 1919.  
Edward H. Porter, Probate Judge

9250  
Order  
Admitting  
to Record  
Authenticated  
Copy of Will  
and  
Order of  
Probate

Journal Entry; Order Admitting To Record Authenticated Copy of Will and Order of Probate.

Probate Court, Union County, Ohio.  
Oct. 20<sup>th</sup> 1919.  
Order.

In The Matter of  
The Will of  
Walter A. Lee, Deceased.

This day S. W. VanWinkle, appeared in open court and produced an authenticated copy of the Will of Walter A. Lee, late of Jefferson County, Arkansas, deceased, and of the Order of Probate thereof; and made

9257 Application for the admission of the same to record herein; and it appearing to the Court that said Will was executed, proved and allowed, in Jefferson County, State of Arkansas, according to the laws of the said State of Arkansas.

It is therefore ordered that said Authenticated Copy of said Will and Order of Probate be and the same hereby is allowed and admitted to record, and that the same be recorded in the Records of Wills of this office: And it is further ordered that said S. W. VanWinkle, pay the costs herein taxed at \$6.00

Edward H. Porter, Probate Judge.

9258 Will Of Walter A. Lee.

In the name of God, Amen: I, ----- bring of sound mind and memory, but knowing the uncertainty of human life, do now make and publish this my last will and testament, that is to say:

Will I Give By will all I Posses to my wife and youngest son, Mary C. Lee and Walter Alement Lee.

Walter A. Lee (seal)

Signed, sealed, published, and declared by the said Walter A. Lee the testator, as and for his last Will and testament; and we, at his request and in his presence, and in the presence of each other, have hereunto subscribed our names as witnesses thereto, this 21<sup>st</sup> day of Oct. A. D. 1902.

R. S. Harnest, James Chapple, Frank Hill.

Endorsed Filed Sept. 8<sup>th</sup> 1919 L. T. Sallee, County and Probate Clerk.

In The Jefferson Probate Court,

In The Matter of  
The Will of  
Walter A. Lee.

Comes Mary C. Lee, the widow of Walter A. Lee, deceased, late of Pine Bluff, Jefferson County, Arkansas, and offers herewith for probate of Will of the said Walter A. Lee, executed October 21, 1902.

Two of the attesting witnesses to said Will, namely R. S. Harnest and James Chapple, are now dead and the third of said witnesses, namely Frank Hill, is now absent from the State of Arkansas, being a non-resident thereof and his exact whereabouts are unknown.

Wherefore this petitioner prays that the Court may cause commissions to be issued, annexed to the said Will and directed to persons Authorized by law to take depositions to take proof regarding the said subscribing witnesses to the will, their handwriting and such other facts and circumstances

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As may be necessary and sufficient to prove said Will.  
Mary C. Lee.

State of Arkansas, County of Jefferson.

The said petitioner, Mary C. Lee, states on oath that she believes the statements of the foregoing petition to be true.  
Mary C. Lee.

Subscribed and sworn to before me this eighth day of September, 1919,

W. J. Gault, Jr. Notary Public

My commission expires April 29 - 1922.

Endorsed, Filed September 8 - 1919, L. T. Sallee, County and Probate Court.

Probate Court Record.

Volume 2, Page 141, September 8 - 1919.

In the matter of the will of Walter A. Lee:

Order:

Now on this day comes Mary C. Lee, widow of Walter A. Lee, deceased, late of Pine Bluff, Jefferson County, Arkansas, and presents to the Court for probate the will of the said Walter A. Lee, and prays that commissions issue for the taking of testimony to prove the same. And it appearing to the satisfaction of the Court that all of the subscribing witnesses to the will are dead or absent, that the said Walter A. Lee is now deceased and that the said Mary C. Lee is his widow.

It is therefore considered and ordered by the Court that the clerk of this Court issue commissions directed to any person authorized by law to take depositions in other cases to take proof regarding the said subscribing witnesses to the will, their handwriting, the handwriting of the testator and such other facts and circumstances as may be necessary and sufficient to prove the said Will and that he attach thereto the original will for the purpose of taking such proof.

In the Jefferson Probate Court,

In the matter of the

Will of Walter A. Lee,

Commission to Take Depositions,

The State of Arkansas to Any Officer Authorized to Take Depositions In or out of this State:

Know ye that we reposing confidence in your judgment and fidelity do by these presents give unto you authority to examine witnesses and take proof in the matter of the will of Walter A. Lee, now pending in the Probate Court of Jefferson County, Arkansas.

Therefore we desire that you cause such witnesses to come before you and first duly swearing them

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to testify the whole truth in the premises, that you examine them regarding said will, that you cause such examination to be reduced to writing, either by yourself, or by the witness in your presence and by them subscribed, and when you have so taken the same that you send them duly certified with the Commission and will closed up under your seal to the undersigned at Pine Bluff, Arkansas.

Witness my hand and the seal of said Court this 13<sup>th</sup> day of September, 1919.

(seal) L. T. Dallen, Clerk.

In the Jefferson Probate Court.

In the matter of  
The Will of Walter A. Lee.

The Depositions of J. B. Cowpland, J. E. Chapple, Fred W. Allsop, and W. E. McClure taken on the 15<sup>th</sup> day of September 1919, between the hours of eight o'clock in the forenoon and six o'clock in the afternoon, in the city of Little Rock, Arkansas to be read in evidence in the matter of proving the will of Walter A. Lee, pending in the probate Court of Jefferson County, Arkansas.

J. B. Cowpland having been duly sworn deposes and says: I reside in the City of Little Rock, Arkansas, and have resided there for many years. I was well acquainted with R. B. Earnest, James Chapple, and Frank Rice, whose names appear signed to the annexed and foregoing instrument of writing purporting to be the last will of Walter A. Lee, as witnesses thereto. The said R. B. Earnest and the said James Chapple, are now dead, and the said Frank Rice has removed to the state of California and the last time I heard of him was residing in the city of Oakland, in said state. I am acquainted with the hand writing and signatures of the said R. B. Earnest, James Chapple, and Frank Rice, and each of the said signatures of R. B. Earnest, James Chapple, and Frank Rice to the foregoing and annexed instrument of writing purporting to be the will of Walter A. Lee, is in the hand writing of such person and is his genuine signature.

Witness: Ida Cowpland.

his

Witness: Carrie C. Smith,

J. B. X Cowpland.

Mark

J. E. Chapple having been duly sworn deposes and says: I reside in the City of Little Rock, Arkansas, and am a son of James Chapple, late of that City. The said James Chapple died on the 10<sup>th</sup> day of August, 1910. I am well acquainted with his hand writing and signature. The signature of James Chapple to the foregoing

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and annexed instrument of writing purporting to be the last will of Walter A. Lee is in his own proper handwriting and is the genuine signature of the said James Chapple.  
J.E. Chapple.

I, Fred W. Allsop, having been duly sworn depose and say: I reside in the city of Little Rock, Arkansas, and am a son-in-law of James Chapple, late of that city. The said James Chapple died on the 10<sup>th</sup> day of August, 1910. I am well acquainted with his hand writing and signature. The signature of James Chapple to the foregoing and annexed instrument of writing purporting to be the last will of Walter A. Lee is in his own proper handwriting and is the genuine signature of the said James Chapple.

Fred W. Allsop.

W. E. McClure, having been duly sworn depose and say: I reside in the city of Little Rock, Arkansas, and have resided there for many years. I was well acquainted with R. S. Harnest, whose name appears signed to the annexed and foregoing instrument of writing purporting to be the last will of Walter A. Lee, as witness thereto. The said R. S. Harnest is now dead. I am acquainted with the hand writing and signature of the said R. S. Harnest, the said signature of R. S. Harnest to the foregoing and annexed instrument of writing purporting to be the will of Walter A. Lee is in the handwriting of such person and is his genuine signature.

W. E. McClure.

State of Arkansas, County of Pulaski,  
I, J. R. Britton, a Notary public, within and for the County and State aforesaid, duly commissioned, qualified and acting, to whom the Probate Court of Jefferson County, Arkansas, has caused a commission to be issued, do hereby certify that the foregoing depositions of W. E. McClure, Fred W. Allsop, James Chapple, J. B. Cowpland, were taken before me and were read to and subscribed by the said witnesses in my presence at the time and place and in the matter mentioned in the caption hereof. The said witnesses having been first sworn by me that the evidence given by them in the said matter shoud be the truth, the whole truth, and nothing but the truth.

In Testimony whereof, witness my hand and official seal, the 15<sup>th</sup> day of September, 1919.

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J. R. Britton, Notary Public.

My Commission expires - 7-7-17.

Proof of Will.

State of Arkansas County of Jefferson.

Personally appeared before me, L. T. Sallee, Clerk of the County and Probate Courts of Jefferson County, Arkansas.

J. H. Blakeburn, W. C. Hudson, and C. H. Bolinger, to me well known, who being duly sworn say:

That they are of lawful age, residents of Pine Bluff, Jefferson County, Arkansas, and have no interest what ever in the estate of Walter A. Lee, deceased; that they were acquainted with the said Walter A. Lee during his lifetime for a number of years, and with his handwriting and signature, that the signature to the foregoing instrument of writing purporting to be the last will and testament of the said Walter A. Lee is in his own proper handwriting and is the genuine signature of the said Walter A. Lee.

That on the said twenty first day of October, 1902, the said Walter A. Lee was upwards of twenty-one years of age and of sound and disposing mind and memory, and that he died on the 13<sup>th</sup> day of March, 1912.

J. H. Blakeburn.

W. C. Hudson.

C. H. Bolinger.

Subscribed and sworn to before me this the 18<sup>th</sup> day of September, 1919.

L. T. Sallee, Clerk.

In The Jefferson Probate Court.

In The Matter of The Will of Walter A. Lee.

Commission To Take Depositions.

The State of Arkansas, To Any Officer Authorized To Take Depositions in or out of this State:

Know ye that we reposing confidence in your prudence and fidelity do by these presents give unto you authority to examine witnesses and take proof in the matter of the will of Walter A. Lee now pending in the Probate Court of Jefferson County, Arkansas.

Therefore we do desire that you cause such witnesses to come before you and first duly swearing them to testify the whole truth in the premises, that you examine them regarding said will, that you cause such examination to be reduced to writing either by yourself or by the witness in your presence and by them subscribed, and when you have so taken the same that you send them duly attested with the Commission and Will

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closed up under your seal to the undersigned at Pine Bluff, Arkansas.

Witness my hand and the seal of said Court this 17<sup>th</sup> day of September, 1919.

*[Signature]* R. T. Sallen, Clerk.

In The Jefferson Probate Court,

In The Matter of the Will of Walter A. Lee,

Deposition of Frank Hill.

Taken on the 26<sup>th</sup> day of September, 1919, between the hours of eight o'clock in the forenoon and six o'clock in the afternoon in the City of Oakland, Alameda County, California, to be read in evidence, in the matter of proving the will of Walter A. Lee, pending in the Probate Court of Jefferson County, Arkansas.

State of California, County of Alameda.

Frank Hill, having been duly sworn, deposes and says: That he is one of the subscribing witnesses to the foregoing instrument of writing purporting to be the last will and testament of Walter A. Lee, deceased; that the said instrument was executed at the time, place and by the person therein named; that the said Walter A. Lee, the testator, was at the time of signing said instrument upwards of twenty-one years of age and of sound and disposing mind and memory, and that in the presence of R. S. Earnest, James Chapple, and this affiant he declared it to be his last will and testament and subscribed his name thereto in the presence of the said R. S. Earnest, James Chapple, and this affiant; that at the request of the said testator the said R. S. Earnest, James Chapple, and this affiant wrote their names as subscribing witnesses to the said will in the presence of the said Walter A. Lee and in the presence of each other; that the subscriptions to the foregoing instrument of writing are the genuine signatures of the said Walter A. Lee and of the said R. S. Earnest, James Chapple and this affiant, and that the said instrument, which is hereto attached, is the identical one that this affiant so witnessed and saw the said Walter A. Lee sign.

Frank Hill.

State of California, County of Alameda.

I S. A. Pleasants, a Notary Public, within and for the County and State aforesaid, duly commissioned, qualified and acting, to whom the Probate Court of Jefferson County, Arkansas, has caused a commission

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to be issued. do hereby certify that the foregoing deposition of Frank Hill was taken before me and read to and subscribed by him in my presence at the time and place and in the matter mentioned in the caption hereof, the said witness having been first sworn by me that the evidence he should give in the matter should be the truth, the whole truth and nothing but the truth. Given under my hand and official seal on this the 26<sup>th</sup> day of September, 1919.

Wm. B. A. Pleasants, Notary Public,

my commission expires March 8<sup>th</sup> 1920.

Probate Court Record,

Volume 4, pages 160-162. October 13-1919.

In the matter of the Will of Walter A. Lee, Order Probating Will,  
 was on this day coming on for hearing the application of Mary L. Lee for the probate of a certain instrument of writing filed herein, September 8<sup>th</sup> 1919. As the last Will and Testament of Walter A. Lee, which instrument of writing is now produced and presented to the court, and it appearing that the subscribing witnesses to the said Will were R. S. Hearnest, James Chapple, and Frank Hill; that the said R. S. Hearnest and James Chapple are now dead, and that the said Frank Hill is absent from the state of Arkansas and is now a resident of the state of California, that an order was made by this court, authorizing the taking of the deposition of the said Frank Hill and proof of the handwriting of the said testator and of the said R. S. Hearnest and James Chapple, and of such other facts and circumstances as would be sufficient and proper to prove the said Will; and the depositions of J. B. Cowpland, J. E. Chapple, Fred W. Allsop, W. E. McElure and Frank Hill having been duly taken in accordance with said order, and filed herein, and the testimony of J. W. Blackburn, H. C. Hudson, and G. H. Bolinger having been duly taken before the Clerk of this court and filed herein, and it appearing to the satisfaction of the court from the said evidence that the said instrument of writing is the last will and testament of the said Walter A. Lee, that the said testator at the time of his death resided in Jefferson County, Arkansas; that at the time of executing said will he was upward of twenty-one years of age and of sound mind and disposing memory; that the signature thereon is the genuine signature of the said Walter A. Lee; that the signatures of the subscribing witnesses to the said Will are the genuine signatures of the said R. S. Hearnest, James Chapple and Frank Hill, that the

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said Walter A. Lee signed the said will at the time and place as therein set out, and in the presence of each of the said subscribing witnesses and at the time of signing said instrument declared it to be his last will and testament, and at his request and in his presence and in the presence of each other the said subscribing witnesses signed their names to the said will as witnesses, and that the said Walter A. Lee died in the city of Pine Bluff, Jefferson County, Arkansas, on the 13-day of March, 1912, and

It further appearing to the Court that the said will was executed with the formalities and solemnities and under the circumstances required by law to make it a valid will, and that the same was not revoked by the testator.

It is therefore considered, ordered and adjudged by the court that the said instrument of writing so filed and presented is the last will and testament of the said Walter A. Lee, and that the same be, and it is hereby admitted to probate and record as such and shall be recorded with the proof thereof as the last will and testament of Walter A. Lee.

9750

State of Arkansas, County of Jefferson.

D. T. Sallee, as County Clerk of Jefferson County, Arkansas, and ex officio Clerk of the Probate Court of said county, do hereby certify that the foregoing twelve pages of typewritten matter contain a true, perfect, full, complete, and compared transcript of the will of Walter A. Lee as the same appears of record in Volume 3 of the Record of Wills in my office at page —, together with the proof of said will and of the order of the probate court of Jefferson County, Arkansas, admitting said will to probate and all papers relating thereto as the same remain on file and of record in my office, the said order having been duly entered of record in the record book of said court labeled "Probate Record 4," at pages 160 to 162.

In Testimony whereof, I, as such clerk, do hereby subscribe my name and affix the seal of said court at Pine Bluff, in said Jefferson County, in the State of Arkansas, this the 16-day of October, A. D. 1919.

*D. T. Sallee, County and Probate Clerk.*

9750

State of Arkansas, County of Jefferson.

J. R. H. Williams, the sole judge of the Jefferson Probate Court of Jefferson County, in the State of Arkansas, do hereby certify that D. T. Sallee, whose name is subscribed to the foregoing attestation, was, at the time of his

9250 Making said Certificate of Authentication, and is now the duly elected, commissioned, qualified and acting clerk of said court; that as such clerk he is, under the laws of the State of Arkansas, the regular custodian of the records of said Court and the officer authorized by the laws of said state to make the said Certificate of Authentication; that as such clerk his certificate, attestations, acts and doings are entitled to full faith and credit; that his foregoing attestation of the transcript of the Will of Walter A. Lee, together with the proof thereof and the order of the court admitting the same to probate, is in due form.

In Testimony whereof, I do hereunto subscribe my name as the judge of said Court, at the County of Jefferson, in the State of Arkansas, this the 16<sup>th</sup> day of October, A.D. 1919  
 R. H. Williams County and Probate Judge.

State of Arkansas, County of Jefferson.

I, L. T. Saller, as the County Clerk, of Jefferson County, in the State of Arkansas, and ex officio clerk of the probate Court of said county, do hereby certify that R. H. Williams whose name is subscribed to the foregoing certificate, is the sole judge of the Jefferson County Court and of the Jefferson probate Court, and he was such when said certificate was made, and that the signature thereto, is his genuine signature.

In Testimony whereof, I hereunto subscribe my name, as such clerk and affix the seal of said Court at the County of Jefferson, in the State of Arkansas, this the 16<sup>th</sup> day of October, A.D. 1919.  
 L. T. Saller County and Probate Clerk.

9252 In the matter of the Last Will and Testament of James M. Campbell, Dec.,  
 Files Be it Remembered, that heretofore to wit, on the 21<sup>st</sup> day of  
 Oct. 21- October 1919, an instrument in writing purporting to be  
 1919 the last Will and Testament of James M. Campbell, Deceased,  
 was produced in open Court and offered for probate and  
 the following proceedings were had therein:

9252 Application for Probate of Will.  
 Probate Court, Union County, Ohio.

Application In the matter of Application  
 The Last Will and Testament To Admit To Probate,  
 of James M. Campbell, Deceased.

To the Probate Court of said County:  
 Your petitioner respectfully represents that James M. Campbell, late a resident of the Township of Paris, in said County, died on or about the 24<sup>th</sup> day of August A.D. 1919, leaving an instrument in writing, herewith produced, purporting to be his last Will and

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Testament. That the said James M<sup>c</sup> Campbell, died leaving Jeannette M<sup>c</sup> Campbell his widow, who resides at Mansfield, Ohio, and the following named persons his only next of kin, to-wit:

E. F. M<sup>c</sup> Campbell, son, 16 S. E. 12<sup>th</sup> av., Columbus, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State, may be notified according to law of the pendency of said proceedings.

Jeannette M<sup>c</sup> Campbell, Petitioner.

9252

The State of Ohio, Union County ss.

Cash

The above named Jeannette M<sup>c</sup> Campbell, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Jeannette M<sup>c</sup> Campbell.

Known to before me and signed in my presence this 21<sup>st</sup> day of October, 1919.

*Agnes D. Porter, Deputy Clerk.*

9252

We, the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will. Dated this 20<sup>th</sup> day of October, A. D. 1919.

Jeannette M<sup>c</sup> Campbell.  
E. F. M<sup>c</sup> Campbell.

9252

Journal Entry; Order for Filing Will, Notice and Hearing Probate Court, Union County, Ohio.

In the matter of  
The Will of

Tuesday October 21<sup>st</sup> 1919.

Order for James M<sup>c</sup> Campbell, Deceased

Filing. This day an instrument of writing, purporting Will, Notice to be the last Will and Testament of James M<sup>c</sup> Campbell, and bearing date of Paris Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived service thereof, said application will be for hearing before this Court on the 21<sup>st</sup> day of October 1919, at 9. O'clock, A. M.

Edward H. Porter, Probate Judge

Testimony of Witnesses

Probate Court, Union County, Ohio.

9252

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In the matter of  
The will of  
James M<sup>c</sup> Campbell, Deceased.

No. 9257

Testimony of Witnesses.

The State of Ohio Union County ss.

Testimony  
of  
Witness

Personally appeared in open Court Geo. Whitney, and Frank Z. Ballinger, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of James M<sup>c</sup> Campbell, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 29<sup>th</sup> day of August 1911, purporting to be the Last Will and Testament of James M<sup>c</sup> Campbell, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said James M<sup>c</sup> Campbell at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

Geo. E. Whitney

Frank Z. Ballinger.

Known to before me and signed in my presence, by said witnesses in open Court this 21<sup>st</sup> day of October 1919.

Edward H. Porter, Probate Judge.

Journal Entry: Orders On Hearing Admission to Probate and Record, Probate Court, Union County, Ohio

October 21 - 1919.

9257

Orders  
On  
Hearing  
admission  
to  
Probate  
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Record.

In the matter of  
The will of  
James M<sup>c</sup> Campbell, Deceased.

Be it Remembered, that heretofore, to-wit: On the 21<sup>st</sup> day of October A.D. 1919, an instrument of writing, purporting to be the Last Will and Testament of James M<sup>c</sup> Campbell, late of Paris Township, in this County deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been waived by the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came Geo. E. Whitney, and Frank Z. Ballinger, the subscribing witnesses to said Will; who bring duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses

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9252 respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said James M<sup>c</sup> Campbell, deceased; that the same was duly executed and attested; and that the said Testator; at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Jeannette M<sup>c</sup> Campbell pay the costs herein taxed at \$5.00.

Eduard H. Porter, Probate Judge  
Last Will and Testament

9252

I, James M<sup>c</sup> Campbell, of Marysville, Ohio, hereby revoking all former Wills by me made, do publish and declare the following to be my Last Will and Testament, viz:  
Item 1. I give, devise, and bequeath all of my estate, real and personal, to my wife, Jeannette M<sup>c</sup> Campbell, during her life, or so long as she remains my widow, provided, however, that if my said wife shall find the income from my estate insufficient for her complete personal comfort and support she may, at her discretion, sell and convey, upon such terms and price as she may deem proper and without the intervention of any Court, any part or portion of my said estate, real or personal, and reinvest the proceeds of such sale or sales in real or personal property, or personally use so much of said proceeds as she may deem necessary for her personal comfort and support as aforesaid.

Item 2. In the event of the remarriage of my said wife, I give and devise to her, absolutely, one third of the remainder of my entire estate; and the other two thirds thereof shall pass immediately, in such remarriage, to our son, Eugene F. M<sup>c</sup> Campbell, and his heirs, forever. And likewise, in the event of my said wife's death without remarriage, the balance of my said estate, I give and devise to my said son absolutely.

Item 3: I nominate my said wife and son for appointment as Executors of this Will, and request that they be not required to give Bond in the premises.

In view of the very small indebtedness I shall leave, it is my desire that public Administration of my estate be, if possible, avoided for the purpose of saving

9252

9252 the large expense incident thereto: and I desire, further, that any discharge or acquittance executed by my said wife and son, or either of them, as to any debt or claim due me, shall bind my estate.

In Testimony Hereof, I have hereunto set my hand this 29<sup>th</sup> day of August, A. D. 1911.

James M<sup>c</sup> Campbell.

Signed and acknowledged by the said James M<sup>c</sup> Campbell, as his Last Will and Testament, in our presence; and signed by us in his presence as witnesses.

Geo. E. Whitney  
Frank Z. Ballinger.

Application of Widow To Take Under Will.  
Probate Court, Union County, Ohio,  
Application

9252  
Filed  
Oct. 21-  
1919

In the Matter of  
The Will of  
James M<sup>c</sup> Campbell, Deceased.

To the Honorable Judge of said Court:

The undersigned Jeannette M<sup>c</sup> Campbell, widow of James M<sup>c</sup> Campbell, deceased, respectfully makes application to take under the Will of said decedent. Dated this 21<sup>st</sup> day of October 1919.

Jeannette M<sup>c</sup> Campbell.  
Election Of Widow.  
Probate Court, Union County, Ohio,  
No. 9252  
Election Of Widow.

9252  
Election  
of  
Widow

In the Matter of  
The Will of  
James M<sup>c</sup> Campbell, Deceased.

I, Jeannette M<sup>c</sup> Campbell, widow of James M<sup>c</sup> Campbell, late of Marysville Paris Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elects to take the provision made for me in the last Will and Testament of said James M<sup>c</sup> Campbell, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Jeannette M<sup>c</sup> Campbell, widow of  
James M<sup>c</sup> Campbell - Deceased.  
Signed in open Court this 21<sup>st</sup> day of October, 1919.  
Edmund H. Porter Probate Judge

9252 Journal Entry:

Probate Court, Union County, Ohio,  
Tuesday, October 21- 1919  
Order On Election Of Widow.

Entry: In the Matter of  
The Will of  
James M<sup>c</sup> Campbell, Deceased.

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Application

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This day came Jeannette Mc Campbell widow of James Mc Campbell, deceased, appeared in open court, in person, and made application to take under the will of said decedent. And the court having explained to her the provisions of said will, the rights under it, and by law in the event of a refusal to take under the will; said Jeannette Mc Campbell widow thereupon elected to take under said will.

It is ordered that this proceeding - be recorded and that the said Jeannette Mc Campbell pay the costs herein taxed at \$2.00. Costs paid.

Edward W. Porter, Probate Judge.

9262

In The Matter of The Last Will and Testament of William Asman, Deceased.

Filed Nov. 4. 1919.

Be it Remembered, That heretofore to wit; On the 4<sup>th</sup> day of November, 1919, - an instrument of writing purporting to be the Last Will and Testament of William Asman, Deceased was produced in open court and offered for probate, and the following proceedings were had therein:

9262

Application for Probate of Will.

Probate Court, Union County Ohio.

In The Matter of The Last Will and Testament of

William Asman, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that William Asman late a resident of the township of Paris in said County, died on or about the 29<sup>th</sup> day of October, A.D. 1919, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said William Asman, died leaving Dollie Asman his widow who resides at Marysville, and the following named persons his only next of kin, to wit:

Charlotte Stillhorn	sister	Bexley, Ohio.
Elizabeth Bishop	sister	Marysville, Ohio.
Margaret Asman	sister	Marysville, Ohio.
Charles Asman	brother	Marysville, Ohio.
Fred J. Asman	brother	Marysville, Ohio.
Thomas Asman	brother	Marysville, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Fred J. Asman, Petitioner.

9262

9262 The State of Ohio, Union County ss  
 Oath The above named Fred J. Asman, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Fred J. Asman,

Sworn to before me and signed in my presence this 4<sup>th</sup> of November, 1919.

Agnes D. Porter, Deputy Clerk.

9262 The undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further  
 Waiver notice, and consent to the probate of said Will.

Dated this 6<sup>th</sup> day of November A. D. 1919.  
 Fred J. Asman, Charles Asman, Thomas Asman, Margaret Asman, Elizabeth Bishop, Dorothy Asman,

9262 Journal Entry:  
 Order for Filing Will, Notice and Hearing  
 for Probate Court, Union County, Ohio,  
 Filing Will to the Matter of November 4 - 1919.  
 Notice The Will of  
 and Hearing William Asman, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of William Asman, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio, two days prior thereto, that said application will be for hearing before this Court on the 6<sup>th</sup> day of November, 1919, at One O'clock, P.M.

Edward H. Porter, Probate Judge,  
 Noted.

9262 Probate Court, Union County, Ohio. No. 9262  
 In the Matter of the Will of Notice of Probate,  
 William Asman, Deceased.

To Fred J. Asman of Union County, Greeting:  
 You are hereby commanded to notify Charlotte Stethorn next of kin of said William Asman, deceased, resident of the State of Ohio, giving at least One days notice: That on the 4<sup>th</sup> day of November 1919 an instrument of Writing, purporting to be the last Will and Testament of William Asman late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said Application will be for hearing before said Court, on the 6<sup>th</sup> day of November 1919, at One O'clock P.M. Herein fail not, but of this writ and service thereon make due return,

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9262 Witness my signature as Judge of the Probate Court, and the seal of said Court, this 4<sup>th</sup> day of November, 1919.

*Edw. H. Porter* Probate Judge.

I, the undersigned person within named, do hereby acknowledge service of the within notice, this 6<sup>th</sup> day of November 1919.

Charlotte Stelthorn.

9262

Testimony of Witness.

Probate Court, Union County Ohio.

Testimony of Witness

In the matter of the will of No. 9262

William Asman, Deceased.

Testimony of Witness.

The State of Ohio, Union County, ss.

Personally appeared in open Court A. B. Kallfrate who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of William Asman, deceased, depose and say; That he was present at the execution of the instrument of writing now before him bearing date of the 1<sup>st</sup> day of June, 1917 purporting to be the Last Will and Testament of William Asman, deceased, that they, respectively, subscribed his name thereto as witness at the request of said Testator and in his presence; that he saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said William Asman at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

A. B. Kallfrate.

Sworn to before me and signed in my presence by said witness in open Court this 6<sup>th</sup> day of November, 1919.

*Edw. H. Porter* Probate Judge.

9262

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

Proof of Signature of Witness to Will.

In the matter of The Will of

No. 9262

William Asman, Deceased.

Testimony.

The State of Ohio, Union County, ss.

Personally appeared in open Court F. E. Moor, and W. P. Rausch who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of William Asman, deceased, depose and say; that J. L. Reagle, whose name appears as one of the subscribing witnesses to the last Will and Testament of William Asman, deceased, hereunto annexed, has, since the

9262 date of said Will, June 1<sup>st</sup> 1917. deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said J. L. Reagle purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness J. L. Reagle.

F. E. Moon.  
L. P. Rausch.

Sworn to before me and signed in my presence, in open Court, this 6<sup>th</sup> day of November, 1919.

Edward H. Porter, Probate Judge.

9262 Journal Entry: Orders on Hearing Admission to Probate and Record, Probate Court, Union County, Ohio.

Orders on Hearing Admission

In the matter of The Will of William Asman, Deceased.

Thursday, November 6<sup>th</sup> 1919.

Be it Remembered, That, heretofore, to wit: On the 4<sup>th</sup> day of November A. D. 1919. an instrument of writing, purporting to be the Last Will and Testament of William Asman, late of Paris Township, in this County, deceased, was produced in open Court and offered for probate and was there filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow, and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court that J. L. Reagle one of the subscribing witnesses to said Will is dead.

Whereupon F. E. Moon, and L. P. Rausch, appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said J. L. Reagle, attached to said Will.

Whereupon on this day came A. H. Kallebach, the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said William Asman, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

9262 It is therefore, by the Court ordered, that the

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said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Fred J. Asman, and Charles Asman, as Executors, pay the costs herein taxed at \$ 5-00

Eduard H. Porter, Probate Judge.

Will.

9262

I, William Asman, of the Village of Marysville County of Union and State of Ohio, being of sound mind and memory do make publish and declare this to be my last Will and Testament, hereby revoking all Wills by me made heretofore.

Item One:

I direct that all my just debts and funeral expenses be paid out of my estate as soon as possible after the time of my decease.

Item Two.

I give bequeath and devise to my wife Dollie Asman my residence property situated on West Third Street Number 220, together with all furniture, and household effects in use, and about such residence at the time of my decease, here in fee simple,

Item Three.

It is my wish and will that my father John C. Asman to have the use and occupancy of the room where we now carry on the meat business in partnership on East Fifth Street, Marysville Ohio, together with all my interest in the fixtures machinery and in fact every thing that is kept by us in common as partners for carrying on the meat business, including the slaughter house and all buildings and necessary grounds with all tools Kettles and every thing that belongs thereto free of rent, or any charge for the use of the same, during his natural life, he however paying all taxes and assessments and repairs of said premises. But should my father by reason of old age, or for any other reason desire to retire from the active business he shall have the right to rent lease the same with all fixtures and machinery that he receives from my interest in same to any person that he in his best judgment thinks would be to his best interest and to the best advantage to the estate. After his death all to go to my executors as trustees for the purposes hereinafter

Will

9262

9262 stated

I give Beneath and Devise to the Trustees of the Trinity German Parochial school of Mansfield, Ohio. in Trust, or their successors, nevertheless, for the uses and purposes therein mentioned; to be under the sole charge and control and management of said trustees or their successors One thousand dollars life insurance policy I hold in the Prudential life insurance of New Jersey my wife to have no benefit in said one thousand dollar life insurance, which I want to go to the Trustees aforesaid, to be used and applied as the said Trustees in their judgment think best for said Parochial school.

I further give and my will is that my wife receive out of the Life Insurance paid up of the North Western Life Insurance Company of Milwaukee Wisconsin the sum of \$30.00 per month during her natural life out of said fund; which is to remain as it now is and under same conditions in said company during the natural life of my wife. But should my wife remarry then in that event the thirty dollars payable to her to cease, and instead she to receive two thousand dollars out of said five thousand dollars insurance money as hers absolutely, and said Insurance Company to pay the thirty dollars directly to my wife each month.

It is my further wish and will that my brothers Fred J. Asman, and Charles Asman and I devise and bequest to them in trust however upon the trust and for the object and purposes following to wit, said trustees shall hold and control all my real and personal estate of whatever nature the same may be except as specially Beneath and Devise as aforesaid, with full power to lease invest and reinvest, taking good care to have good security for same. The trust fund shall be taken to be held for the sole benefit of my wife Dollie Asman, they the said trustees to pay her all the income from said real and personal properties not otherwise devised, after all expenses taxes and insurance, and compensation of trustees for managing same, during her natural life. Should any one of said Trustees die before the completion of the trust, that is before the death of my wife, then I want William Strhorn to take the said deceased Trustees place, with the same duty and power.

9262

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will

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Files

Nov. 6 - 1919

9262

In case of my wife remaining I want her to have and my will is that she is to have and I devise and will to her the sum of two thousand dollars out of the five thousand dollars life insurance in the North Western Life Insurance Co. of Milwaukee, Wisconsin out of which she had been drawing the said \$30.00 per month as aforesaid.

The above bequest and devise and provisions made to my wife Dallis Asman to be in lieu of her dower right in my real estate and distribution share in my personal property. I also give her the automobile.

I give, bequeath and devise to my wife the sum of five hundred dollars for her years support.

After the death of my wife all the property both real and personal to go to my brothers and sisters and I so will and devise the same Fred J. Asman, Charles Asman, Mrs Lottie Stelhorn, Elizabeth Asman, Thomas Asman, and Margret Asman, or to their heirs absolutely, and in fee simple.

I make nominate and appoint Fred J. Asman and Charles Asman to be the executors of this my last will and testament.

In testimony whereof, I, have hereunto set my hand this 1<sup>st</sup> day of June 1917.

Wm. Asman.

Signed and acknowledged by William Asman as his last will and testament, in our presence  
A. H. Kallefrath - Marysville, O.  
J. L. Reagle - Marysville, O.

9262  
files  
Nov. 6 - 1919

In the matter of the Will of William Asman, Deceased.

Citation To Widow To make Election.

The State of Ohio. Probate Court.

Union County ss.  
To Dallis Asman widow of William Asman, deceased.  
You are hereby notified that the last Will and Testament of William Asman, deceased, was on the 6<sup>th</sup> day of November, 1919, duly admitted to Probate by the Probate Court of said County.

You are hereby cited to appear in person before said Probate Court within One Year from the date of the service of this Citation, and make your election whether you will take the provision made for you in said Will, or be endowed of the lands of your deceased consort, and take your distributive share of his personal estate, pursuant to the statute in such cases provided.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Probate Court at

Marysville, Ohio, this 6<sup>th</sup> day of November, 1919.

Edward H. Porter, Probate Judge

I hereby acknowledge service of the within citation, this 6<sup>th</sup> day of November, 1919.

Election Page 37.

Mrs. Dollie Asmaw.

9270

Mr. ...  
Mrs. ...  
Juror ...  
Da ...

9270  
Filed  
Nov. 10<sup>th</sup> 1919  
In the matter of the last Will and Testament of Jotham B. Davis, dec'd.  
To be Remembered, that hereofore to wit: on the 10<sup>th</sup> day of November 1919, an instrument of writing purporting to be the last Will and Testament of Jotham B. Davis, deceased, was produced in open Court and offered for Probate and the following proceedings were had therein:

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Order for  
Filing  
Will  
Notice  
and Hearing  
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9270

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of

Application to  
Admit To Probate.

Application  
Jotham B. Davis, Deceased.

To the Probate Court of said County: Your petitioner respectfully represents that Jotham B. Davis, late a resident of the Township of Jackson in said County, died on or about the 29<sup>th</sup> day of October A. D. 1918; leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said Jotham B. Davis died leaving Alona Davis his widow who resides at Richmond, Ohio, R. #1, and the following named persons his only next of kin, to wit:

Eva Davis Parish

Daughter -

Richmond, Ohio, R. 1.

Lela Davis Hoelt

Daughter

La Rue, Ohio.

Ada Davis Taylor

Daughter

Richmond, Ohio, R. F. D.

Walter B. Davis

son

Richmond, Ohio, R. 1.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Alona Davis, Petitioner

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Oath  
The State of Ohio, Union County ss.

The above named Alona Davis, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Alona Davis.

Known to before me, and signed in my presence this 10<sup>th</sup> day of November, 1919.

Edward H. Porter

Probate Judge

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We, the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice and consent to the probate of said will.

Dated this 10<sup>th</sup> day of November, A. D. 1919.

Alona Davis.

Ada Davis Taylor, Eva Davis Parish, Lela Davis Hest, Walter H. Davis.

Order for Filing Will notice and hearing

Journal Entry: Order for Filing Will, notice and hearing Probate Court, Union County, Ohio, November, 10<sup>th</sup> 1919.

In the matter of The Will of Jotham B. Davis, Deceased.

This day an instrument of writing purporting to be the last will and Testament of Jotham B. Davis, late of Jackson Township, in this County, deceased, was produced in open court for Probate: it is now ordered that the said Will be filed in this court, and that due notice thereof and of the application to admit the same to probate and record to the widow and next of kin of the testator, resident of the State of Ohio, be dispensed with, on the ground that said widow and next of kin have waived further notice. It is ordered that said application will be for hearing before this Court on the 12<sup>th</sup> day of November, 1919, at 10 o'clock P. M.

Edward H. Porter, Probate Judge.

9270.

Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9270

Testimony of Witnesses.

Testimony of Witnesses

In the matter of The Will of Jotham B. Davis, Deceased.

The State of Ohio, Union County ss. Personally appeared in open court J. C. Blair who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Jotham B. Davis, deceased, depose and says, That he was present at the execution of the instrument of writing now before him bearing date the 1<sup>st</sup> day of August 1908, purporting to be the Last Will and Testament of Jotham B. Davis, deceased, that he subscribed his name thereto as a witness at the request of said Testator and in his presence; that he saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Jotham B. Davis at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

J. C. Blair.

9270

Sworn to before me, and signed in my presence by said witness in open court this 12<sup>th</sup> day of November, 1919.

*Edw* Edward W. Potter, Probate Judge.

9270

Proof of Signature of Witness to Will

Probate Court Union County, Ohio.

No. 9270

Testimony.

In the matter of

The Will of

Jotham B. Davis, Deceased.

The State of Ohio, Union County, ss.

Proof of Signature

of

Witness

Personally appeared in open court J. Fred Wood, and J. C. Blair, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Jotham B. Davis, deceased, depose and say: That Don O. Van Winkle, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Jotham B. Davis, deceased, hereunto annexed, has since the date of said Will, August 1<sup>st</sup> 1908, is now absent from the State of Ohio, and is now a resident of the State of Louisiana and his testimony can not be taken herein, without unreasonably delay. That we are each of us well acquainted with the handwriting and signature of said absent witness, and that the signature of said Don O. Van Winkle purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said absent witness Don O. Van Winkle.

J. Fred Wood.

J. C. Blair.

Sworn to before me and signed in my presence, in open court, this 12<sup>th</sup> day of November, 1919.

*Edw* Edward W. Potter, Probate Judge

Probate Court, Union County, Ohio,

Wednesday, Nov. 12 - 1919.

9270

Journal Entry: Order on Hearing, Admission to Probate and Records

Order

on

Hearing

admission

In the matter of  
The Will of  
Jotham B. Davis, Deceased.

Probate

and

Record

Be it Remembered, that herefor, to wit: on the 10<sup>th</sup> day of November A. D. 1919, an instrument of writing, purporting to be the Last Will and Testament of Jotham B. Davis, late Jackson Township, in this County, deceased, was produced in open court and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted to the widow and next of kin of the testator, resident of the State of Ohio, having waived motion herein pursuant to a former order of this Court.

And it further appearing to the Court that Don O. Van Winkle, one of the subscribing witnesses to said Will: Is now absent from the

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State of Ohio, and is now a resident of the State of Louisiana and his testimony can not be taken herein, without unreasonable delay. Thereupon J. Fred Wood, and J. C. Blair appeared in open court, and were duly sworn and examined according to law touching the genuineness of the signature of said Dan O. Van Winkle attached to said Will. Thereupon on this day came J. C. Blair, the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last will and Testament of said Jotham B. Davis, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Alona Davis as Executrix pay the costs herein taxed at \$

Edward W. Porter, Probate Judge.

9270

I, Jotham B. Davis of Jackson Township, Union County, Ohio, do make and publish this to be my last will and testament,

Item 1<sup>st</sup>. I direct that all my just debts including my funeral expenses, shall be paid from my personal property.

Item 2<sup>nd</sup>. I give and devise to my wife Alona Davis all my real estate to be hers to use during her natural life, and at her death I direct that the said real estate shall be divided equally among my four children, to wit, Eva Davis Parish, Lela Davis Hoek, Adal Davis and Walter H. Davis to be theirs and their heirs forever.

Item 3<sup>rd</sup>. After my debts have been paid, and a suitable monument erected to my memory, not exceeding in value two hundred dollars, I give and bequeath the remainder of my personal property to my wife Alona Davis to be hers absolutely.

Item 4<sup>th</sup>. I name and appoint my wife Alona Davis to be the executrix of this my last Will and Testament, without bond.

Whereunto I set my hand this first day of

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9270 August in the year One thousand Nine hundred and eight,  
(1908) *Jotham B. Davis*  
The above instrument of writing was signed by *Jotham B. Davis* and declared to be his last will and testament in our presence and signed by us, as witnesses in his presence and at his request this 1<sup>st</sup> day of August 1908.  
*Dow O. Vaw Winkle*  
*J. C. Blair.*

9270 In the matter of the will of *Jotham B. Davis, Deceased.*  
Application of Widow - To take under Will.  
Probate Court, Union County, Ohio.  
Application.

In the matter of  
The Will of  
*Jotham B. Davis, Deceased.*  
To the Honorable Judge of said Court:  
The undersigned *Alona Davis* widow of said *Jotham B. Davis, deceased*, respectfully makes application to take under the Will of said decedent.  
Dated this 12<sup>th</sup> day of November 1919.  
*Alona Davis.*

9270 Election of Widow.  
Probate Court, Union County, Ohio.  
no. 9270  
Election of Widow

Election  
of  
Widow  
I, *Alona Davis*, widow of *Jotham B. Davis* late of Jackson Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court, of said County, the provisions of the will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will, hereby elect to take the provision made for me in the last Will and Testament of said *Jotham B. Davis* deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

*Alona Davis, widow of*  
*Jotham B. Davis, Deceased.*  
Signed in open court this 12<sup>th</sup> day of November, 1919.  
*Edward H. Porter, Probate Judge.*

9270 Journal Entry: Order on Election of Widow.  
Order on Election of Widow.  
In the matter of  
The Will of  
*Jotham B. Davis, Deceased.*  
November 12<sup>th</sup> 1919  
Order On Election of Widow.

This day *Alona Davis*, widow of said *Jotham B. Davis, deceased*, appeared in open court in person, and made application to take under the will of said decedent. And the Court having explained

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to her the provisions of said will, the rights under it, and by law in the event of a refusal to take under the will; said Alona Davis, widow thereupon elected to take under said will. It is ordered that this proceeding be recorded and that said Alona Davis, executrix herein, pay the costs herein taxed at \$2.00.

Edward H. Porter, Probate Judge.

9279

Filed Nov. 18<sup>th</sup> 1919.

In the matter of the Will of George G. Spangler, Deceased. Application to admit to Record Authenticated Copy of Will and Order of Probate. Probate Court, Union County, Ohio.

In the matter of The Will of George G. Spangler, Deceased.

application.

To the Probate Court of said County: your petitioner respectfully represents that George G. Spangler late of Champaign County, died testate on or about the 17<sup>th</sup> day of October 1919; that his Will was duly proved and allowed in Champaign County, Ohio, and that said George G. Spangler, died leaving Susan M. Spangler his widow who resided at Richmond, Ohio, R. 5. The following named persons are interested in said Will, as next of kin or otherwise, to-wit:

Oran May Andrews	daughter	West Mansfield, Ohio.
Marjette Staley	daughter	Richmond, Ohio, R. 5.
Clarence E. Spangler	son	Perrin, Ohio, R. 1.

Your petitioner herein produces an authenticated copy of said Will and of the order of probate thereof, and further represents that said will devises real estate which is situated in Union County, Ohio.

Your petitioner prays that said authenticated copy of said Will and order of probate may be admitted to record herein.

C. E. Spangler.

9279

Oath

The State of Ohio, Union County, ss. Clarence E. Spangler, petitioner being duly sworn, says that the facts stated and allegations contained in the foregoing application are true as he verily believes.

C. E. Spangler.

Sworn to before me and signed in my presence, this 18<sup>th</sup> day of November, 1919.

Edward H. Porter, Probate Judge.

9279

Journal Entry: Order Admitting To Record Authenticated Copy of Will and Order of Probate.

9279

Probate Court, November 18<sup>th</sup> 1919.

Order.

In the matter of  
The Will of  
George G. Spangler, Deceased.

Order

This day Clarence E. Spangler appeared in open court and produced an Authenticated Copy of the Will of George G. Spangler, late of Champaign County, deceased, and of the Order of Probate thereof and made application for the admission of the same to record herein; and it appearing to the court that said Will was found and allowed in Champaign County, State of Ohio, and that said will devises real estate which is situated in Union County, Ohio.

It is therefore ordered that said Authenticated Copy of said Will and Order of Probate be and the same hereby is allowed and admitted to record, and that the same be recorded in the Records of Wills of this office; and it is further ordered that said Clarence E. Spangler pay the costs herein taxed at \$...

Edward H. Foster, Probate Judge.  
Last Will and Testament.

9279

In the Name of the Benevolent Father of all:

Will

I, George G. Spangler, of the Township of York County of Union and State of Ohio, do make and publish this my last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient.

Second: I give, devise and bequeath to my beloved wife Susan W. Spangler all my personal property, consisting of stock on the farm, feed, grain, household goods, furniture, provisions and other goods and chattels of whatsoever kind owned by me at the time of my decease, I give and bequeath to her absolutely she having, selling so much thereof as may be sufficient to pay my just debts.

Third: I give, and devise to my wife the farm on which we now live, consisting of about 139 acres situated in said township and county, and any other lands hereinafter purchased by me and owned by me at my decease, to have and hold for her own proper use, with right to dispose of same whenever in her opinion it is for her benefit comfort or convenience, to dispose of any or all of said real estate, to convey the same at public or private sale, power is hereby given.

Fourth: If any of said Real Estate remains undisposed of at the decease of my wife; it is to be divided equally between my Children, Or may

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9279 Andrew Clarence E. Spangler, and Marietta Staley to hold for their support and at the death of either said children without issue, or representatives of said issue, the share of said above named child to go to their surviving brothers or sisters as may be or the issue of said brother or sister or the representation of said issue, if either of brothers or sisters should be dead.

I do hereby nominate and appoint my wife Susan M. Spangler and my son Clarence E. Spangler Executors of this my Last Will and Testament, and I hereby authorizing and empowering them to compromise adjust, release and discharge in such manner as they may deem proper, the debts and claims due me. Whew if ever my wife deem it in her opinion as above to sell real estate they are authorized to sell at private sale or in such manner and on such terms as they deem proper, delivering deeds in fee simple. I desire that they be not required to give Bond. I desire that no appraisement and no sale of my personal property be made, and that the Court of Probate direct the omission of the same in pursuance of the Statute. I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name at York, Ohio, this 21<sup>st</sup> day of February in the year of Our Lord One thousand nine hundred and fourteen (1914)

Geo. G. Spangler.

9279 The foregoing instrument was signed at the end thereof by the said George G. Spangler in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our name as attesting witnesses at York, Ohio, this 21<sup>st</sup> day of February, A.D. 1914.

Wate L. Moffitt, resides at York, Ohio.

Dillie Moffitt, resides at York, Ohio.

9279 Journal Entry: Order Adhearing, Admission To Probate and Record Probate Court, Logan County, Ohio, October 23<sup>rd</sup> 1919.

On Hearing In the matter of the Will of George G. Spangler, Deceased, To wit: Remembered that heretofore, to wit: on the 23<sup>rd</sup> day of October, A.D. 1919, an instrument of writing, purporting to be the Last Will and Testament of George G. Spangler, late of Rush Township, in this County, deceased, was produced in open Court

9279

and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that all persons interested have waived notice and consented to probate.

Thereupon on this day came Kate L. Moffatt and Dillie Moffatt the subscribing witnesses to said Will: who being duly sworn testified as to the execution and attestation of said Will: which testimony was reduced to writing by said witnesses respectively subscribed and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said George G. Spangler deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that the applicant herein pay the costs herein, taxed at \$18.00

V. H. Gibbs, Probate Judge.

9279

Certificate To Copies.

The State of Ohio, Champaign County, ss.

Probate Court.

Certificate To Copies

I, V. H. Gibbs, Judge and Ex-officio Clerk of the Probate Court, within and for said County, having the custody of the Files, Journals, and Records of said Court, do hereby certify that the foregoing is a true copy of the Last Will and Testament of George G. Spangler and the Entry on same ordering admission to probate and record, as the same appear upon the records of said Court; and I further certify that I have carefully compared the foregoing copy with the original record, and that the same is a full and correct transcript thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court at Urbana, Ohio this 13<sup>th</sup> day of November, A. D. 1919.

V. H. Gibbs.

Probate Judge and Ex-officio Clerk of said Court.

9279

The State of Ohio, Champaign County, ss.

Wash

I, V. H. Gibbs, Judge of the Probate Court, within and for said County and State, the same being a Court of law and of record, do hereby certify that V. H. Gibbs whose genuine signature is attached to the foregoing certificate, is, and was at the time of signing the same, Ex-officio Clerk of said Probate Court, and as such, full faith and credit

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In the Court of George

Application of Geo

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are due his acts, and, that the above certificate and attestation are in due form of law and made by the proper officer.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at Urbana, Ohio, this 13<sup>th</sup> day of November, A. D. 1919.

*seal* U. H. Gibbs.

Judge as aforesaid

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In the Matter of the Will of George G. Spangler, Deceased.  
Application for Transfer of Real Estate Devised.  
Probate Court, Union County, Ohio.

In the Matter of  
The Will of  
George G. Spangler, Deceased.

No. 9279  
Application for Transfer  
of Real Estate Devised.

Now comes Susan M. Spangler and represents to the Court that by the terms of the Last Will and Testament of George G. Spangler, deceased, late of said County, an unauthenticated copy of Will was duly admitted to record on the 18<sup>th</sup> day of November, 1919, and recorded in Vol. O, page 27 of the Records of Wills of said County, she is devised all the certain real estate belonging to said decedent without any specific description of said real estate being given.

The real estate owned by said decedent and so devised, is as follows, to-wit:

Situated in the Township of Taylor, County of Union, and State of Ohio, and bounded and described as follows:

Being part of U. M. Surry's Nos. 5629 and 6493, Commencing at a stake in the center of the Wheeler and Green Grant Road and northeast corner of Emily L. Armstrong's land; thence with the line of said Armstrong and the line of Ellen R. Scott's land South 4° 45' East 142.16 poles to a large post in the north line of Rose Ginn's land; thence with the north line of said Ginn's land North 85° 45' East 57.44 poles to an iron pipe; thence North 4° 45' West 136.80 poles to an iron pipe in the center of said Grant road; thence with the center of said Grant road North 88° 15' West 23.15 poles; thence North 89° 30' West 34.42 poles to the beginning, containing 50 acres more or less.

Your petitioner represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee.

Wherefore she prays for an order directing the transfer of said real estate upon the tax duplicate to the name of Susan M. Spangler and that a certificate issue to her as by statute in such case made <sup>and</sup> provided

9279

9279 Susaw M. Spangler.  
 The State of Ohio Union County ss.  
 Susaw M. Spangler being duly sworn says that the facts stated in the foregoing application are true, as she verily believes  
 Susaw M. Spangler.  
 Sworn to before me and signed in my presence, this 18<sup>th</sup> day of November, 1919.

Edward H. Porter, Probate Judge

9279 Journal Entry: Orders Authority To Transfer Real Estate Devised.  
 Probate Court Nov. 18-1919

Orders Authority To Transfer Real Estate Devised.  
 In the matter of the Will of George M. Spangler Deceased.  
 To Transfer Real Estate Devised  
 This day Susaw M. Spangler appeared in open court and filed herein her application duly verified, for an order directing the transfer upon the tax duplicate of Union County of certain real estate devised to her by George M. Spangler deceased, which real estate was devised to her without any specific description thereof. Upon consideration whereof the court finds upon the evidence that said real estate so devised is described as follows, to wit:

Situated in the County of Union in the State of Ohio, and in the Township of Taylor, and bounded and described as follows: Being part of V.M. Survey No. 5629 and 6493, commencing at a stake in the center of the wheel and New Grant road and northeast corner of Emily L. Armstrongs land; thence with the line of said Armstrong and the line of Ellen R. Scotts land South 4° 45' East 147.16 poles to a large Post in the north line of Ross Ginn's land; thence with the north line of said Ginn's land North 85° 45' East 57.44 poles (57.44) to an iron pipe; thence North 4° 45' West 136.80 poles to an Iron pipe in the center of said Grant road; thence with the center of said Grant road North 88° 15' West 23.15 poles; thence North 89° 30' West 34.42 poles to the beginning, containing 50 acres more or less.

And it appearing to the satisfaction of the court that the terms of said Will, have been fully complied with on the part of said Devisor hereinbefore named, it is ordered that such real estate be transferred upon the Duplicate of the County to the name of Susaw M. Spangler, and that a certificate issue to said Susan M. Spangler, as provided by law

Edward H. Porter, Probate Judge

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In the matter of The Last Will and Testament of  
Orval P. Cummins, Deceased.  
Be it Remembered, That heretofore to-wit: On the 18<sup>th</sup> day of  
November, 1919, an instrument of writing purporting to be  
the last Will and Testament of Orval P. Cummins, Deceased,  
was produced in open Court and offered for probate, and the  
pending proceedings were had thereon;

9277

Application for Probate of Will.  
Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Orval P. Cummins, Deceased.

Application  
To Admit to Probate

Application

To the Probate Court of said County:  
Your petitioner respectfully represents that Orval P. Cum-  
mins, late a resident of the Township of Taylor in said  
County, died on or about the 13<sup>th</sup> day of November, A. D. 1919,  
leaving in writing, herewith produced, purporting to be his  
last Will and Testament.

That the said Orval P. Cummins died leaving Maggie  
Cummins his widow, who resides at Marysville, Ohio, R. 4,  
and the following named persons his only next of kin,  
to-wit:

Chas Albert Cummins, age 12 - son - Marysville, O. R. 4.

Your petitioner offers said Will for probate, and prays  
that a decree may be notified according to law of  
the pendency of said proceedings.

Maggie Cummins, Petitioner

9277  
Oath

The State of Ohio, Union County ss.  
The above named Maggie Cummins, being first  
duly sworn, says that the facts stated and allegations  
in the foregoing application contained, are true as  
she verily believes.

Maggie Cummins.

Known to before me and signed in my presence, this  
18<sup>th</sup> day of November, 1919.

 Edward H. Porter, Probate Judge.

9277  
Wainor

For the undersigned, widow and next of kin of the  
within named testatrix resident of the State of Ohio,  
herely waives further notice, and consent to the probate  
of said Will.

Dated this 18<sup>th</sup> day of November, A. D. 1919.  
Maggie Cummins.  
C. A. Cummins.

9277

Journal Entry: Orders for Filing Will, Notice and Hearing,  
Probate Court, Union County, Ohio.

9277

In the matter of  
The Will of  
Orvil P. Cummings Deceased.

November 18<sup>th</sup> 1919.

Orders for  
filing  
notice  
and hearing

This day an instrument of writing, purporting to be the last Will and Testament of Orvil P. Cummings, late of Taylor Township, in this County, deceased, was produced in open court for Probate: it is now ordered that the said Will be filed in this court and that due notice thereof and of the application to admit the same to probate and record be not given to the widow and next of kin of the testator, resident of the State of Ohio, on the ground that they have waived notice, and consented to the probate of said Will. It is ordered that said application will be for hearing before this Court on the 18 day of November 1919. at One O'clock P.M. Edward H. Porter, Probate Judge.

9277

Testimony of Witnesses.

In the matter of  
The Will of  
Orvil P. Cummings Deceased.  
The State of Ohio, Union County, ss.

Probate Court, Union County, Ohio,

no. 9277

Testimony of Witnesses.

Testimony  
of  
witnesses

Personally appeared in open court John H. Willis and Norman C. Bown, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and Testament of Orvil P. Cummings, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 25 day of October 1919, purporting to be the last Will and Testament of Orvil P. Cummings, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Orvil P. Cummings, at the time of execution the same was of full age, and of sound mind and memory and not under any restraint.

John H. Willis,  
Norman C. Bown.

Sworn to before me and signed in my presence, by said witnesses in open court, this 18 day of November, 1919.

Edward H. Porter, Probate Judge.

9277

Journal Entry: Orders On Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio.

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In the matter of  
The Will of  
Orvil P. Cummins, Deceased.

Tuesday, Nov. 18<sup>th</sup> 1919.

Be it Remembered, That heretofore, to-wit: on the 18<sup>th</sup> day of November A.D. 1919, an instrument of writing, purporting to be the Last Will and Testament of Orvil P. Cummins, late of Taylor Township, in this County, deceased, was produced in open Court and offered for probate and was there filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived notice herein, pursuant to a former order of this Court.

Whereupon on this day came John H. Willis, and Norman C. Bown, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Orvil P. Cummins, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Maggie Cummins, as executrix, pay the costs herein taxed at \$--.

Edward H. Porter, Probate Judge.  
Last Will and Testament.

9277

In the name of the Benevolent Father of all:  
I, Orvil P. Cummins, of the County of Union, State of Ohio, do make and publish this my Last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my Estate, as soon after my decease as may be found convenient.  
Second: - Reposing full confidence in my beloved wife, Maggie Cummins, and knowing that the welfare of our children, can be safely entrusted to her, I give, devise and bequeath all of my estate, real,

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9277 personal and mixed, whensome situate, to my said wife, Maggie Cummins, and to her heirs forever.

Third: I hereby nominate and appoint my said wife, Maggie Cummins the executrix of this my last will and testament, hereby authorizing and empowering my said executrix to compound, compromise, settle and adjust all debts and claims which may be presented against my estate, or which may be due to my estate; and to sell, at private or public sale, at such prices, and upon such terms of credit or otherwise, as she may deem best, the whole or any part of my real estate or personal property, and to execute, acknowledge and deliver deeds and other proper instruments of conveyance thereof to the purchaser or purchasers.

I direct that no bond be required of my said executrix, and that no inventory or appraisal of my estate be made, and the Probate Court is directed to order the omission of the same as is provided in the General Code.

In Witness Whereof I have hereunto set my hand and seal at Marysville, Ohio, this 25<sup>th</sup> day of October, <sup>a.d.</sup> 1913.

Orril P. Cummins.

Signed, sealed and acknowledged by the said Orril P. Cummins, to be his last will and testament before us, and in our presence, and by us signed as witnesses at his request, in his presence and in the presence of each other, at Marysville, Ohio, this 25<sup>th</sup> day of October, A.D. 1913.

John H. Willis, residing at Marysville, Ohio.  
 Norman W. Brown, residing at Marysville, Ohio.

9277 In the matter of the Will of Orril P. Cummins, Deceased.  
 Files Application of Widow - To Take Under Will.  
 Nov. 18<sup>th</sup> 1919 Probate Court, Union County, Ohio.  
 Application.

In the matter of  
 The Will of  
 Orril P. Cummins, Deceased.  
 To the Honorable Judge of said Court:  
 Application The undersigned Maggie Cummins widow of said Orril P. Cummins, deceased, respectfully makes Application to take under the Will of said decedent.  
 Dated this 18<sup>th</sup> day of November 1919.  
 Maggie Cummins.

9277 Election of Widow.  
 Probate Court, Union County, Ohio.  
 No. 9277.  
 Election of Widow

In the matter of  
 The Will of  
 Orril P. Cummins, Deceased.  
 I, Maggie Cummins late of Taylor Township, Union County, Ohio, deceased, having had explained to me,

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by the Probate Court of said County the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will: hereby elect to take the provision made for me in the last Will and Testament of said Orvil P. Cummins, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of her personal estate.

Maggie Cummins, widow of Orvil P. Cummins, Deceased.

Signed in open Court this 18<sup>th</sup> day of November, 1919.  
Edward W. Porter, Probate Judge.

9277  
Orders On  
Election  
Of  
Widow.

Journal Entry: Orders On Election of Widow.  
Probate Court, Union County, Ohio,  
November, 18<sup>th</sup> 1919.  
In the matter of  
The Will of  
Orvil P. Cummins, Deceased, | Orders On  
Election of Widow.

This day Maggie Cummins widow of said Orvil P. Cummins, deceased, appeared in open Court, in person, and made application to take under the will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will: said Maggie Cummins widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Maggie Cummins pay the costs herein taxed at \$ 2.00.

Edward W. Porter, Probate Judge.

9262  
Filed  
Dec. 1-1919.

From Page 21.  
In the matter of The Will of William Asman, Deceased,  
Application of Widow To take under Will,  
Probate Court, Union County, Ohio.

Application

In the matter of  
The Will of  
William Asman, Deceased, | Application  
To the Honorable Judge of said Court:  
The undersigned Dollie Asman widow of said William Asman deceased, respectfully makes application to take under the Will of said decedent.  
Dated this 1<sup>st</sup> day of December, 1919.  
Dollie Asman.

9262  
Election

Election of Widow.  
Probate Court, Union County, Ohio,  
No. 9262  
In the matter of the Will of  
William Asman, Deceased, | Election of Widow.

9262

I Dollie Asman widow of William Asman late of Paris Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the Last Will and Testament of said William Asman deceased in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Dollie Asman, Widow of William Asman, Deceased.

Signed in open Court this 1<sup>st</sup> day of December, 1919.

Edward M. Porter, Probate Judge.

9262

Journal Entry: Orders On Election of Widow.

Probate Court, Union County, Ohio, December 1- 1919  
Orders On Election of Widow.

Orders On Election of widow

In the matter of The Will of William Asman Deceased.

This day Dollie Asman widow of said William Asman deceased, appeared in open Court in person, and made application to take under the will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Dollie Asman widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that said Executor pay the costs herein taxed at \$2.00.

Edward M. Porter, Probate Judge.

9274

In the matter of The Last Will and Testament of William Hazard Lyons, Deceased.

Filed Nov. 14-1919

Be it Remembered, that heretofore, to wit, on 14<sup>th</sup> day of November, 1919 an instrument of writing purporting to be the last Will and Testament of William Hazard Lyons deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

9274

Application for Probate of Will.

Probate Court, Union County, Ohio,

Application

In the matter of The Last Will and Testament of William Hazard Lyons Deceased.

Application to Admit to Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that William Hazard Lyons, late a resident of the township

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Orders for Filing Will Notice and Hearing

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9274 of Blairtown in said County, died on or about the 7<sup>th</sup> day of November A. D. 1919, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said William Hazzard Lyons died leaving Julia P. Lyons his widow who resides at Richmond, Ohio, and the following named persons his only next of kin, to-wit:

Elizabeth Kansell, sister, 204 Armstrong St. Kansas City, Kansas  
 Cynthia Evans, sister, Richmond, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Avery C. Lowe, Petitioner,  
 500 Gray Bldg. Los Angeles, California.

9274 The State of Ohio, Union County ss.  
 I, the above named Avery C. Lowe, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Avery C. Lowe,  
 Brought to before me and signed in my presence, this 14<sup>th</sup> day of November 1919.

Edward H. Porter, Probate Judge.

9274 We, the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Cynthia Evans,  
 Julia P. Lyons.

9274 Journal Entry: Orders for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio, November, 14<sup>th</sup> 1919.

In The Matter of  
 The Will of  
 William Hazzard Lyons, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of William Hazzard Lyons, late of Blairtown Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio, 10 days prior thereto, that said application will be for hearing before this Court on the 16<sup>th</sup> day of December, 1919, at One O'clock P.M.

Edward H. Porter, Probate Judge.

9274

Application for Commission To Take Deposition of Witnesses to Will

Probate Court, Union County, Ohio.

In the matter of  
The Will of  
William Hazzard Lyons, Deceased.

No. 9274

Application for Commission,

To the Probate Court of said County:

Application

The undersigned respectfully represents that William Hazzard Lyons late of said County, deceased, died testate on or about the 7<sup>th</sup> day of November 1919; and that his Will was on the 14<sup>th</sup> day of November, 1919 produced in open court for Probate.

That said Parkhurst E. Conry, and Chas. S. Kuber, the witnesses to said Will, reside outside the jurisdiction of said Court, to-wit: said Parkhurst E. Conry, resides in the City of Los Angeles in the State of California, and the said Chas. S. Kuber, resides in the City of Davenport, in the State of Iowa.

The undersigned therefor makes application for and requests said Court to issue two Commissions with said Will annexed, directed to some suitable persons to take the deposition of said witnesses.

Dated this 14<sup>th</sup> day of November, 1919.

Respectfully

Cynthia Evans,

9274

The State of Ohio, Union County ss.

Cach.

Cynthia Evans being duly sworn says that the statements in the foregoing Application are true, as she verily believes.

Cynthia Evans,

Sworn to before me and signed in my presence, this 14<sup>th</sup> day of November, 1919.

Edward W. Porter, Probate Judge

9274

Journal Entry: Order for Commission to take Deposition of Witnesses to Will,

Probate Court, Union County, Ohio,

November, 14<sup>th</sup> 1919.

Order For Commission,

Order  
for  
Commission  
to  
Take  
Deposition  
of  
Witness to  
Will.

In the matter of  
The Will of  
William Hazzard Lyons,  
Deceased.

This day Cynthia Evans appeared in open Court and made application for a Commission to issue to some suitable person to take the depositions of Parkhurst E. Conry and Chas. S. Kuber, witnesses to the Will of said William Hazzard Lyons, deceased. And it appearing to the Court that said witnesses reside outside the jurisdiction of this Court, to-wit: said Parkhurst E. Conry resides in the City of Los Angeles, in the State of California; and the said Chas. S. Kuber resides in the City of Davenport, in the State of Iowa.

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It is therefore ordered that such commissions with said Will annexed, issued to F. R. Stacy, of Los Angeles, Calif, and M. E. Law, of Davenport, Iowa, suitable persons to be duly executed, and together with the depositions of said witnesses so taken, signed, certified and sealed, be returned to this court with all convenient speed, and this cause is continued.

Eduard H. Porter, Probate Judge.

9274  
Commission  
To Take  
Deposition  
of  
Witness  
To Will.

In the Matter of  
The Will of  
William Hazzard Lyons, Deceased,  
To F. R. Stacy, Greeting:

No. 9274  
Probate of Will  
Commission.

You have been duly appointed by the Probate Court of said County to take the depositions of Parkhurst E. Cory, and Chas. S. Huber, subscribing witnesses to the last Will and Testament of William Hazzard Lyons late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said Parkhurst E. Cory and Chas. S. Huber, to come before you at a certain time and place, and there examine them on oath or affirmation first taken before you, touching the due execution of said Will of the said William Hazzard Lyons, deceased, and return such Depositions, together with this Commission and said Will hereto annexed, close up under seal of said Probate Court, with all convenient speed.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Mansville, Ohio, this 19<sup>th</sup> day of November, 1919.

~~and~~ Eduard H. Porter,  
Judge and Ex-officio Clerk of the Probate Court,

9274  
Deposition  
of  
Witness to  
Will.

In the Matter of  
The Will of  
William Hazzard Lyons,  
Deceased,

Probate Court, Los Angeles, County, California,  
No. 9274  
Probate of Will  
Deposition.

Deposition of Parkhurst E. Cory, subscribing witness to the last Will and Testament of William Hazzard Lyons, deceased, late of the County of Union State of Ohio, in said matter pending in the said Probate Court, taken before me, a Commissioner appointed by said Court, pursuant to the annexed Commission, on the 19<sup>th</sup> day of November 1919, at Mansville, Ohio. Parkhurst E. Cory, of lawful age, being by me first duly sworn, as herein after certified, deposes and says: That he was present at the

9274 execution of the instrument of writing now before him, bearing date the 18<sup>th</sup> day of September 1907, purporting to be the last Will and Testament of William Hazard Lyons, deceased; that he subscribed his name thereto as witness, at the request of said Testator and in his presence; that he saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said William Hazard Lyons at the time of executing the same was of full age and of sound mind and memory, and not under any restraint.

Parkhurst E. Cory.

9274 The State of California, Los Angeles County, ss.

I, F. R. Stacy, duly appointed and Commissioned by the Probate Court of the County of Union, and the State of Ohio, to take the deposition of Parkhurst E. Cory, subscribing witness to the last Will and Testament of William Hazard Lyons, deceased, late of Union County, State of Ohio, which Commission and the said Will are hereto annexed, do hereby certify that in pursuance of said Commission I caused the above named Parkhurst E. Cory, subscribing witness as aforesaid, to appear before me at the time and place above mentioned; that he was by me first duly sworn to testify the truth, the whole truth and nothing but the truth, in relation to the execution of said Will, and that the deposition by him respectively subscribed, as above set forth, was reduced to writing by me and, also, so written in the presence of the witness aforesaid, and was subscribed by the said witness in my presence, and I further certify that I am not counsel, attorney or relative of any of the parties named in said Will, or otherwise interested in the Probate thereof.

In witness whereof I have hereto set my hand, this 26<sup>th</sup> day of November, 1919.

F. R. Stacy, Commissioned.

Notary Public, in and for Los Angeles County, California. My Commission expires October 28<sup>th</sup> 1922.

9274 Commission To Take Deposition of Witness to Will.  
 Probate Court, Union County, Ohio,  
 To Do The Matter of  
 The Will Of  
 William Hazard Lyons,  
 Deceased.  
 No. 9274  
 Probate of Will.  
 Commission.

To G. E. Law, Greeting;

You have been duly appointed by the Probate Court of said County to take the deposition of Chas. S. Huber one of the subscribing witnesses to the last Will and Testament of William Hazard Lyons, late of the County

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9274 of Union in the State of Ohio, deceased, hereto annexed,  
you will therefore cause the said Chas. S. Kubew to come  
before you at a certain time and place, and then and  
there examine him on oath or affirmation first taken  
before you, touching the due execution of said Will of  
the said William Kezzard Lyons, deceased, and return  
such Deposition, together with this Commission and said  
Will thereto annexed, closed up under seal to said  
Probate Court with all convenient speed.

Witness my signature and the Seal of said Court,  
this 4<sup>th</sup> day of December, 1919.

<sup>State</sup> Edward W. Porter,

Judge <sup>and Ex-Officio</sup> Clerk of the Probate Court.

9274

Deposition of Witness to Will,

Probate Court, Union County, Ohio  
no. 9274

Deposition of  
Witness  
to  
Will,  
in the matter of  
The Will of  
William Kezzard Lyons, deceased.

Probate of Will,  
Deposition,

Deposition of Chas. S. Kubew, one of the subscribing  
witnesses to the last Will and Testament of William  
Kezzard Lyons, deceased, late of the County of Union State  
of Ohio, in said matter pending in the said Probate  
Court, taken before me, a Commissioner appointed by  
said Court, pursuant to the annexed Commission, on the  
10<sup>th</sup> day of December, 1919, at the office of G. E. Law, at  
Davenport, Iowa,  
Chas. S. Kubew of Davenport, Iowa of lawful age, being  
by me first duly sworn, as hereinafter certified, deposes  
and says: That he was present at the execution of the  
instrument of writing now before him, bearing date the  
18<sup>th</sup> day of September 1907 purporting to be the last Will  
and Testament of William Kezzard Lyons deceased; that  
he subscribed his name thereto as witness, at the  
request of said Testator and in his presence; that he  
saw said Testator sign said instrument at the  
end thereof, and heard him acknowledge the same  
to be his Will, and that said William Kezzard Lyons  
at the time of executing the same was of full age,  
and of sound mind and memory, and not under  
any restraint.

Chas. S. Kubew.

9274 The State of Iowa. --- County ss.

G. E. Law, being appointed and commissioned by the  
Probate Court of the County of Union, and State of Ohio,  
to take the deposition of Chas. S. Kubew, subscribing  
witness to the last Will and Testament of William  
Kezzard Lyons, deceased, late of Union County, State of

9274

Ohio, which Commission and the said Will are hereto annexed, do hereby certify that in pursuance of said Commission I caused the above named, Chas. S. Kuber, one of the subscribing witnesses as aforesaid, to appear before me at the time and place above mentioned; that he was by me first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of said Will, and that the deposition by him respectively subscribed, as above set forth, was reduced to writing by me, and also, so written in the presence of the witness aforesaid, and was subscribed by the said witness in my presence, and I further certify that I am not counsel, attorney, or relative of any of the parties named in said Will, or otherwise interested in the Probate thereof.

In Witness Whereof, I have hereunto set my hand, this 10<sup>th</sup> day of December, 1919.

*M. E. Law*, Commissioner.

9274

Journal Entry: Orders On Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio.

Orders On Hearing Admission to Probate and Record

In The Matter of The Will of William Hazzard Lyons, Deceased.

Tuesday, December, 16<sup>th</sup> 1919.

Probate and Record

Be it Remembered, That heretofore, to-wit: on the 14<sup>th</sup> day of November A. D. 1919, an instrument of writing, purporting to be the Last Will and Testament of William Hazzard Lyons, late of Blairbourn Township, in this County, deceased, was produced in open court and offered for probate and was there filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow, and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

F. R. Stacy of Los Angeles County, California the Commissioner heretofore appointed to take the deposition of Parkhurst E. Cory, one of the subscribing witnesses to said Will, and M. E. Law, the Commissioner heretofore appointed to take the deposition of Chas. S. Kuber, the other subscribing witness to said Will, duly returned the Commissions issued to them, with said Will Annexed, and also the depositions so taken, duly certified; said subscribing witnesses to said Will, having been duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing by said witnesses respectively subscribed, and filed with said Will. Whereupon

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the Court finds the aforesaid instrument of writing is the Last Will and Testament of said William Hazzard Lyons, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that S. J. Mc Coy, as Administrator &c. pay the costs herein taxed, at \$ -.

Eduard W. Porter, Probate Judge.

9274

Last Will and Testament

of

William Hazzard Lyons, of Marion, Marion County, Ohio,

In the name of the Benevolent Father of all: I, the said William Hazzard Lyons, being of sound mind and memory, considering the uncertainty of continuance in life, and desiring to make such disposition of my worldly estate as I deem best, do make, publish and declare, this to be my last Will and Testament; hereby revoking and annulling any and all former will or wills what soever by me made.

First: I desire all my just debts and funeral expenses to be paid, as soon as possible after my decease.

Second. I give and bequeath to my beloved wife Julia P. Lyons all my real and personal estate in fee simple.

No inventory or appraisement of my estate shall be made.

I nominate and appoint Julia P. Lyons, Arroy C. Low and Parkhurst E. Cory to be executors of this Will to serve without bond.

In witness whereof, I have hereunto set my hand and seal this Eighteenth day of September, in the year nineteen hundred and seven.

William Hazzard Lyons.

Signed, sealed and acknowledged, by William Hazzard Lyons as and for his last Will and Testament, in my presence, and subscribed, and attested by me, as witnesses, in his presence, and at his request.

Parkhurst E. Cory,  
Chas. S. Huber.

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In the matter of the Last Will and Testament of  
Mary C. Bridgs, Deceased.

Dec. 6-1919

But Remembered that heretofore to-wit: On the 6<sup>th</sup> day  
of December, 1919. an instrument of writing purporting to  
be the last Will and Testament of Mary C. Bridgs, deceased,  
was produced in open court and offered for Probate and the  
following proceedings were had therein:

9287

Application for Probate of Will.

Probate Court Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Mary C. Bridgs, Deceased.

Application, to  
Admit to Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Mary C. Bridgs  
late a resident of the township of Washington in said  
County, died on or about the 24<sup>th</sup> day of November,  
A.D. 1919; leaving an instrument in writing, here-  
with produced, purporting to be her last Will and  
Testament.

That the said Mary C. Bridgs died  
leaving no widow, and the following named persons  
her only next of kin, to-wit:

L. W. Hall	son	Richmond, Ohio, R.F.D.
L. S. Hall	son	Mountville Ohio "
Lawrence Price	Grand-son	Marion, Ohio,
Le Roy Price	"	Newark, Ohio.
Lay Price	"	Seattle, Washington
Mrs. Lillie Bailey	Grand-daughter	Richmond, Ohio "
Chas Bailey	Grand-son	Plain City, Ohio "
P. O. Bridgs	son	Mountville, Ohio,
Irrin Bailey	16 Great-grand-child	Delaware, Ohio,
Emerson Bailey	18 " " "	" " "
Pauline Bailey	20 " " daughter	" " "

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the  
same, and that said above named persons  
residents in this State may be notified according to  
law of the pendency of said proceedings.

Pearl O. Bridgs, Petitioner.

9287 The State of Ohio, Union County, ss.

Oath

The above named Pearl O. Bridgs being first duly  
sworn, says that the facts stated and allegations  
in the foregoing application contained, are true as  
he verily believes.

Pearl O. Bridgs.

Sworn to before me and signed in my presence this  
6<sup>th</sup> day of December 1919.

*Edmund H. Porter*, Probate Judge

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Order for  
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9287 Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court Union County, Ohio.

December 6<sup>th</sup> 1919.

Orders for Filing Will and Hearing  
In the Matter of  
The Will of  
Mary C. Bridges, Deceased.

Notice  
This day an instrument of writing purporting to be the last Will and Testament of Mary C. Bridges, late of Washington Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of this application to admit the same to probate and record be given to the next of kin of the testatrix resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this Court on the 15<sup>th</sup> day of December 1919, at 10 O'clock, a.m.

Edward W. Porter, Probate Judge.

9287

Notice

Probate Court, Union County, Ohio.

No. 9287

Notice of Probate.

Notice  
In the Matter of  
The Will of  
Mary C. Bridges, Deceased.  
To Carl O. Bridges, Greeting:

You are hereby commanded to notify G. W. Hall, H. S. Hall, Clarence Price, Lillis Bailey, Irvin Bailey, Emersour Bailey and Le Roy Price, Pauline Bailey and Obit Bailey, next of kin of said Mary C. Bridges, deceased, resident of the State of Ohio, giving at least three days notice:

That on the 6<sup>th</sup> day of December 1919, an instrument of writing, purporting to be the last Will and Testament of Mary C. Bridges late of Washington Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 15<sup>th</sup> day of December 1919, at 10 O'clock a.m.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 6<sup>th</sup> day of December 1919.

Edward W. Porter, Probate Judge

9287

We the undersigned persons within named, do hereby acknowledge service of the within notice, this 8<sup>th</sup> day of December 1919.

Obit Bailey, G. W. Hall, H. S. Hall.

9287

Notice

Probate Court, Union County, Ohio.

No. 9287

Notice of Probate.

In the Matter of  
The Will of  
Mary C. Bridges, Deceased.

To the Sheriff of Union County, Greeting:  
You are hereby commanded to notify G. H. Hall, H. S. Hall,  
Lawrence Price, Lillie Bailey, Irvin Bailey, Emerson Bailey, and  
Le Roy Price, Paulina Bailey and Obit Bailey next of kin  
of said Mary C. Bridges, deceased, resident of the State of  
Ohio, giving at least three days notice:

Notice

That on the 6<sup>th</sup> day of December, 1919, an instrument  
of writing, purporting to be the last Will and Testament  
of Mary C. Bridges, late of Washington Township, in said County,  
deceased, was produced in open Court, and an application  
to admit the same to probate was the same day made in  
said Court. Said application will be for hearing before said  
Court, on the 15<sup>th</sup> day of December, 1919, at 10 O'clock A. M.

Herein fail not, but of this writ and service thereon make due  
return. Witness my signature as Judge of the  
Probate Court, and the seal of said Court, this 6<sup>th</sup> day  
of December, 1919.

Edward H. Porter, Probate Judge.

We, the undersigned persons within named, do hereby  
acknowledge service of the within notice, this 8<sup>th</sup> day of  
December, 1919.

Roy C. Price, Newark, Ohio, R. 8.

9287

Notice

Probate Court, Union County, Ohio.

No. 9287

Notice of Probate.

In the Matter of  
The Will of  
Mary C. Bridges, Deceased.

To Pearl C. Bridges, Greeting:  
You are hereby commanded to notify G. H. Hall, H. S. Hall,  
Lawrence Price, Lillie Bailey, Irvin Bailey, Emerson Bailey and  
Le Roy Price, Paulina Bailey and Obit Bailey next of kin of  
said Mary C. Bridges, deceased, resident of the State of Ohio,  
giving at least three days notice; That on the 6<sup>th</sup> day

Notice

of  
Probate  
of December, 1919, an instrument of writing, purporting to  
be the last Will and Testament of Mary C. Bridges late of  
Washington Township, in said County, deceased, was  
produced in open Court, and an application to admit  
the same to probate was the same day made in  
said Court. Said application will be for hearing  
before said Court, on the 15<sup>th</sup> day of December, 1919, at  
10 O'clock A. M.

Herein fail not, but of this writ and service thereon  
make due return.

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Orders on

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9287 Witness my signature as Judge of the Probate Court, and the seal of said Court, this 6<sup>th</sup> day of December, 1919.

*Eduard H. Porter*, Probate Judge

We, the undersigned persons within named, do hereby acknowledge service of the within notice

Pearl Bidge, Mrs. Lillie Bailey, Clarence L. Price, Irwin Bailey, Emerson Bailey, Pauline Bailey.

9287

Testimony of Witnesses.

Probate Court, Union County, Ohio, No. 9287

Testimony in the matter of the Will of Mary C. Bidge, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court, H. V. Spicer, and J. M. Cushman, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Mary C. Bidge, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 14<sup>th</sup> day of September 1910, purporting to be the Last Will and Testament of Mary C. Bidge, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Mary C. Bidge at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

H. V. Spicer,

J. M. Cushman.

Shown to before me and signed in my presence by said witnesses in open Court this 15<sup>th</sup> day of December, 1919

*Eduard H. Porter*, Probate Judge.

9287  
Orders On Hearing Admission To Probate and Record.

Journal Entry: Orders On Hearing Admission To Probate and Record, Probate Court, Union County, Ohio, Monday, Dec. 15 - 1919.

In the matter of the Will of Mary C. Bidge, Deceased.

That it Reminded, that heretofore, to wit: on the 6<sup>th</sup> day of December A. D. 1919, an instrument of writing, purporting to be the Last Will and Testament of Mary C. Bidge late of Washington Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit

9287

the same to probate and record in this Court has been given to the next of kin, of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came H. V. Spicer and J. M. Cushman the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Mary C. Bridg, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Pearl O. Bridg pay the costs herein taxed at \$ --

Edward H. Porter, Probate Judge.

Last Will and Testament of Mary C. Bridg.

9287

In the Name of the Benevolent Father of all:

Will

I, Mary C. Bridg, being of a sound and disposing mind, do make and publish this my last Will and testament, revoking and annulling any and all former Wills by me made.

Item, First. I desire all my just debts and funeral expenses paid.

Item Second. I devise and bequeath to my beloved son, Pearl O. Bridg, all my personal property.

I nominate and ask appointed, my beloved son, Pearl O. Bridg, Executor of this my last Will and testament, without bond.

In testimony whereof, I have hereunto set my hand this the 19<sup>th</sup> day of September, A. D. 1910.

Mary C. <sup>her</sup> X Bridg.  
Mark

Signed and acknowledged as the last will and testament by Mary C. Bridg in our presence, and signed by us, as witnesses, in her presence and at her request, this 19<sup>th</sup> day of September, A. D. 1910.

H. V. Spicer  
J. M. Cushman.

9293

Filed Dec. 15, 1919.

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Application

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Filed  
Dec. 15, 1919.

In the matter of the Last Will and Testament of  
Lida Graves, Deceased.  
Be it Remembered, that heretofore, to-wit: on the 15<sup>th</sup> day of  
December, 1919, an instrument of writing, purporting to be the  
Last Will and Testament of Lida Graves, Deceased, was  
produced in open court, and offered for probate, and the  
following proceedings were had therein:

9293

Application for Probate of Will  
Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Lida Graves, Deceased,  
Application

Application to  
Admit to Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Lida  
Graves late a resident of the township of Clairborne  
in said county, died on or about the 15<sup>th</sup> day of  
December A. D. 1919, leaving an instrument in  
writing, herewith produced, purporting to be her  
Last Will and Testament. That the said Lida  
Graves died leaving no one her widow  
and the following named persons her only next  
of kin, to-wit:

Charles A. Graves	son	Wheatland, W. Dakota
Lora D. Katcher	daughter	Akron Ohio.
Ora Bacon	"	Richmond, Ohio.

Your petitioner offers said Will for probate, and  
prays that a time may be fixed for the proving  
of the same, and that said above named  
persons residents in this State may be notified  
according to law of the pendency of said proceedings.  
Lora D. Katcher, Petitioner.

9293

The State of Ohio, Union County, ss.

Oath

The above named Lora D. Katcher being first duly  
sworn, says that the facts stated and allegations in  
the foregoing application contained, are true as he  
Verily believes.

Lora D. Katcher.

Sworn to before me and signed in my presence, this  
15<sup>th</sup> day of December, 1919.

Edward W. Porter, Probate Judge

9293  
Waino,

We, the undersigned, next of kin of the within named  
testatrix resident of the State of Ohio, hereby waive  
further notice, and consent to the probate of said Will,  
Dated this 15<sup>th</sup> day of December, A. D. 1919.

Lora D. Katcher,  
Ora B. Bacon.

92 93

Journal Entry: Order for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio,  
December, 15<sup>th</sup> 1919.

Order for  
Filing  
Will  
notice  
and hearing

In the Matter of  
The Will of  
Lida Graves Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Lida Graves late of Clairbourn Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted there being no widow and the next of kin of the testatrix resident of the State of Ohio, having waived service herein, said application will be for hearing before this Court on the 15<sup>th</sup> day of December, 1919, at One O'clock P.M.

*Edw* Edward H. Porter, Probate Judge,  
Testimony of Witnesses.

92 93

Testimony  
of  
Witnesses

In the Matter of  
The Will of  
Lida Graves Deceased.

Probate Court, Union County, Ohio,  
No. 9293  
Testimony of Witnesses.

The State of Ohio, Union County ss.

Personally appeared in open Court, E. F. Stiggers and, Mina Winter who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Lida Graves, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 18<sup>th</sup> day of December 1917, purporting to be the Last Will and Testament of Lida Graves, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof and heard her acknowledge the same to be her Will, and that said Lida Graves at the time of execution thereof was of full age, and of sound mind and memory and not under any restraint.

E. F. Stiggers,  
Mina Winter.

Sworn to before me and signed in my presence, by said witnesses in open Court this 15<sup>th</sup> day of December, 1919.

*Edw* Edward H. Porter, Probate Judge

92 93

Journal Entry: Order on Hearing, Admission to Probate and Record.  
Probate Court, Union County, Ohio.

92 93

Order on  
Hearing  
Admission  
to Probate  
and Record

In the  
Matter of  
The Will of  
Lida Graves  
Deceased.  
This day  
an instrument  
of writing  
purporting  
to be the  
last Will  
and Testament  
of Lida Graves  
deceased  
was produced  
in open Court  
for Probate;  
it is now  
ordered that  
the said Will  
be filed in  
this Court  
and that  
due notice  
thereof and  
of the  
application  
to admit  
the same  
to probate  
and record  
be omitted  
there being  
no widow  
and the  
next of kin  
of the  
testatrix  
resident  
of the  
State of  
Ohio,  
having  
waived  
service  
herein,  
said  
application  
will be  
for hearing  
before  
this Court  
on the  
15<sup>th</sup> day  
of  
December,  
1919,  
at One  
O'clock  
P.M.  
Witnesses  
E. F. Stiggers  
Mina Winter  
Sworn to  
before me  
and signed  
in my  
presence  
by said  
witnesses  
in open  
Court  
this 15<sup>th</sup>  
day of  
December,  
1919.  
Edward H. Porter,  
Probate Judge

92 93

Will.

9293

In the Matter of  
The Will of  
Lida Grass, Deceased.

December 15 - 1919.

Admission  
to Probate  
and Record

Be it Remembered, That heretofore, to-wit: On the 15<sup>th</sup> day of December, A. D. 1919, an instrument of writing, purporting to be the Last Will and Testament of Lida Grass, late of Blairtown Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given by the next of kin of the testatrix resident of the State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came E. F. Stiggers, and Mina Winters, the subscribing witnesses to said Will: who, being duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing, is the Last Will and Testament of said Lida Grass, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Lloyd Hunter, as Executor pay the costs herein taxed at \$--

Edward H. Porter, Probate Judge.  
Will.

9293

I, Lida Grass, of Richmond, Union County, Ohio, being of lawful age and of a sound and disposing mind do make and publish this to be my last will and testament, hereby revoking all former wills by me made.

Item 1<sup>st</sup> I hereby direct that all my just debts, including the expense of my last sickness, my burial expense and the cost of administering upon my estate be paid in full so soon after my decease as my executor to be hereinafter named may have sufficient funds in his hands to do the same.

Item 2<sup>nd</sup> I direct that my executor shall proceed to sell my real estate by an order of the Probate Court so soon after my decease as is

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97-93 conveniently possible and pay out the proceeds as herein provided. Item 3. From the proceeds of my real estate and the other moneys I may have at the time of my decease, I give and bequeath to my daughter Cora D. Shipley the sum of eleven hundred dollars (\$1100.00) to my daughter Ora B. Bacon the sum of fifteen hundred dollars (\$1500.00) to my grand son, Edwin M. Shipley the sum two hundred and sixty dollars (\$260.00) to my grand daughter Helen G. Shipley the sum of two hundred and sixty (\$260.00) to my grandson Harry Grans the sum of two hundred and sixty dollars (\$260.00) and to my grand daughter Grace Grans, the sum of two hundred and sixty (\$260.00) and after the above bequests have been paid and all the obligations enumerated in "Item 1" have been paid I give and bequeath the balance of my money to my son Charles A. Grans, to my daughter Cora D. Shipley, and my daughter Ora B. Bacon to be divided among the three in equal parts. Item 4. I give and bequeath to my daughter Cora D. Shipley to my daughter Ora B. Bacon, and to my grand daughter Oliv M. Shipley all my household goods wearing apparel &c. excepting my gold watch, to be divided among them as nearly equal as possible and in some amicable manner upon which the three can agree. Item 5. I give and bequeath to my grand daughter Helen G. Shipley, my gold watch. Item 6. I name and appoint Lloyd Winter to be the executor of my estate. I hereunto set my hand this Eighteenth day of December A. D. Nineteen hundred and seventeen, (1917).

Will

Lida Grans.

We the undersigned saw the above named, Mrs Lida Grans sign the above and that she declared the same to be her last will and testament, and that we signed the same in her presence and at her request, as witness,

E. F. Stiggers,  
Mina Winter,

9298 In the  
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Application

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9298 Filed Dec. 22- 1919. In the matter of the Last Will and Testament of M. K. Baughw. Deceased. Will Remembered, That heretofore, to-wit: On the 22<sup>nd</sup> day of December, 1919, an instrument of writing purporting to be the last Will and Testament of M. K. Baughw. Deceased, was produced in open Court and offered for Probate and, the following proceedings were had therein:

9298 Application for Probate of Will. Probate Court, Union County, Ohio. Application To Admit to Probate, Deceased.

In the Matter of The Last Will and Testament of M. K. Baughw. Deceased. Application To the Probate Court of said County: your petitioner respectfully represents that M. K. Baughw late a resident of the township of Liberty in said County, died on or about the 18<sup>th</sup> day of December A. D. 1919, leaving an instrument in writing, here-with produced, purporting to be his last Will and Testament. That the said M. K. Baughw died leaving Lydia M. Baughw, his widow who resides at Raymond, Ohio, and the following named persons his only next of kin, to-wit: James A. Baughw — son — 1025 Jackson St., Columbus, Ohio. your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. Kate L. Moffitt, Petitioner.

9298 The State of Ohio, Union County ss. Oath. The above named Kate L. Moffitt being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes. sworn Kate L. Moffitt. Known to before me and signed in my presence, this 22<sup>nd</sup> day of December, 1919. Edward H. Porter, Probate Judge.

9298 Journal Entry: Order for Filing Will, Notice and Hearing. Probate Court, Union County, Ohio. December, 22- 1919. In the Matter of The Will of M. K. Baughw. Deceased. This day an instrument of writing, purporting

9294

to be the last Will and Testament of M. K. Baughn, late of Liberty Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio three days prior thereto, that said application will be for hearing before this Court on the 26-day of December 1919. at One O'clock P.M.

Edward H. Porter, Probate Judge

Notice to Widow and Next of Kin.

Probate Court, Union County, Ohio.

No. 9294

Notice of Probate.

In the Matter of  
The Will of  
M. K. Baughn, Deceased.

Notice

To the Sheriff of Union County, Greeting:  
You are hereby commanded to notify Lydia M. Baughn, widow, and James A. Baughn, next of kin of said M. K. Baughn, deceased, resident of the State of Ohio, giving at least three days notice:

That on the 22-day of December, 1919, an instrument of writing purporting to be the last Will and Testament of M. K. Baughn late of Liberty Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 26-day of December, 1919. at One O'clock P.M. Hereto fail not, but if this writ and service thereon make due return. Witness my signature as Judge of the Probate Court, and the seal of said Court, this 22-day of December, 1919.

Edward H. Porter, Probate Judge

9296  
Notice

I, the undersigned person within named, do hereby acknowledge service of the within notice, this 23-day of December - 1919.

James A. Baughn,  
Lydia M. Baughn

Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9298.

Testimony of Witnesses.

9298  
Testimony  
of  
Witnesses

In the Matter of  
The Will of  
M. K. Baughn, Deceased.  
The State of Ohio, Union County.

Personally appeared in open Court L. T. Kearr and Nate L. Moffitt, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the

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Order On  
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Last Will and Testament of M. H. Baughm, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 24-day of January 1919, purporting to be the last Will and Testament of M. H. Baughm, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said M. H. Baughm, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

O. T. Harr.

Kate L. Moffitt,

known to before me and signed in my presence, by said witnesses in open Court this 26-day of December 1919

~~Edw~~

Edward W. Porter, Probate Judge.

Probate Court, Union County, Ohio.

Friday, Dec. 26-1919

9298

Order On Hearing Admission to Probate and Record.

Journal Entry: Order On Hearing Admission to Probate and Record.

In the matter of The Will of M. H. Baughm, Deceased.

Be it Remembered, That heretofore Court, on the 27-day of December A. D. 1919, an instrument of writing, purporting to be the last Will and Testament of M. H. Baughm, late of Liberty Township, in this County deceased, was produced in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the Testator, resident of the State of Ohio, pursuant to a former order of this Court.

Then upon on this day came O. T. Harr and Kate L. Moffitt the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said M. H. Baughm, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and

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9298 memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Lydia M. Baughn, as Executrix, pay the costs herein taxed at \$ 5.00. Edward M. Porter, Probate Judge.

9298

Last Will and Testament

In the name of the Benevolent Father all:

I, M. L. Baughn, of the Village of Raymond of Libert T.O. County of Union and State of Ohio, do make and Publish this my Last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my Estate, as soon after my decease as may be found convenient.

Will. Second: I give, devise and bequeath to my wife Lydia M. Baughn all my real estate, absolutely, in fee simple, for her sole use to sell or devise, as in her judgment she may deem for her best interests and comforts.

Third: I give and bequeath to my wife Lydia M. Baughn all my indivisible personal property of what so ever kind, to have and to hold for indivisible use, with absolute power to dispose of, and to convert into money for her comfort as she shall see fit.

Fourth: if at my decease I should be in partnership with any persons or person, it is my will and desire, that my said wife shall assume the control of my interests I may then have in any partnership enterprises, with full power to close out, or continue such business, as she may then determine, without the intervention of the probate court, any interest I may then have is to be absolutely hers for her support, it is my desire that my said wife in settling up the partnership business, that my decease may place in her hands, that such partnership may be settled with due courtesy to the interest of my partners, and with as little loss as possible to the business.

Fifth: I give and bequeath to my son James Baughn my honest name and the love and affection of a father, well knowing that his loving mother will do justice by him in all things, for which I ask for her, his kindest regard and attention in her declining years.

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Sixth: To my foster daughter Gladys Baughn, I

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9296 beneath my best wishes for her future happiness, well known my wife's love for her, will insure to the happiness of both.

Seventh: It is my Will, and I so direct, that no appraisal of my individual property be made, and that no public sale be had

Eighth: It is my will and I so advise that my wife look after our children and administer to them, in any financial way that in her judgement she may deem best for the future welfare of all.

I do hereby nominate and appoint my wife Lydia M. Baughn Executrix of this my Last Will and Testament with full power to settle, compromise, adjust, sell or devise any property I die seized of, without the intervention of the probate court.

It is my will and desire that said Executrix shall serve without bond, and that the court of probate dispense with the same according to law.

Having confidence in my friend Kate L. Moffitt as an attorney I appoint him as my executrix' legal advisor.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name, at Raymond, Ohio, this 24 day of January 1919, in the year of our Lord One Thousand Nine Hundred and Nineteen.

M. K. Baughn.

The foregoing instrument was signed at the end thereof, by the said M. K. Baughn, in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at Raymond, Ohio, this 24 day of January A.D. 1919.

B. T. Harris, resides at Raymond, Ohio.

Kate L. Moffitt, resides at York, Ohio.

9298 Application of Widow To Take Under Will

Probate Court, Union County, Ohio.

In the Matter of The Will of

M. K. Baughn Deceased.

To the Honorable Judge of said Court:

The undersigned, Lydia M. Baughn, widow of said

9298 M. H. Baughm, deceased, respectfully makes application to take under the Will of said decedent.  
Dated this 26<sup>th</sup> day of December 1919.

Lydia M. Baughm,

9298

Election of Widow

Probate Court, Union County, Ohio.

No. 9298

Election of Widow.

Election of Widow  
In the matter of  
The Will of  
M. H. Baughm, Deceased.

I, Lydia M. Baughm, widow of M. H. Baughm, late of Liberty Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me, in the last Will and Testament of said M. H. Baughm, deceased; in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Lydia M. Baughm, widow of  
M. H. Baughm, Deceased.

Signed in open Court this 26<sup>th</sup> day of December, 1919.

Edward H. Porter, Probate Judge.

9298 Journal Entry:

Probate Court, Union County, Ohio.

Friday, December, 26- 1919.

Order On Election Of Widow.

Order On Election of Widow  
In the matter of  
The Will of  
M. H. Baughm, Deceased.

This day Lydia M. Baughm, widow of said M. H. Baughm deceased, appeared in open Court, in person, and made application to take under the will of said decedent.

And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will, said Lydia M. Baughm, widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Lydia M. Baughm, as Executrix of said estate, pay the costs herein taxed at \$2.00 within ten days.

Edward H. Porter, Probate Judge

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In The Matter of The Last Will and Testament of  
John W. Robinson Deceased.  
Be it Remembered, That heretofore, on the 5<sup>th</sup> day of January  
1920 an instrument of writing purporting to be the  
Last Will and Testament of John W. Robinson, Deceased,  
was produced in open court and offered for probate,  
and the following proceedings were had therein:

9307

Application for Probate of Will,

Probate Court, Union County, Ohio

Application  
for  
Probate of Will

In The Matter of  
The Last Will and  
Testament of  
John W. Robinson, Deceased.

Application  
To  
Admit To Probate,

To the Probate Court of said County:  
your petitioner respectfully represents that John W. Robinson  
late a resident of the Township of Paris in said County  
died on or about the 1<sup>st</sup> day of January, A.D. 1920, leaving  
an instrument in writing, herewith produced, pur-  
porting to be his last Will and Testament.

That the said John W. Robinson, died leaving no  
widow and the following named persons his only  
next of kin to wit:

Aaron H. Robinson	son.	Marysville, Ohio.
Jessie Burnham	daughter	Milford Cto., Ohio.
Carrie R. Longbrake	daughter	Marysville, Ohio.
James E. Robinson	son.	Columbus, Ohio.
J. Clyde Robinson	son	Alexandria, La.
Glicia Banks	Grand-daughter	Marysville, O.
Josephine Plate	" "	" "
Edwin Plate	agr. 18. " son	" "

your petitioner offers said Will for probate, and  
prays that a time may be fixed for the proving  
of the same, and that said above named persons,  
residents in this State may be notified according to  
law of the pendency of said proceedings.

James E. Robinson, Petitioner

9307

The State of Ohio, Union County ss.

Orde,

The above named James E. Robinson being first  
duly sworn, says that the facts stated, and  
allegations in the foregoing application contained,  
are true as he verily believes.

James E. Robinson,

known to before me and signed in my presence this  
5<sup>th</sup> day of January, 1920.

~~was~~ Edward H. Porter,  
Probate Judge.

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We the undersigned next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 5<sup>th</sup> day of January, A.D. 1920.

A. F. Robinson.

Jennie R. Burnham.

Alvin P. Banks

Carrie R. Longbrake.

Josephine Plate.

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Order for Filing Will and Hearing

Journal Entry: Order for Filing Will, Notice and Hearing Probate Court, Union County, Ohio, January 5<sup>th</sup> 1920.

Order for Commission to Take Deposition of Witness.

In the Matter of the Will of John H. Robinson, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of John H. Robinson, late of Paris Township, in this County deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testator, resident of the State of Ohio, having waived notice herein, said application will be for hearing before this Court on the 17<sup>th</sup> day of January 1920. at O'clock P.M. Edward H. Porter, Probate Judge.

9307

Application for Commission to Take Deposition of Witness to Will Probate Court Union County Ohio, no. 9307

Application for Commission

In the Matter of the Will of John H. Robinson, Deceased.

Application for Commission

To the Probate Court of said County: The undersigned respectfully represents that John H. Robinson late of said County, deceased, died testate on or about the 1<sup>st</sup> day of January 1920; and that his Will was on the 5<sup>th</sup> day of January 1920, produced in open Court for Probate.

That Reziak Robinson witness to said Will resides temporarily out of the jurisdiction of said Court, to wit: at 2706 Roslyn Avenue, Balbrook, Baltimore, Md. care of Harry Smith.

The undersigned therefore makes application for and requests said Court to issue a Commission, with said Will annexed, directed to some suitable person, take the deposition of said witness.

Dated this 5<sup>th</sup> day of January, 1920.

Respectfully, James E. Robinson

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Commission

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The State of Ohio, Union County ss. James E. Robinson, being duly sworn says that the statements in the foregoing Application are true.

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as he verily believes.

James E. Robinson

known to before me and signed in my presence this 5<sup>th</sup> day of January, 1920.

Eduard W. Porter, Probate Judge

9307

Journal Entry: Order for Commission to take Deposition of Witness to Will.

Order for Commission to take Deposition of Witness.

In the Matter of The Will of John W. Robinson, Deceased.

Probate Court, Union County, Ohio, January, 5<sup>th</sup> 1920. Order For Commission

This day James E. Robinson, appeared in open court and made application for a Commission to issue to some suitable person to take the deposition of Reginald H. Robinson, one of the witnesses to the first Codicil to the Will of said John W. Robinson deceased. And it appearing to the Court that said witness resides out of the jurisdiction of this Court, to wit: at 2206 Roslyn Avenue, Walbrook Baltimore Md. care of Harry Smith.

It is therefore ordered that such Commission, with said Will annexed, issue to D. S. Porter, a suitable person, to be duly executed, and together with the deposition of said witness so taken, signed, certified and sealed, be returned to this Court with all convenient speed, and this cause is continued.

Eduard W. Porter, Probate Judge, Probate Court, Union County, Ohio, no. 9307

9307

Commission to Take Deposition of Witness to Will.

Commission

In the Matter of The Will of John W. Robinson, Deceased, To D. S. Porter, Esq. Greeting:

Probate of Will Commission.

You have been duly appointed by the Probate Court of said County, to take the deposition of Reginald H. Robinson residing at the home of Harry E. Smith at 2206 Roslyn Avenue, Walbrook Baltimore Md, a subscribing witness to the last Will and Testament of John W. Robinson late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said Reginald H. Robinson to come before you at a certain time and place, and then and there examine her on oath or affirmation first taken before you, touching the due execution of said Will of the said John W. Robinson deceased, and return such Deposition together with this Commission and said Will thereto annexed closed up under seal to said Probate

9307 Probate Court with all convenient speed.  
Witness my signature and the Seal of said Court. This 5<sup>th</sup>  
day of January 1920.

*[Signature]* Edward W. Porter  
Judge and Ex. Officer Clerk of the Probate Court.

Deposition of Witness To Will.

Probate Court, Union County, Ohio.

9307  
Deposition  
of  
Witness  
To  
Will.

In the Matter of  
The Will of  
John W. Robinson, Deceased.

No. 9307  
Probate of Will  
Deposition.

Deposition of Keziah H. Robinson, now of 2206. Roslyn  
Avenue, Walbrook, Baltimore, Maryland, one of the sub-  
scribing witnesses to first Codicil of the last Will and  
Testament of John W. Robinson, deceased, late of the County of  
Union, State of Ohio, in said matter pending in the said  
Probate Court, taken before me, a Commissioner appointed  
by said Court, pursuant to the annexed Commission,  
on the 14<sup>th</sup> day of January 1920, at room 1303 Lexington  
Building, Baltimore, Maryland.

Keziah H. Robinson, of lawful age, being by me first  
duly sworn, as herein after certified, deposes and says:  
That she was present at the execution of the in-  
strument of writing now before her bearing date the 28<sup>th</sup> day  
of April, 1905, purporting to be the first Codicil of this  
last Will and Testament of John W. Robinson, deceased; that  
she subscribed her name thereto as a witness at the  
request of said Testator and in his presence; that she saw  
said Testator sign said instrument at the end thereof  
and heard him acknowledge the same to be said  
Codicil to his Will, and that said John W. Robinson at  
the time of executing the same was of full age, and of  
sound mind and memory, and not under any  
restraint, Keziah H. Robinson.

9307 The State of Ohio, Union County, ss.

I, D. S. Porter, duly appointed and commissioned by the  
Probate Court of the County of Union, and the State of  
Ohio, to take the deposition of Keziah H. Robinson, one of the  
subscribing witnesses to the first Codicil of the last Will  
and Testament of John W. Robinson, deceased, late of  
Union County, State of Ohio, which Commission, and  
the said Will are hereto annexed, do hereby  
certify that in pursuance of said Commission I  
caused the above named Keziah H. Robinson, one of  
the subscribing witnesses as aforesaid, to appear before  
me at the time and place above mentioned; that  
she was by me first duly sworn to testify the truth,  
the whole truth and nothing but the truth, in

D. S. Porter  
Commissioner

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in relation to the execution of said Will, and that the deposition by her subscribed, as set forth, was reduced to writing by me, and, also, so written in the presence of the witness aforesaid and was subscribed by the said witness in my presence, and I further certify that I saw not counsel, attorney or relation of any of the parties named in said Will, or bodily or otherwise interested in the Probate thereof.

In Witness whereof, I have hereunto set my hand this 14<sup>th</sup> day of January, 1920.

D. B. Porter, Commissioner.

Testimony of Witness

Probate Court, Union County, Ohio,

No. 9307

Testimony of Witnesses

9307

In the matter of  
The Will of  
John W. Robinson, Deceased.

Testimony  
of  
Witness

The State of Ohio, Union County ss.

Personally appeared in open court R. S. Bonnett who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of John W. Robinson, deceased, depose and says: That he was present at the execution of the instrument of writing now before them bearing date the 13<sup>th</sup> day of March, 1901, purporting to be the Last Will and Testament of John W. Robinson, deceased, that they, respectively subscribed their name thereto as witness at the request of said Testator and in his presence; that he saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said John W. Robinson at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint,

R. S. Bonnett

Sworn to before me and signed in my presence by said witness in open court,

Edward W. Porter, Probate Judge

Proof of Signature of Witness to Will

Probate Court, Union County Ohio,

No. 9307

Testimony

9307

Proof of  
signature  
of  
Witness to  
Will.

In the matter of  
The Will of  
John W. Robinson, Deceased.

The State of Ohio, Union County ss.

Personally appeared in open court John M. Brodick and Walter C. Fullington who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will, and first

9307

Codicil of John W. Robinson, deceased, depose and say: that A. B. Robinson whose name appears as one of the subscribing witnesses to the Last Will and Testament of John W. Robinson deceased, hereunto annexed, has since the date of said Will, March 13- 1901, and since the date of said Codicil, April 28<sup>th</sup> 1915, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said A. B. Robinson, purporting to be his, as one of the subscribing witnesses to said Will and said first Codicil is the true and genuine signature of the said deceased witness A. B. Robinson.

John M. Brodick  
W. C. Fullington

Known to before me, and signed in my presence, in open court, this 5<sup>th</sup> day of January, 1920.

Edward H. Porter, Probate Judge.

9307

Testimony of Witnesses to Codicil

Probate Court, Union County, Ohio,

No. 9307

Testimony of Witnesses to Codicil.

Testimony  
of  
Witnesses  
to  
Codicil

In the Matter of  
The Will of  
John W. Robinson, Deceased,

The State of Ohio, Union County, ss.

Personally appeared in open court Pearl M<sup>c</sup> Droy and Clarence A. Hoopes who being first duly sworn to testify the truth, the whole truth, and nothing but the truth in relation to the execution of the Last Will and Testament of John W. Robinson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 9<sup>th</sup> day of June, 1915, purporting to be the second Codicil to the Last Will and Testament of John W. Robinson, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his second Codicil to his Will, and that said John W. Robinson, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Pearl M<sup>c</sup> Droy  
Clarence A. Hoopes

Known to before me and signed in my presence, by said witnesses in open court, this 12<sup>th</sup> day of January, 1920.

Edward H. Porter, Probate Judge

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Testimony of Witnesses to Codicil,  
In the Matter of  
The Will of  
John W. Robinson, Deceased.

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Testimony of Witnesses  
to Codicil.

The State of Ohio, Union County ss.  
Pursuance appeared in open Court Jessie V. Southwick  
and C.A. Hoopes, who bring first duly sworn to testify the  
truth, the whole truth, and nothing but the truth, in  
relation to the execution of the Last Will and Testament  
of John W. Robinson, deceased, depose and say: That they  
were present at the execution of the instrument of writing  
now before them bearing date the 14<sup>th</sup> day of April 1917,  
purporting to be the Third Codicil to the Last Will and  
Testament of John W. Robinson, deceased, that they respect-  
ively subscribed their names thereto as witnesses at  
the request of said Testator and in his presence; that  
they saw said Testator sign said instrument at the  
end thereof, and heard him acknowledge the same  
to be his Third Codicil to his Will, and that said John  
W. Robinson at the time of executing the same was  
of full age, and of sound mind and memory, and  
not under any restraint.

Jessie V. Southwick  
C.A. Hoopes.

Known to before me and signed in my presence, by  
said witnesses in open Court, this 17<sup>th</sup> day of January, 1920.  
Edward H. Porter, Probate Judge.

9307  
Order  
On  
Hearing  
Admission  
to Probate  
and Record.

Journal Entry: Order On Hearing, Admission to Probate and Records  
Commission Returned, Probate Court, Union Co., Ohio,  
In the Matter of  
The Will of  
John W. Robinson, Deceased,  
Saturday, January, 17<sup>th</sup> 1920.

Be it Remembered, that, heretofore, to wit: on the 5<sup>th</sup> day of  
January, A. D. 1920, an instrument of writing, purporting  
to be the Last Will and Testament of John W. Robinson,  
late of Paris Township, in this County, deceased,  
was produced in open Court and offered for probate  
and was then filed, and it now being shown to the  
satisfaction of the Court that due notice of the filing  
of said Will and of the application to admit the same  
to probate and record in this Court, has been omitted  
the next of kin of the testator, resident of the State of  
Ohio, having waived notice herein, pursuant to a  
former order of this Court.

D. S. Porter, the Commissioner heretofore appointed  
to take the deposition of Keziah W. Robinson, one of the  
subscribing witnesses to the first Codicil to said

9307

Will, duly returned the Commission issued to him, which said Will annexed, and also the deposition so taken, duly certified: Thereupon on this day came John M. Brodick and H. C. Fullington who bring duly sworn testimony as to the signature of A. B. Robinson, deceased witness to said Will and first Codicil. Thereupon on this day came Pearl M. Gray and Clarence A. Koopes, witnesses to said second Codicil to said Will, and Jessie V. Southwick and L. A. Koopes, witnesses to the third Codicil to said Will, and R. B. Bonnett the other subscribing witness to said Will, subscribing witnesses to said Will and Codicils, having been duly sworn, testified as to the execution and attestation of said Will and Codicils: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said John M. Robinson, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will and Codicils to said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that James E. Robinson, as Executor pay the costs herein taxed at \$-.-.

Edward H. Porter, Probate Judge.

9307

Will

I John W. Robinson in view of the uncertainty of life and being in the full possession of my mental faculties do make and publish this my last Will and Testament hereby revoking all former Wills made by me.

Item First:

It is my wish and I hereby direct that all my lawful debts including funeral expenses be paid as speedily as practicable.

Item Second:

If I fail or neglect to place a monument on my family burial lot in Oakdale Cemetery of Ypsilom County, Ohio, during my life time I direct that my executor cause a suitable family monument to be erected thereon.

Item Third

I hereby give to my dear wife Sarah Robinson

Will

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the use of all my property real and personal during her natural life for her comfort and support and if this shall prove insufficient for that purpose I give to her so much of my property as may be necessary to fully provide for her comfort and all her wants.

Item Fourth.

In view of the dependent condition of my son J. Heber Robinson and of his faithful service to me and my family and to provide a fund for his support when he shall need it. I hereby give the sum of Ten Hundred Dollars payable after the death of my wife to Albert Burnham, my son in law in trust for the use and benefit and support of my son Heber, this bequest to take effect and not to bear interest until after the death of my wife with whom he is to have a home while she lives.

The said fund to be safely invested by said Trustee to the best advantage in good interest bearing securities and the interest thereof and if necessary such portion of the principle as may be required for his comfort and support shall be paid by said Trustee to said Heber as his necessities may require and in such sums as may be necessary, trusting that said Trustee will exercise a generous and sound discretion as to the best manner of using said fund for the benefit of my son Heber and to carry out my object to protect Heber from the contingency of coming to want.

Will

And I further give to said Burnham in like trust for my son Heber and upon the same terms and conditions and for the same purposes as herein aforesaid named an equal distributive share with my other children in the division of my estate as hereinafter provided in Item Sixth.

And I further direct that if any portion of the funds held in trust as aforesaid by said Burnham shall remain unexpended at the death of my son Heber the same shall be divided among my heirs according to the laws of inheritance of the State of Ohio.

Item Fifth.

I desire and therefore direct that in the final distribution of my estate that Helen Johnson shall share equally with my children, in such distribution the same to be in lieu of any claim by her for compensation of service.

Item Sixth.

After the death of my wife, and after the foregoing provisions of this Will have been provided for I desire and therefore direct that all the

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balance of my estate real and personal be divided into eight equal parts And I give one part thereof to Helen Johnson, as provided for in Item Fifth hereof and upon the condition therein named. One part to Albert Burnham aforesaid in trust for my son Hebe as provided for and subject to the conditions named in Item Fourth of this will this being the item referred to in said Item four as the distribution share given to said Burnham in trust for Hebe.

I give to my son Aaron F. Robinson one part thereof to my daughter Mary E. Platt one part thereof to my son James E. Robinson one part thereof to my daughter Jennie Burnham one part thereof to my daughter Carrie Longbrake one part thereof and to my son Clyde Robinson the remaining part thereof.

Item Seventh,

Will

I hereby appoint my son James E. Robinson the Executor of this my will and I hereby authorize and empower him to sell any or all of my property at Public or Private sale and execute deeds of conveyance of real estate to purchasers the same as I could do if living and to sell upon such terms and upon such credit as may seem to him best.

Item Eighth,

I hereby revoke all former wills by me made.

In testimony whereof I have hereunto set my hand and seal this 13<sup>th</sup> day of March, 1901

John W. Robinson,

Signed by us in the presence and at the request of John W. Robinson and signed by him in our presence this 13<sup>th</sup> day of March, 1901.

Aaron B. Robinson

R. S. Bonnetts,

9307

Codical.

Be it remembered that on this 28<sup>th</sup> day of April 1905 I hereby reaffirm and declare the foregoing to be my last Will and testament except in Clause Five thereof I wish it to be clearly provided and declared that the provision for Helen Johnson, entitling her to an equal share of my estate the same as one of my children shall be allowed only on the condition that she shall not make any claim upon my said Estate for services rendered in my behalf and if such claim is made the provision herein for her shall be null and void.

John W. Robinson,

Signed by us in the presence of and at the request of John W. Robinson and signed by him in our presence this 28<sup>th</sup> day of April 1905.

Reginald W. Robinson  
A. B. Robinson,

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Codicil to the Last Will and Testament  
of John W. Robinson.

I, John W. Robinson, of the Village of Marysville, County of Union, and State of Ohio, do hereby make, publish, and declare this Codicil to my last Will and Testament dated the 13<sup>th</sup> day of March, 1901.

Whereas in item sixth of said will I devised and bequeathed to my son, James E. Robinson, the one eighth of the balance of my estate after certain specific devisees deceased therein mentioned.

Now I hereby revoke said devise to said James E. Robinson and in lieu thereof I devise to him, the said James E. Robinson, the sum of one dollar, and I devise and bequeath to Lula D. Robinson, the wife of the said James E. Robinson, the share I heretofore in said Will had devised to said James E. Robinson.

Item Second: Whereas, by said Will I devised and bequeathed to my daughter Carrie Longbrake, the one eighth part of the balance of my estate after certain specific devisees in said will contained, now therefore I make said devise conditional upon the said Carrie Longbrake making no claim against my estate for services rendered, unless said claim be based upon a promissory note signed and executed by me in my lifetime, and should she make a claim for services other than a claim based upon a promissory note, should I see fit hereafter to execute such a note, then and in that event the bequest in said Will made to her is revoked, and the share heretofore in said Will bequeathed to her shall go in equal proportion to Albert Burnham in trust for Heber Robinson, to Aaron F. Robinson, to Mary E. Platte, to Lula D. Robinson to Jennie Burnham, to Clyde Robinson and to Helen Johnson.

And I hereby republish and redeclare said will and a Codicil thereto executed on the 28<sup>th</sup> day of April, 1905.

In testimony whereof I have hereto subscribed my name this 9<sup>th</sup> day of June, 1915.  
John W. Robinson

Signed by us as and for the last will and testament of John W. Robinson in his presence and at his request and in the presence of each other as witnesses to said last will and testament, this 9<sup>th</sup> day of June, 1915.  
Pearl McIlroy,  
Clarence H. Hoopes

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Codicil  
to the  
Last Will  
and  
Testament  
Third  
Codicil

Codicil to the Last Will and Testament of John W. Robinson, Dec'd.  
I, John W. Robinson, of the Village of Marysville, County of Union  
State of Ohio, do hereby make, publish, and declare this third  
Codicil to my Last Will and Testament dated on the 13<sup>th</sup> day  
of March, 1901.

Item First: Since the execution of my said will my son,  
J. Heber Robinson has deceased without issue. I therefore  
revoke item fourth of said will in toto and so much  
of item sixth thereof as pertains to the bequest to Albert Burnham  
in trust for J. Heber Robinson.

Item Second: I hereby revoke item fifth of said Will and  
so much of item sixth thereof as pertains to the bequest to  
Helen Johnson, now Helen Johnson Shormaker and the  
codicil to said will executed on the 28<sup>th</sup> day of April, 1905.

I give and bequeath to Albert Burnham, the one-eighth  
of my estate, after the payment of my just debts, funeral  
expenses and expenses of administration, in trust, however,  
to hold and control and to invest and reinvest the same  
in first mortgage securities, or other safe securities, and to  
pay the income therefrom to my niece, Helen Johnson Shor-  
maker, Annually during her natural life, and upon her  
death to pay the principal thereof to the issue of her  
body, if there be any such living at said time, and if  
there be no issue of her body living at her decease, then  
to my lawful heirs.

Provided, however, if my niece, Helen Johnson Shormaker,  
should prefer that said one-eighth of my estate be  
invested, by my said Trustee, in real estate for a  
home of her, then I direct my said Trustee to so  
invest the one-eighth of my estate in real estate  
for a home for said Helen Johnson Shormaker, for her  
life with remainder to the heirs of her body, living  
at her decease, and should there be no heirs of her  
body living at her decease, then the remainder to  
my heirs.

And I further modify said item  
sixth of said Will so that the remaining seven-  
eighths of my estate be divided into six equal parts  
instead of seven.

And I hereby republish and redeclare said  
Will and Codicil thereof of the date of June, 19<sup>th</sup> 1915.

In Testimony whereof, I have hereunto subscribed  
my name this 14<sup>th</sup> day of April 1917.

John W. Robinson

Signed by us as and for the Last Will and Testament of John  
W. Robinson, in his presence, and at his request, and in  
the presence of each other, as witnesses to said Last Will and  
Testament, this 14<sup>th</sup> day of April, 1917.

Josiah V. Southwick. L. W. Cooper

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Jan. 16<sup>th</sup>  
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Application  
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In the matter of The Last Will and Testament of  
Michael Cody, Deceased.  
Be it Remembered, That heretofore to wit, on the 16<sup>th</sup> day of  
January 1920, an instrument of writing purporting to be  
the last will and testament of Michael Cody, Deceased,  
was produced in writing and offered for probate, and  
the following proceedings were had therein:

9317

Application for Probate of Will.  
Probate Court, Union County, Ohio.  
In the matter of  
The Last Will and Testament  
of Michael Cody, Deceased.

Application

To the Probate Court of said County:  
Your petitioner respectfully represents that Michael  
Cody late a resident of the township of Paris in said  
County, died on or about the 10<sup>th</sup> day of January, 1920,  
leaving an instrument in writing, herewith pro-  
duced, purporting to be his last Will and Testament.

That the said Michael Cody died leaving no widow  
and the following named persons his only next of  
kin, to wit:

Edmond C. Cody	57	son	Marysville, Ohio,
Margaret H. Cody	54	daughter	" "
Michael T. Cody	52	son	" "
William R. Cody	50	son	Hutchinson Ohio,
James F. Cody	48	son	Ostrander, Ohio,
Richard J. Cody	45	son	Marysville, Ohio
Mary E. Laird	43	daughter	" "
Caroline G. Mackin	40	"	" "
Anastasia Grigsky	39	"	" "
Ermit J. Cody	34	son	Terre Haute, Ind.
Bernard R. Cody	31	son	Delaware, Ohio,
Anastasia Lu (ms)	30	grand-daughter	Plain City, Ohio

Your petitioner offers said Will for probate and prays  
that a time may be fixed for the proving of the same  
and that said above named persons residents in  
this State may be notified according to law of the  
pendency of said proceedings.

Margaret H. Cody, Petitioner

9317

The State of Ohio, Union County ss.  
The above named Margaret H. Cody, being first  
duly sworn, says that the facts stated and  
allegations in the foregoing application contained, are  
true as she verily believes.

Margaret H. Cody.

9317

The State of Ohio Union County ss.

The above named Margaret K. body being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Margaret K. body.

Sworn to before me and signed in my presence this 15<sup>th</sup> day of January 1920.

Edward H. Porter, Probate Judge.

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We the undersigned next of kin of the within named testator resident of the State of Ohio, hereby raise further notice, and consent to the probate of said Will.

- Edmond L. body
- Margaret K. body
- Michael T. body
- William R. body
- J. F. body
- Richard J. body

- Mary E. Laird
- Catherine G. Mackay
- Arctasia Gigsby
- Emmet J. body
- Bernard K. body
- Anastasio Lee

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Orders

Journal Entry: Orders for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio.

In the matter of the Will of Michael body, Deceased.

January 16<sup>th</sup> 1920.

Notice and Hearing.

This day an instrument of writing, purporting to be the last Will and Testament of Michael body, late of Paris Township in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be dispensed with on the ground that all parties in interest have raised notice, and it is ordered that said application be heard forthwith, on this 16<sup>th</sup> day of January 1920, at One O'clock P.M.

Edward H. Porter, Probate Judge.

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Testimony of Witnesses.

Probate Court, Union County, Ohio.

Testimony of Witnesses

In the matter of the Will of Michael body, Deceased.

No. 9317 Probate of Will Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open court, H. F. Bodrick who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and

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Orders On Hearing Admission Probate and Recd

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Testament of Michael CODY, deceased, deposes and says: That I was present at the execution of the instrument of writing now before me, bearing date the 8<sup>th</sup> day of January, 1920, purporting to be the Last Will and Testament of Michael CODY, deceased, that I subscribed my name thereto as a witness at the request of said Testator and in his presence; that I saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Michael CODY, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

H. F. Brodick,

Sworn to before me, and signed in my presence by said witness in open court, this 16<sup>th</sup> day of January, 1920.

Eduard W. Porter, Probate Judge.

9317

The State of Ohio, Union County, ss.

Personally appeared in open court Mrs J. L. Miller who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Michael CODY, deceased, deposes and says: That I was present at the execution of the instrument of writing now before me, bearing date the 8<sup>th</sup> day of January, 1920, purporting to be the Last Will and Testament of Michael CODY, deceased, that I subscribed my name thereto as a witness at the request of said Testator and in his presence; that I saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Michael CODY, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Mrs J. L. Miller.

Sworn to before me, and signed in my presence by said witness in open court, this 16<sup>th</sup> day of January 1920.

Eduard W. Porter, Probate Judge

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Orders On  
Hearing  
Admission  
to Probate

Journal Entry: Orders On Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio, Friday, January, 16<sup>th</sup> 1920. In The Matter of The Will of Michael CODY, Deceased.

9317

Be it Remembered that here tofore to wit: On the 16<sup>th</sup> day of January A. D. 1920. an instrument of writing purporting to be the Last Will and Testament of Michael Cody, late of Paris Township, in this County, deceased, was produced in open Court and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came W. F. Brodick, and Mrs. J. L. Miller the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Michael Cody, deceased: that the same was duly executed and attested: and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Margaret C. Cody, Executrix, pay the costs herein taxed at \$--

Edward W. Porter, Probate Judge.

Will

9317

I, Michael Cody, of the Village of Marysville, County of Union and State of Ohio, do make and publish this my last will and testament; hereby revoking all former wills by me made.

Will

Item 1. After the payment of all my just debts and funeral expenses, I give, devise and bequeath all of my property real and personal, as follows:

Item 2. I give and bequeath all my household and kitchen furniture to my daughters, Catharine Mackay, and Anastasia Grigoby in equal parts share and share alike.

Item 3. I give and bequeath to my daughter Mary Caird the sum of two hundred dollars.

Item 4. I give, devise and bequeath all the rest and residuum of my property of whatsoever kind and where so ever situate to my three daughters Catharine Mackay, Margaret Cody and Anastasia

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will

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Filed

Jan. 29-

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Application

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Giggshy. To have and to hold the same to them, and to their heirs and assigns forever, in equal parts, share and share alike.

Item 4. I do hereby nominate and appoint my said daughter Maryann Body as executrix of this my last will and Testament, and I hereby request that she be not required to give bond as such executrix.

In witness whereof I have hereunto set my hand this eighth day of January, A. D. 1920.

Michael Body.

Signed, published and declared by said Michael Body as his last will and testament in our presence and signed by us in his presence. This 8<sup>th</sup> day of January, A. D. 1920.

Mrs J. L. Miller.  
W. F. Brodrick.

9323

Filed

Jan. 29-  
1920.

In the matter of the Last Will and Testament of William Backett, Deceased.

Be it Remembered, That heretofore to-wit: on the 29<sup>th</sup> day of January 1920, an instrument of writing purporting to be the last will and testament of William Backett, deceased, was produced in open court and offered for probate, and the following proceedings were had therein:

9323

Application for Probate of Will.

Probate Court, Union County, Ohio.

Application

In the matter of The Last Will and Testament of

William Backett, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that William Backett, late a resident of the township of Union in said County, died on or about the 17<sup>th</sup> day of January, A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said William Backett died leaving Maryann Backett his widow who resides at Irwin, O. and the following named persons his only next of Kin, to-wit:

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9323	John Hackett	son	43	Irwin, Ohio.
	Wm. Hackett	son	38	Woodstock, Ohio.
	Edward Hackett	son	28	London Ohio
	Paul Hackett	son.	23	Irwin Ohio.
	Mary Dieter	daughter	36	Columbus Ohio.
	Anna Hackett	" "	34	Irwin Ohio.
	Josephine Hackett	" "	32	Irwin Ohio.
	Gertrude Hackett	" "	25	Irwin, Ohio.
	Elizabeth Mc Cullough	" "	30	Irwin. Ohio.

application

Your petition offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said aborn named persons residents in this State may be notified according to law of the pendency of said proceedings.

Edward F. Hackett. Petitioner

Application  
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9323 The State of Ohio, Union County.

The above named Edward F. Hackett, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.

Edward F. Hackett.

Sworn to before me and signed in my presence, this 29 day of Jan'y, 1920. <sup>seal</sup> Edward N. Porter, Probate Judge.

9323 Mrs. the undersigned widow, and next of kin of the main within named testator resident of the State of Ohio, hereby train further notice, and consent to the probate of said Will.

January, A.D. 1920.

Mrs Margaret Hackett	Mrs Mary Dieter
Paul J. Hackett,	Anna Hackett,
Mrs Bob Mc Cullough,	Gertrude Hackett,
Edward F. Hackett,	Jos. T. Hackett,
W. J. Hackett,	Josephine Hackett

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9323 Journal Entry: Orders for Filing Will, Notice and Hearing  
Probate Court, Union County, Ohio,  
January 29<sup>th</sup> 1920.  
In the matter of  
The Will of  
William Hackett, Deceased.

Orders for  
Filing Will  
notice, and  
Hearing.

9323 Jour  
Order for  
Commission  
To Take Depo  
Deposition  
of Witness  
To Hill

This day an instrument of writing, purporting to be the last will and Testament of William Hackett, late of Union Township, in this County.

9323 deceased, was produced in open court for probate; it is now ordered that the said Will be filed in this court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator resident of the State of Ohio, having waived notice herein, said application will be for hearing before this court on the 29<sup>th</sup> day of January 1920. at One O'clock, P. M.

Edward W. Porter, Probate Judge.

9323 Application for Commission to take Deposition of Witness to Will.

Application for Commission to Take Deposition of Witness to Will

In the Matter of the Will of William Hackett, Deceased

Probate Court, Union County, Ohio.

No. 9323

Application for Commission.

To the Probate Court of said County:

The undersigned respectfully represents that William Hackett, late of said County, deceased, died testate on or about the 17<sup>th</sup> day of January 1920, and that his Will was on the 29<sup>th</sup> day of January 1920, produced in open court for Probate.

That M. S. Murray, one of the witnesses to said Will resides out of the jurisdiction of said Court, to-wit: at London, Ohio.

The undersigned therefore makes application for and requests said Court to issue a Commission, with said Will annexed, directed to some suitable person, to take the deposition of said witness.

Dated this 29<sup>th</sup> day of January, 29<sup>th</sup> 1920.

Respectfully,

Edward F. Hackett.

9323 The State of Ohio, Union County, ss.

Each. Edward F. Hackett, being duly sworn says that the statements in the foregoing Application are true as he truly believes.

Edward F. Hackett.

Known to before me and signed in my presence, this 29<sup>th</sup> day of January, 1920.

Edward W. Porter, Probate Judge

9323 Journal Entry: Order for Commission to Take Deposition of Witness to Will

Order for Commission To Take Deposition of Witness to Will

In the Matter of the Will of William Hackett, Deceased

Probate Court, Union County, Ohio.

January, 29 - 1920.

Order for Commission

This day, Edward F. Hackett, appeared in open Court

9373 and made application for a Commission to issue to some suitable person to take the deposition of M. S. Hackett, one of the witnesses to the Will of said William Hackett, deceased,

And it appearing to the Court that said witness resides out of the jurisdiction of this Court, to-wit: at London, Ohio.

It is therefore ordered that such Commission, with said Will annexed, issue to Frank Murray, a suitable person, to be duly executed, and together with the deposition of said witness so taken, signed, certified and sealed, be returned to this Court with all convenient speed, and this cause is continued.

Edward H. Porter, Probate Judge.

9373 Commission To Take Deposition of Witness to Will.

Probate Court, Union County, Ohio.

No. 9373

Probate of Will  
Commission.

Commission in the matter of  
To The Will of  
Take William Hackett, deceased,  
Deposition To Frank Murray, Executor.

You have been duly appointed by the Probate Court of said County to take the deposition of M. S. Murray, one of the subscribing witnesses to the last Will and Testament of William Hackett late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said M. S. Murray, to come before you at a certain time and place, and there and there examine him or oath or affirmation first taken before you, touching the due execution of said Will of the said William Hackett, deceased, and return such Deposition, together with this Commission and said Will thereto annexed, closed up under seal to said Probate Court with all convenient speed.

Witness my signature and the seal of said Court, this 29<sup>th</sup> day of January 1928.

Edward H. Porter,

Judge and Ex-officio Clerk of the Probate Court.

9373 Deposition of Witness To Will.

Probate Court, Union County, Ohio.

No 9373

Probate of Will  
Deposition.

Deposition in the matter of  
of The Will of  
Witness William Hackett, deceased.

To Deposition of M. S. Murray, one of the subscribing witnesses to the last Will and Testament of William Hackett, deceased, late of the County of Union, State of Ohio, in said matter pending in the said Probate Court, taken before me, a Commissioner appointed

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by said Court, pursuant to the annexed Commission, on the 29 day of January, 1920, at London, Ohio.

M. S. Murray of lawful age, being by me first duly sworn, as hereinafter certified, deposes and says:

That he was present at the execution of the instrument of writing now before him, bearing date the 13 day of December, 1919, purporting to be the last Will and Testament of William Hackett, deceased; that he subscribed his name thereto as witness at the request of said Testator and in his presence; that he saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will and that said William Hackett, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

M. S. Murray.

9323

The State of Ohio, Madison County.

I, Frank Murray, duly appointed and commissioned by the Probate Court of the County of Union, and the State of Ohio, to take the deposition of M. S. Murray, subscribing witness to the last Will and Testament of William Hackett, deceased, late of Union County, State of Ohio, which Commission and the said Will are hereto annexed, do hereby certify that in pursuance of said Commission I caused the above named M. S. Murray, subscribing witness as aforesaid, to appear before me at the time and place above mentioned; that he was by me first duly sworn to testify the truth, the whole truth and nothing but the truth, in relation to the execution of said Will, and that the deposition by him respectively subscribed, as above set forth, was reduced to writing by myself, and also so written in the presence of the witness aforesaid respectively, and was subscribed by the said witness in my presence, and I further certify that I am not counsel, attorney or relative of any of the parties named in said Will, or otherwise interested in the Probate thereof.

In Witness Whereof, I have hereunto set my hand, this 29 day of January, 1920.

Frank Murray, Commissioner

9323  
Testimony  
of  
Witnesses

Testimony of Witnesses

In the Matter of  
The Will of  
William Hackett, Deceased.

Probate Court, Union County, Ohio.

No. 9323

Testimony of Witnesses

9323

The State of Ohio, Union County ss.  
 Personally appeared in open Court E. M. McCullough who bring first duly sworn to testify the truth, the whole truth and nothing but the truth, in relation to the execution of the Last Will and Testament of William Brackett, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 13<sup>th</sup> day of December, 1919, purporting to be the Last Will and Testament of William Brackett, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said William Brackett, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

E. M. McCullough.

Sworn to before me and signed in my presence by said witnesses in open Court, this 29<sup>th</sup> day of January, 1920,  
 Edward H. Porter, Probate Judge.

9323  
Order On

Journal Entry: Order On Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio, Thursday, January, 29<sup>th</sup>, 1920.  
 In the Matter of The Will of William Brackett, Deceased.

Hearing admission To Probate and Record.

Be it Remembered, That heretofore, to-wit: on the 29<sup>th</sup> day of Jan. A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of William Brackett, late of Union Township in this County, deceased, was produced, in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived notice herein, pursuant to a former order of this Court.

Frank Murray the Commissioner heretofore appointed to take the deposition of M. S. Murray, one of the subscribing witnesses to said Will, duly returned the Commission issued to him, with said Will annexed, and also the deposition so taken, duly certified. Thereupon on this day came E. M. McCullough the other subscribing witness to said Will, said subscribing witnesses to said Will, having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and

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filed with said Will. Whereupon the Court finds the aforesaid instrument of writing to be the last Will and Testament of said William Backett, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Edward F. Backett, as Executor pay the costs herein, taxed at \$-

Edward W. Potter, Probate Judge  
Will.

9323

I William Backett, of Union Township, Union County, Ohio, do make, publish, and declare this to be my last will and testament.

Item 1. I give devise and bequeath to my wife Margaret Backett all my household goods, and kitchen furniture, and also the three Liberty Bonds which I own amounting in all to Five Hundred Dollars. (\$500.00) face value, to be hers absolutely.

Item 2. I direct that my executor here after named shall have full power and authority to settle the partnership matters between myself and my son John, and that the same may be settled and adjusted between them without any separate Appraisal or inventory of the partnership assets but in any manner that may be satisfactory to them, either by sale or otherwise, giving my Executor hereinafter named full power and authority to make such adjustment and settlement of the partnership affairs as fully and completely as I could myself do if living.

Item 3. It is my will and I so direct that my Executor hereinafter named shall take full possession and control of all of my farm and manage; lease and rent the same in such manner and upon such terms as in his judgment may seem but until such time as he may sell the same, and out of all the income derived therefrom, he shall pay the taxes, necessary repairs, and provide for my a sufficient sum of money or goods for her maintenance until the said farm shall be sold, and if any surplus of said income still remains, he may apply the same upon my indebtedness.

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Item 4: It is my will and I hereby direct that my Executor herein after named, as soon after my decease as he may deem expedient, but in any event within five years thereafter, to sell my real estate at public or private sale, and upon such terms as he may deem best and to execute and deliver proper deed or deeds to the purchaser or purchasers without any order of the Court. I also direct him to convert all of my personal estate, except what has been hereinbefore specifically devised, into money and out of the proceeds of the sale of my said personal and real estate I direct him to pay all my just debts and, in the event that my said Executor may deem the same expedient I hereby authorize him to extend the time of payment of any part or all my indebtedness, by renewing or giving a new mortgage on my said lands or in such other manner as he may deem expedient to bind my estate for the payment of my said indebtedness until such time as he may sell my said real estate.

Item 5: After the sale of my said lands and the payment of all my indebtedness, I direct that all the residue of my estate of every kind and description then in the hands of my said Executor, shall constitute a fund to be held by my son Edward F. Backett in trust for the following purposes, to-wit:-

To invest and keep the same invested in good securities or bonds of the United States Government or such other securities as may be authorized by law, and to keep the same reinvested during the life time of my wife Margaret Backett, and during her life time to pay to her semi-annually, or at such other times as may be convenient the entire net income derived from said fund, and in the event that the income derived from said fund shall not be sufficient to maintain my said wife in comfort, then I desire that the said Trustee or his successor in office, shall from the principal of said fund, give to her such additional sum annually as he may deem necessary to maintain her comfortably; and at her death I direct that he shall pay to my daughter Josephine Backett out of said trust fund the sum of Sixteen Hundred Dollars (\$1600.00). I further direct that if my wife Margaret Backett shall, at any time prior to her death, consent in writing, the said Trustee may pay to my said daughter Josephine the said Sixteen Hundred Dollars (\$1600.00) out of said trust fund prior to the death of my wife, and at the death of my wife, I give, devise and bequeath to all of my children all the residue of the said trust fund, that being all the

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residues of my estate of every kind and description, to all my children share and share alike and if any of my said children shall die before the time of distribution leaving issue surviving, then such issue shall take the share that such parent would have taken, if living.

Item 6: The provisions made in this will for my wife are intended to be in lieu of her year's allowance, distribution share, dower and every other interest that she might or could have in my estate, under the law.

Item 7: I nominate and appoint my son Edward F. Backett, to be Executor of this will and I request that no bond be required of him as such Executor, but after the sale of my personal and real estate and the payment of my debts in the manner aforesaid when he shall have the trust fund provided for in this Will in his possession as trustee, I desire that he may be required to give the usual bond as such Trustee, unless all my children then living shall in writing consent that the same be dispensed with.

In Testimony whereof I have hereunto subscribed my name this 13<sup>th</sup> day of December, 1919.

William Backett

Signed, and acknowledged by the said William Backett as and for his last will and testament in our presence, and signed by us as witnesses in his presence the day and year last above written.

E. M. McCullough,

M. S. Murray.

75-68  
Filed  
Sept. 7-1912

In the matter of The Last Will and Testament of  
Corinthia A. Sedley, Deceased.  
Application for Probate of Will  
Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Corinthia A. Sedley, Deceased.  
Application to  
Admit to Probate,

To the Probate Court of said County:

Your petitioner respectfully represent that Corinthia A. Sedley  
late a resident of the township of Clairbourne, in said  
County, died on or about the 24<sup>th</sup> day of October A. D., 1911,  
leaving an instrument in writing herewith produced,  
purporting to be her last Will and Testament.

Application

That the said Corinthia A. Sedley died leaving J. F.  
Sedley her widower who resides at Richmond, O. and  
the following named persons her only next of kin, to wit:  
A. E. Sedley — son — Richmond, Ohio,  
E. L. Sedley — son — Akron, Ohio.

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the same,  
and that said above named persons residents in  
this State may be notified according to law of the  
pendency of said proceedings.

J. F. Sedley, Petitioner.

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The State of Ohio, Union County ss.

The above named J. F. Sedley being first duly  
sworn, says that the facts stated and allegations  
in the foregoing application contained, are true as he  
verily believes.

J. F. Sedley,

Known to before me and signed in my presence,  
this 7<sup>th</sup> day of Sept. 1912.

Dudley E. Thornton, Probate Judge

75-68  
Wainor

We, the undersigned, next of kin, of the within named  
testator, residents of the State of Ohio, hereby waive further  
notice, and consent to the probate of said Will

Elmer L. Sedley. Oliver E. Sedley.

75-68  
Orders for  
Filing  
Will  
Notice and  
Hearing

Journal Entry: Orders for Filing Will, Notice and Hearing,  
Probate Court, Union County, Ohio,  
Sept - 7<sup>th</sup> 1912.

In the matter of  
The Will of  
Corinthia A. Sedley, Deceased.

This day an instrument of writing, purporting  
to be the last Will and Testament of Corinthia

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A. Sedley, late of Delaibourne Township, in this County, deceased, was produced in open Court for Probate; It is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given in and next of kin of the testatrix, resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this Court on the 21- day of Sept. 1912. at 9. o'clock A. M.

Dudley E. Thornton, Probate Judge

A. Sedley said A. D. 1911, deceased,

J. F. O. and in, tomb Ohio, Ohio, and pray in same to in of the

( Richmond Post office Department, C. H. Buffman, P. M. Judge Richmond, Union Co., 9-10-1912. Judge Thornton, Marysville, O.

Dear Judge: In the case of Mrs Frank Sedley's will, please let it stand as it is for a while, Oliver Sedley, The Adm., is not right mentally to do any thing with it at present. We are going to take him away tomorrow to see if something cannot be done for him.

Respy, C. H. Buffman)

75-68

Testimony of Witness

Probate Court, Union County, Ohio.

Testimony in the matter of the Will of witness Corintha A. Sedley, deceased.

No. 7568 Testimony of Witness.

The State of Ohio, Union County ss.

Personally appeared in open Court J. W. Crawford who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Corintha A. Sedley, deceased, depose and say: That he was present at the execution of the instrument of writing now before him bearing date the 13- day of October 1909, purporting to be the Last Will and Testament of Corintha A. Sedley deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof and heard her acknowledge the same to be her Will, and that said Corintha A. Sedley, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

J. W. Crawford.

75-68.

duly gations as he presence, Probate Judge named to further E. Sedley ring. nty, Ohio, reporting rtha

75-68 Sworn to before me, and signed in my presence, by said witnesses in open court this 7<sup>th</sup> day of January, 1920.  
Edward W. Potter, Probate Judge

75-68 Proof of Signature of Witnesses to Will.  
Probate Court, Union County, Ohio,  
No. 75-68

Proof of Signature of Witnesses

In the matter of  
The Will of  
Corinthia A. Sedley, Deceased.

Testimony.

The State of Ohio, Union County ss.

Personally appeared in open court J.W. Crawford, and O.E. Sedley, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Corinthia A. Sedley, deceased, depose and say: that J.F. Sedley whose name appears as one of the subscribing witnesses to the Last Will and Testament of Corinthia A. Sedley, deceased, herewith annexed, has, since the date of said Will Oct. 13<sup>th</sup> 1909, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said J.F. Sedley, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

J.W. Crawford — O.E. Sedley,

Sworn to before me and signed in my presence, in open court, this 7<sup>th</sup> day of January, 1920.  
Edward W. Potter, Probate Judge

75-68. Journal Entry: Orders On Hearing Admission To Probate <sup>and</sup> Record.  
Probate Court, Union County, Ohio,  
Wednesday, Jan. 7<sup>th</sup> 1920.

Orders On Hearing Admission To Probate and Record.

In the matter of  
The Will of  
Corinthia A. Sedley, Deceased.

Be it Remembered, that, heretofore, to-wit: On the 7<sup>th</sup> day of September A. D. 1912, an instrument of writing, purporting to be the Last Will and Testament of Corinthia A. Sedley, late of Chalmers Township, in this County, deceased, was produced in open court and offered for probate and was there filed. And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit the same to probate and record in this court, has been omitted the next of kin of the testator, resident of the State of Ohio, having waived notice herein, pursuant to a former order of this court.

And it further appearing to the court that

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J. F. Ledley one of the subscribing witnesses to said Will is dead.

Whereupon J. W. Crawford and O. E. Ledley appeared in open court and were duly sworn and examined according to law touching the genuineness of the signature of said J. F. Ledley attached to said Will. Whereupon on this day came J. W. Crawford the other subscribing witness to said Will, who having been duly sworn testified as to the execution and attestation of said Will which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the court finds the aforesaid instrument of writing is the last Will and Testament of said Corintha A. Ledley, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that David E. Ogaw as Administrator pay the costs herein taxed at \$5.00.  
Edward H. Porter, Probate Judge,  
Will

7568

In the name of The Benerolent Father of all, I, Corintha A. Ledley of the Village of Richmond, County of Union and State of Ohio, of full lawful age of sound mind and memory, of distributing intention and not under any restraint, do hereby make and publish this my last will and testament.

It is my desire that all my just debts and funeral expenses be paid as soon after my decease as may be found convenient.

It is my will that my beloved husband J. F. Ledley shall, so long as he shall live and remain unmarried, have the full use, controll, rents, and income of my homestead Lot No. 380 in Bratty's Addition to Richmond O. that in case he shall deem best, he may sell the same and convey the same in fee simple, provided that the full amount to be realized therefrom shall be at once re-invested, in profitable real estate, the same to be subject to the provisions of this document.

75-68.

In case my said husband J. F. Sedley shall remarry, or in case of his decease. It is my will that said homestead or resulting real estate shall become the property of my two sons Oliver E. Sedley and Elmer L. Sedley, share and share alike, and if necessary to make division thereof my executor is hereby empowered to sell the same at public or private sale as his best judgment shall dictate and to convey the same in fee simple.

It is my desire that the heirs of my sister Rosina Knacht, deceased, shall be paid in full out of the proceeds of the sale of the farm in Champaign Township, Union County, Ohio, jointly held by Isiah Tyler and J. F. Sedley, which same is now under contract of sale, such moneys as I have held in trust for them and for the benefit of my mother Lovina Tyler.

*Will.* I do hereby nominate and appoint my son, Oliver E. Sedley as executor of this my last will and testament to act without bond and only such fees or compensation as shall cover actual costs as directed by the Probate or other court and I do hereby revoke any and all former wills by me made.

In testimony whereof, I have hereunto set my hand this 13<sup>th</sup> day of October, 1909.

Corinthia A. Sedley

The foregoing was signed at the end thereof by the said Corinthia A. Sedley in our presence and we heard her acknowledge the same as her last will and testament. And at her request and in her presence we hereunto respectively subscribe our names as attesting witnesses, this 13<sup>th</sup> day of October 1909.

J. F. Sedley — J. W. Crawford.

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In the matter of the Last Will and Testament of  
Robert John Wilson, Deceased.

Jan. 30-  
1920.

Be it Remembered That heretofore, to-wit: On the 30<sup>th</sup>  
day of January, 1920, an instrument of writing pur-  
porting to be the Last Will and Testament of Robert John  
Wilson, Deceased, was produced in open court and offered  
for probate and the following proceedings were had therein:

9325-

Application for Probate of Will

Probate Court, Union County, Ohio,

In the matter of  
The Last Will and Testament  
of Robert John Wilson, Deceased.

Application to  
Admit to Probate.

Application

To the Probate Court of said County:

Your petitioner respectfully represents that Robert John  
Wilson, late of the township of Allen in said County, died  
on or about the 16<sup>th</sup> day of January, A. D. 1920, leaving an  
instrument in writing, herewith produced, purporting  
to be his last Will and Testament.

That the said Robert John Wilson, died leaving Mary  
Jenette Wilson his widow, who resides at Pottersburg,  
Ohio, and the following named persons his only  
next of kin, to-wit:

Nellie Dale Ream, Daughter - Marysville, O. R. S.

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the  
same, and that said above named persons  
residents in this State may be notified according  
to law of the pendency of said proceedings.

Mary Jenette Wilson, Petitioner.

9325- The State of Ohio, Union County, O.

The above named Mary Jenette Wilson, being  
first duly sworn, says that the facts stated and  
allegations in the foregoing Application contained,  
are true as she verily believes.

Mary Jenette Wilson.

Known to before me and signed in my presence.  
This 30<sup>th</sup> day of January, 1920.

Edmund H. Porter, Probate Judge.

9325-  
Warrant.

Wm. the undersigned widow, and next of kin of  
the within named testator, resident of the State of  
Ohio, hereby waives further notice, and consent to  
the probate of said Will.

Dated this 30<sup>th</sup> day of January, A. D. 1920.

Mary Jenette Wilson  
Nellie Dale Ream.

9325-  
Orders for  
filing  
will.  
notice  
and hearing

Journal Entry: Orders for Filing Will, Notice and hearing,  
Probate Court, Union County, Ohio,  
January 30<sup>th</sup> 1920.  
In the Matter of  
The Will of  
Robert John Wilson, Deceased.  
This day an instrument of writing, purporting to be  
the last Will and Testament of Robert John Wilson,  
late of Allen Township, in this County, deceased, was  
produced in open court for Probate; it is now ordered  
that the said Will be filed in this Court and that  
due notice thereof and of the application to admit  
the same to probate and record be omitted the widow,  
and next of kin of the testator, resident of the State  
of Ohio, having waived notice herein said application  
will be for hearing before this Court on the 3<sup>rd</sup> day of  
February 1920. at One O'clock P.M.

Edward H. Porter, Probate Judge,

9325-  
Application  
for  
Commission  
To  
Take  
Deposition  
of  
Witness

Application for Commission To Take Deposition of Witness -  
Probate Court, Union County, Ohio,  
No. 9325-  
Application for Commission  
In the Matter of  
The Will of  
Robert John Wilson, Deceased.  
To the Probate Court of said County:  
The undersigned respectfully represents that Robert  
John Wilson, late of said County, deceased, died testate  
on or about the 16<sup>th</sup> day of January, 1920; and  
that his Will was on the 30<sup>th</sup> day of January  
1920, produced in open court for Probate.  
That T. A. Robinson one of the witnesses to said  
Codicil to said Will resides within the jurisdiction  
of said Court, to wit: at Allen Township, Union  
County, Ohio, said witness is infirm and unable  
to attend court.  
The undersigned therefor makes applica-  
tion for and requests said Court to issue a  
Commission, with said Will annexed, directed  
to some suitable person to take the deposition  
of said witness.  
Dated this 30<sup>th</sup> day of January 1920.  
Respectfully,  
Mary Jennette Wilson,

9325-  
Oath

The State of Ohio, Union County ss.  
Mary Jennette Wilson being duly sworn says that  
the statements in the foregoing application are  
true, as she verily believes.  
Mary Jennette Wilson.

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Judge

9325- Known to before me and signed in my presence, this 30-day of January, 1920.

Edward W. Porter, Probate Judge.

9325- Journal Entry:

Probate Court, Union County, Ohio,

January, 30- 1920.

In the Matter of  
Order The Will of  
for Robert John Wilson, Deceased.

Order For Commission.

Commission This day, Mary Jennette Wilson appeared in open court and made application for a Commission to issue to some suitable person to take the deposition of T. A. Robinson one of the witnesses to the Codicil of the Will of said Robert John Wilson, deceased. And it appearing to the court that said witness resides within the jurisdiction of this court, to wit: at Allen Township, Union County, Ohio, said witness is infirm and unable to attend court.

It is therefore ordered that such Commission with said Will annexed, issue to A. W. Thomas a suitable person, to be duly executed, and together with the deposition of said witness so taken, signed, certified and sealed, be returned to this court, with all convenient speed, and this cause is continued.

Edward W. Porter, Probate Judge

9325- Commission To Take Deposition of Witness to Will,

Probate Court, Union County, Ohio.

To Take In the Matter of  
Deposition The Will of  
of Robert John Wilson, Deceased,  
Witness To A. W. Thomas, Scitling:

No. 9325-  
Probate of Will,  
Commission.

You have been duly appointed by the Probate Court of said County to take the deposition of T. A. Robinson subscribing witness to the Codicil to the last Will and Testament of Robert John Wilson, late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said T. A. Robinson to come before you at a certain time and place, and then and there examine him on oath or affirmation first taken before you, touching the due execution of said Will of the said Robert John Wilson, deceased, and return such Deposition together with this Commission and said Will hereto annexed, closed up under seal to said Probate Court with all convenient speed.

Witness my signature and the seal of said Court, this 30-day of January 1920.

Edward W. Porter -  
Judge and Ex-Officio Clerk of the Probate Court.

9325

Deposition of Witness To Will,

Probate Court, Union County, Ohio.

No. 9325

In the matter of  
The Will of  
Robert John Wilson, Deceased.

Probate of Will  
Deposition.

Deposition of T.A. Robinson subscribing witness to the  
Codicil to the last Will and Testament of Robert John  
Wilson, deceased, late of the County of Union, State of Ohio,  
in said matter pending in the said Probate Court,  
taken before me, a Commissioner appointed by said  
Court, pursuant to the annexed Commission, on the  
31<sup>st</sup> day of January, 1920, at his residence in Allen Twp.,  
Union County, Ohio.

T.A. Robinson of Allen Twp., Union County, Ohio, of lawful  
age, being by me first duly sworn, as hereinafter certified,  
deposes and says:

That he was present at the execution of the  
instrument of writing now before him, bearing date the  
16<sup>th</sup> day of July, 1917, purporting to be the Codicil to the  
last Will and Testament of Robert John Wilson, deceased;  
that he subscribed his name thereto as a witness  
at the request of said Testator and in his presence;  
that he saw said Testator sign said instrument  
at the end thereof, and heard him acknowledge the  
same to be his Codicil to his Will, and that said  
Robert John Wilson at the time of executing the  
same was of full age, and of sound mind and  
memory, and not under any restraint.

T. A. Robinson,

9325 The State of Ohio, Union County, ss.

D. A. W. Thomas, duly appointed and commissioned  
by the Probate Court of the County of Union and the  
State of Ohio, to take the deposition of T.A. Robinson  
subscribing witness to the Codicil to the last Will and  
Testament of Robert John Wilson, deceased, late of  
Union County, State of Ohio, which Commission and  
the said Will are hereto annexed, do hereby  
certify that in pursuance of said Commission I  
caused the above named T.A. Robinson subscrib-  
ing witness as aforesaid, to appear before me at the  
time and place above mentioned; that he was  
by me first duly sworn to testify the truth,  
the whole truth, and nothing but the truth, in  
relation to the execution of said Will, and that  
the deposition by him subscribed, as above set forth,  
was reduced to writing by A. W. Thomas, and also,  
so written in the presence of the witness aforesaid

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9325 - and was subscribed by the said witness in my presence, and I further certify that I am not counsel, attorney or relation of any of the parties named in said Will, or otherwise interested in the Probate thereof.

In Witness Whereof, I have hereunto set my hand, this 31<sup>st</sup> day of January, 1920.

A. W. Thomas - Commissioner -

9325-

Testimony of Witnesses.

Probate Court, Union County, Ohio.  
No. 9325-

Testimony of Witnesses

In the matter of  
The Will of  
Robert John Wilson, Deceased,

Testimony of Witnesses.

The State of Ohio, Union County ss.

Personally appeared in open Court James Duncap, and Samuel Robinson, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Robert John Wilson, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 28<sup>th</sup> day of February 1916, purporting to be the Last Will and Testament of Robert John Wilson deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said Robert John Wilson at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

James Duncap  
Samuel Robinson

Sworn to before me and signed in my presence by said witnesses in open Court, this 3<sup>rd</sup> day of February, 1920.

*Seal* Edward H. Porter, Probate Judge.

9325

Testimony of Witnesses to Codicil

Probate Court, Union County, Ohio.  
No. 9325-

Testimony of Witnesses to Codicil

In the matter of  
The Will of  
Robert John Wilson, Deceased,  
The State of Ohio, Union County ss.

Testimony of Witnesses to Codicil -

Personally appeared in open Court, Mattie E. Robinson, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth,

9325- in relation to the execution of the Last Will and Testament of Robert John Wilson, deceased. depose and say: that she was present at the execution of the instrument of writing now before them bearing date the 16<sup>th</sup> day of July 1917, purporting to be the Codicil to the Last Will and Testament of Robert John Wilson, deceased, that she subscribed her name thereto as witness at the request of said Testator and in his presence: that she saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Codicil to his Will, and that said Robert John Wilson, at the time of executing the same was of full age, and of sound mind and memory and not under any restraint.

Mattie E. Robinson,

sworn to before me and signed in my presence, by said witness in open Court, this 3<sup>rd</sup> day of February 1920.

<sup>Seal</sup> Edward H. Porter, Probate Judge  
 Probate Court, Union County, Ohio.  
 Tuesday, Feb. 3<sup>rd</sup>, 1920.

9325-  
 Order On  
 Hearing  
 admission  
 of  
 Probate  
 and  
 Record

Journal Entry: Order On Hearing, Admission To Probate and Record,  
 Probate Court, Union County, Ohio.  
 Tuesday, Feb. 3<sup>rd</sup>, 1920.

To the Matter of  
 The Will of  
 Robert John Wilson, Deceased.

Be it Remembered, that heretofore, to wit: on the 30<sup>th</sup> day of January A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Robert John Wilson, late of Allen Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived notice herein pursuant to a former order of this Court.

W. W. Thomas, the Commissioner heretofore appointed to take the deposition of T. A. Robinson one of the subscribing witnesses to the Codicil of said Will, duly returned the Commission issued to him, with said Will annexed, and also the deposition so taken, duly certified: Thereupon, on this day came James Dunlap and Samuel Robinson, subscribing witnesses to said Will, and Mattie E. Robinson, the other subscribing witness to said Codicil of said Will, said subscribing witness to said Will and Codicil having been duly sworn, testified as to the execution and attestation of said Will and Codicil which testimony was reduced to writing, by said

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witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Robert John Wilson, deceased; that the same was duly executed and attested; and that the said Testator at the time of making signing and sealing the same was of full age, of sound mind and memory and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Executor pay the costs herein taxed at \$--.

Edward H. Porter, Probate Judge.

9325-

Will

Pottersburg Ohio, Feb. 28<sup>th</sup> 1916.

I, Robert John Wilson do this day bequeath to my wife Mary Jenette Wilson all of my personal and real estate property situated in Allen Township, Union County O. or elsewhere, but in case of her marriage or death said property is to revert to my daughter Nellie Dale Ream, but in case of my daughter Nellie Dale Ream's death occurring previous to that of her mothers marriage or death it is my will that all property belonging to me is to remain my wives Mary Jenette Wilsons so long as she remains my widow, and it will be considered her own individual property to keep or dispose of in any way she may see fit and it is also my will that my wife Mary Jenette Wilson act as Administrator of my estate without Bond.

Robert John Wilson.

Witness -- James Dunlap-

Witness -- Samuel Robinson.

July 16<sup>th</sup> 1917.

9325-

I, Robert John Wilson do this day add this Codicil to my will written Feb. 28<sup>th</sup> 1916, giving my wife Mary Jenette Wilson power to see or dispose of said property as mentioned in the will for her support at any time.

Robert John Wilson

Witness T. A. Robinson

Mattie E. Robinson

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Filed  
Feb. 3-1920.

In the matter of  
The Will of  
Robert John Wilson, Deceased.

Robert John Wilson, Deceased.  
Probate Court, Union County, Ohio,  
Application.

application

To the Honorable Judge of said Court:  
The undersigned Mary Jenette Wilson, widow of said  
Robert John Wilson, deceased, respectfully makes application  
to take under the Will of said decedent.  
Dated this 3<sup>rd</sup> day of February 1920.

Mary Jenette Wilson,  
Election of Widow.

Probate Court, Union County, Ohio,  
No. 9325-.

9326  
Election  
of Widow

In the matter of  
The Will of  
Robert John Wilson, Deceased.

Election of Widow.

I, Mary Jenette Wilson, widow of Robert Jenette  
Wilson, late of Allen Township, Union County, Ohio, deceased,  
having had explained to me, by the Probate Court of said  
County, the provisions of the Will of said decedent, the  
rights under it, and by law in the event of a  
refusal to take under the Will; hereby elect to take  
the provision made for me in the last Will and  
Testament of said Robert John Wilson, deceased,  
in lieu of being endowed of the lands of my  
deceased consort, and taking the distributive share  
of his personal estate.

Mary Jenette Wilson,  
Widow of  
Robert John Wilson, Deceased,

Signed in open court this 3<sup>rd</sup> day of February 1920.

Edward H. Porter, Probate Judge.

9326  
Orders on  
Election  
of Widow

In the matter of  
The Will of  
Robert John Wilson, Deceased.

Probate Court, Union County, Ohio,  
February 3- 1920.

Orders on  
Election of Widow.

This day Mary Jenette Wilson, widow of said  
Robert John Wilson, deceased, appeared in open court,  
in person, and made application to take under  
the will of said decedent. And the Court having  
explained to her the provisions of said Will, the  
rights under it, and by law in the event of a  
refusal to take under the Will; said Mary Jenette  
Wilson widow there upon elected to take under  
said Will.

It is ordered that this proceeding be recorded  
and that Mary Jenette Wilson, as Executrix pay

9325 the

9327 In  
Filed  
Jan. 30-1920

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Application

9327 The  
Oath.

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the costs herein taxed at \$ --

Edward W. Porter, Probate Judge

9327

In the matter of the last Will and Testament of Catherine Connor, Deceased.

Filed

Jan. 30-1920

Be it Remembered, That heretofore to-wit, on the 30<sup>th</sup> day of January 1920 an instrument of writing purporting to be the last Will and Testament of Catherine Connor, Deceased, was produced in open court and offered for Probate and the following proceedings were had therein:

9327

Application for Probate of Will.

Probate Court, Union County, Ohio

Application

In the matter of the Last Will and Testament of Catherine Connor, Deceased.

Application to Admit to Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Catherine Connor late a resident of the township of Union in said County, died on or about the 30<sup>th</sup> day of December, A. D. 1919, leaving an instrument in writing, here with produced, purporting to be her last Will and Testament.

That the said Catherine Connor died leaving no widow, and the following named persons her only next of kin to-wit:

James Connor	son	Miford Center, Ohio
Alice Connor	daughter	" " "
John Connor	son	" " "
Mary Cheney	daughter	Springfield, Ohio
Thomas Connor	son	Columbus, Ohio
Orila Connor	Grand-child	Marysville, Ohio
Phillip Connor	"	Middle town, Ohio
Isabelle Connor	"	" " "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

J. L. Boylan, Petitioner

9327

The State of Ohio, Union County, ss.

Oath.

The above named J. L. Boylan being first duly sworn, says that the facts stated and

9327 Allegations in the foregoing application contained, are true as  
he verily believes.

J. L. Boylan.

Sworn to before me and signed in my presence this 30<sup>th</sup> day  
of January 1920.

Edward H. Porter, Probate Judge.

9327 Mr. the undersigned next of kin of the within named  
testatrix resident of the State of Ohio, hereby waives further  
notice, and consent to the probate of said Will.

Dated this 30<sup>th</sup> day of January A.D. 1920.

James Connor, Alice J. Connor, John A. Connor,  
Mary J. Cheney, Isabel Connor, Phillip Connor,  
Lilia Connor (Reiff), Thomas C. Connor.

9327 Journal Entry: Orders for filing Will, Notice and Hearing,  
Probate Court, Union County, Ohio,  
January 30<sup>th</sup> 1920.

Orders for  
filing  
will  
and  
Notice  
and  
Hearing  
In the Matter of  
The Will of  
Catherine Connor, Deceased.

This day an instrument of writing, purporting  
to be the last Will and Testament of Catherine Connor,  
late of Union Township, in this County, deceased, was pro-  
duced in open Court for Probate; it is now ordered  
that the said Will be filed in this Court, and that  
due notice thereof and of the application to admit  
the same to probate and record be omitted the  
next of kin of the testatrix, resident of the State of Ohio,  
having waived notice herein, said application will be  
for hearing before this Court on the 13<sup>th</sup> day of February  
1920, at One O'clock P.M.

Edward H. Porter, Probate Judge.

9327 Testimony of Witnesses.

Probate Court, Union County, Ohio,  
No. 9327

Testimony  
of  
Witnesses  
In the Matter of  
The Will of  
Catherine Connor, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court J. C. Kennedy,  
J. L. Boylan and Eliza J. Boylan, who bring first duty  
sworn to testify the truth, the whole truth, and  
nothing but the truth, in relation to the execution  
of the Last Will and Testament of Catherine Connor,  
deceased, depose and say:

That they were present at the execution of the  
instrument of writing now before them bearing  
date the 11<sup>th</sup> day of July 1908, purporting to be the  
Last Will and Testament of Catherine Connor, deceased.

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that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence that they saw Testatrix sign said instrument at the end thereof and heard her acknowledge the same to be her Will, and that said Catherine Connor at the time of executing the same was of full age and of sound mind and memory and not under any restraint.

J. C. Kennedy - J. L. Boyleau - Eliza J. Boyleau - sworn to before me and signed in my presence by said witnesses in open court, this 13<sup>th</sup> day of February 1920.

*per*

Edward H. Porter, Probate Judge

9327  
Orders On  
Bearing  
admission  
To  
Probate  
and  
Record.

Journal Entry: Orders On Hearing, Admission To Probate and Record, Probate Court, Union County, Ohio, February, 13<sup>th</sup> 1920.

In the matter of  
The Will of  
Catherine Connor, Deceased.

Be it Remembered, that herefor, to-wit: on the 30<sup>th</sup> day of January, A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Catherine Connor, late of Union Township, in this County deceased, was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came J. C. Kennedy, J. L. Boyleau, and Eliza J. Boyleau, the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing by said witnesses respectively subscribed and filed with said Will.

Whereupon the court finds the aforesaid instrument of writing is the Last Will and Testament of said Catherine Connor, deceased: that the same was duly executed and attested: and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the

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witnesses above named, be entered of record in this Court.  
It is further ordered that Alice J. Connor pay the costs herein taxed at \$5.00  
Costs paid, 2-13-20  
Edward W. Porter, Probate Judge

9327

Will.

To whom it may concern,

I, Catherine Connor, of Union County, State of Ohio, do hereby make my last will and Testament, hereby revoking all former wills by me made.

I give and bequeath to my son James and my daughter Alice all real and personal property of whatsoever kind to have during their natural life, and a home for my son John ~~as long as he~~ ~~wishes~~.

Should my daughter Alice for any reason leave the homestead, she is to be paid one-half the income or revenue of said estate.

At the death of the said James and Alice Connor, all property is to be equally divided between my legal heirs part and part alike.

In testimony hereof I hereunto set my hand and seal.

Done this 11<sup>th</sup> day of July, 1918.

(seal) Catherine <sup>her</sup> Connor.  
mark

Witness

J. L. Boylan — Eliza J. Boylan — J. C. Kennedy —

9328

Filed  
Feb. 2-1920

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Feb. 2-1920

In the Matter of The Last Will and Testament of  
David Wise, Deceased.

Be it Remembered, That heretofore, to-wit: On the 2<sup>nd</sup> day of  
February, 1920, an instrument of writing purporting to be  
the last Will and Testament was produced in open Court  
and offered for probate and the following proceedings were  
had  
herein:

9328

Application for Probate of Will

Probate Court, Union County, Ohio.

Application to  
Admit to Probate

In the Matter of  
The Last Will and  
Testament of  
David Wise, Deceased.

To the Probate Court of said County:

Application

Your petitioner respectfully represents that David Wise  
late a resident of the township of Jerome in said  
County, died on or about the 24<sup>th</sup> day of January, A.D.  
1920, leaving an instrument in writing, herewith  
produced, purporting to be his last Will and Testament.

That the said David Wise died leaving Lydia A.  
Wise, his widow who resides at Jerome Township, and  
the following named persons his only next of kin, to-wit:  
Helen H. O'Hara daughter Columbus, O. 984 Del. av.  
William F. Wise son " " 47 Hayden Ave.  
Leo D. Wise daughter Mansfield, O. R. 2.

Your petitioner offers said Will for probate, and  
prays that a time may be fixed for the proving  
of the same, and that said above named  
persons residents in this State may be notified  
according to law of the pendency of said proceeding.  
Leo D. Wise, Petitioner.

9328  
Oath,

The State of Ohio, Union County.  
The above named Leo D. Wise, being first duly sworn,  
says that the facts stated and allegations in the  
 foregoing application contained, are true as he  
Verily believes.

Leo D. Wise.

Known to before me <sup>read</sup> and signed in my presence.  
This 2<sup>nd</sup> day of February, 1920.

Agnes D. Porter, Deputy Clerk

9328  
Witness.

We, the undersigned widow and next of kin  
of the within named testator resident of the  
State of Ohio, hereby waive further notice, and con-  
sent to the probate of said Will.

Dated this 2<sup>nd</sup> day of February, 1920.

Leo D. Wise — Helen O'Hara — Lydia A. Wise,

9328

Journal Entry: Orders for Filing Will, Notice and Hearing  
Probate Court, Union County, Ohio,  
February, 2- 1920.

Orders for  
Filing Will,  
notice  
and  
Hearing

In the Matter of  
The Will of  
David Wise, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of David Wise, late of Jerome Township, in this county, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this Court on the 7- day of February, 1920, at 10 O'clock A.M.

Edward W. Porter, Probate Judge.

9328

Notice.  
Probate Court, Union County, Ohio  
No. 9328  
Notice of Probate.

notice

In the Matter of  
The Will of  
David Wise, Deceased.

To the Sheriff of Union County Greeting:  
You are hereby commanded to notify Lydia A. Wise, widow, and Helen Chant, William F. Wise, and Leo D. Wise next of kin of said David Wise, deceased, resident of the State of Ohio, giving at least 3 days notice:

That on the 2- day of February, 1920, an instrument of writing, purporting to be the last Will and Testament of David Wise, late of Jerome Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before said Court on the 7<sup>th</sup> day of February, 1920, at 10 O'clock, A.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 2- day of February, 1920.

Edward W. Porter, Probate Judge.

9328

The undersigned person within named, do hereby acknowledge service of the within notice, this 4- day of February, 1920.

William F. Wise

9328

Testimony  
of  
Witnesses

In the  
Matter of  
The Will of  
David Wise, Deceased.  
This day an instrument of writing, purporting to be the last Will and Testament of David Wise, late of Jerome Township, in this county, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this Court on the 7- day of February, 1920, at 10 O'clock A.M.

9328

Proof of  
Signature  
of  
Witness  
To  
Wise

In the  
Matter of  
The Will of  
David Wise, Deceased.  
This day an instrument of writing, purporting to be the last Will and Testament of David Wise, late of Jerome Township, in this county, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court on the 7<sup>th</sup> day of February, 1920, at 10 O'clock, A.M.

9325

Testimony of Witnesses

Probate Court, Union County, Ohio,

No. 9325

Testimony of Witnesses

In the matter of  
The Will of  
David Wise, Deceased,

The State of Ohio, Union County,

Witnesses

Personally appeared in open court Albert Harned who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of David Wise, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 20<sup>th</sup> day of November, 1899, purporting to be the Last Will and Testament of David Wise, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his will, and that said David Wise at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Albert Harned.

Sworn to before me and signed in my presence by said witnesses in open court, this 7<sup>th</sup> day of February, 1900.

Edward H. Porter, Probate Judge

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio,

No. 9325

Testimony

9325

Proof of Signature of Witness

Witness

In the matter of  
The Will of  
David Wise, Deceased,

The State of Ohio, Union County,

Personally appeared in open court John H. Kinkade and T. J. Dodge, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of David Wise, deceased, depose and say: that D. W. Ayers whose name appears as one of the subscribing witnesses to the Last Will and Testament of David Wise, deceased, hereto annexed, has since the date of said Will, November, 20<sup>th</sup> 1899, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said D. W. Ayers, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine

9328 signatures of the said deceased witness D. W. Ayers  
Albert Harner — T. J. Dodge —

known to before me and signed in my presence, in open Court, this 7<sup>th</sup> day of February, 1920.

Edward H. Porter, Probate Judge.

9328  
Orders On  
Hearing  
admission  
to  
Probate  
and  
Record.

Journal Entry: Orders On Hearing Admission to Probate and Record  
Probate Court, Union County, Ohio,  
Saturday, February, Feb. 7<sup>th</sup> 1920.  
In the matter of  
The Will of  
David Wiser, Deceased.

Be it Remembered that heretofore, to-wit: on the 2<sup>nd</sup> day of February, A.D. 1920, an instrument of writing, purporting to be the last Will and Testament of David Wiser, late of Jerome Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court that D. W. Ayers one of the subscribing witnesses to said Will is dead;

Thereupon Albert Harner and T. J. Dodge, appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said D. W. Ayers attached to said Will.

Thereupon on this day came Albert Harner, the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said David Wiser, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Les D. Wiser, as Administrator do pay the costs herein taxed at \$ ---.

Edward H. Porter,  
Probate Judge.

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- Will -

In the name of the Benevolent Father of all:

I, David Wise, of Jerome Township, Union County, Ohio do make and publish this my last Will and Testament.

Item 1-

It is my will and I direct that at my death or as soon thereafter as the same can be done without loss of injury to my estate, my Executor sell my real and personal property on such terms as he may deem proper at a public sale on the premises.

Item 2.

I direct that all my just debts be paid and that my Executor provide for me a suitable monument.

Item 3.

I give and devise to my blood wife Lydia A. Wise such sum of money as is and will be at the time of my death her full dower in my estate under the Law of Ohio, to be paid by my Executor to her out of the proceeds of the sale of my said property.

I direct my Executor to pay bequest herein as the proceeds in money of said sale is received by him.

Item 4.

I give and devise to my blood wife Lydia A. Wise in addition to the bequest in Item 3- herein all the house hold goods and furniture of what so ever kind in my residence.

Item 5.

I give and devise to my blood son William F. Wise the sum of Five Hundred Dollars (\$500.)

Item 6-

I give and devise to my two blood daughters Nellie O'Hara and Leo Wise or their heirs or legal representatives the remainder of my estate share and share alike. If one of my said daughters should die the one surviving is to receive what I have devised to both.

Item 7-

I do hereby nominate and appoint L. S. Chapman, of Marysville, Ohio, executor of this my last Will and Testament.

In testimony hereof I have hereunto set my hand this 20<sup>th</sup> day of November, in the year 1899.

David Wise

Signed and acknowledged by said David Wise as his last Will and Testament, in our presence and signed by us in his presence

D. W. Ayers,

Albert Warner,

9374 Nov. 20-1899.

9328  
Filed  
Feb. 7-1920.

In the Matter of the Will of David Wiser, Deceased.  
Application of Widows To Take under Will.  
Probate Court, Union County, Ohio.  
Application.

In the Matter of  
The Will of  
David Wiser, Deceased.  
To the Honorable Judge of said Court:  
The undersigned Lydia A. Wiser, widow of said David  
Wiser, deceased, respectfully makes application to take under  
the Will of said decedent.  
Dated this 7<sup>th</sup> day of February, 1920.  
Lydia A. Wiser.

9328  
Election

Election of Widow  
Probate Court, Union County, Ohio.  
No. 9328.  
Election of Widow.

I, Lydia A. Wiser, widow of David Wiser, late of Jerome  
Township, Union County, Ohio, deceased, having had explained  
to me, by the Probate Court of said County, the provisions  
of the Will of said decedent, the rights under it, and by  
law in the event of a refusal to take under the Will,  
hereby elect to take the provision made for me in the  
last Will and Testament of said David Wiser, deceased,  
in lieu of being endowed of the lands of my deceased  
consort, and taking the distributive share of his  
personal estate.  
Lydia A. Wiser, widow of  
David Wiser, Deceased.  
Signed in open open Court this 7<sup>th</sup> day of February, 1920.  
Edward H. Porter, Probate Judge.

9328  
Orders On  
Election  
of  
Widow

Journal Entry:  
In the Matter of  
The Will of  
David Wiser, Deceased.  
Probate Court, Union County, Ohio  
February 7<sup>th</sup> 1920.  
Orders On Election of Widow.

This day Lydia A. Wiser, widow of said David Wiser  
deceased, appeared in open Court, in person, and made  
Application to take under the will of said decedent.  
And the Court having explained to her the  
provisions of said Will, the rights under it, and by law  
in the event of a refusal to take under the Will,  
said Lydia A. Wiser, widow thereupon elected to take  
under said Will.  
It is ordered that this proceeding be recorded  
and that Leo D. Wiser as Administratrix do  
pay the costs herein, taxed at \$- -  
Edward H. Porter Probate Judge.

9333  
Feb. 9-  
1920.

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Application

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Order

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9333  
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1920.

In the matter of The Last Will and Testament of  
Edmund S. Grandstaff, Deceased -  
Be it Remembered, That heretofore to wit; On the 9<sup>th</sup> day of  
February, 1920, an instrument of writing purporting to be the  
last Will and Testament of Edmund S. Grandstaff, deceased,  
was produced in open court and offered for probate, and  
the following proceedings were had therein:

9333

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Edmund S. Grandstaff, Deceased.

Application to Admit  
To Probate.

To the Probate Court of said County:

Application

Your petitioner respectfully represents that Edmund  
S. Grandstaff, late a resident of the township of  
Lisburg, in said County, died on or about the 2<sup>d</sup>  
day of February, A. D. 1920, leaving an instrument  
in writing, herewith produced, purporting to be his  
last Will and Testament.

That the said Edmund S. Grandstaff, died leaving  
Maritta Grandstaff his widow who resides at  
Magnetic Springs, Ohio, and the following named  
persons his only next of kin, to wit:

Maritta Grandstaff - wife - Magnetic Springs, Ohio.

Your petitioner offers said Will for probate, and  
prays that a time may be fixed for the proving  
of the same, and that said above named  
persons residents in this State may be notified  
according to laws of the pendency of said proceedings.

Erwood Murphy, Petitioner

9333

The State of Ohio, Union County ss.

Ordn.

The above named Erwood Murphy, as Attorney for  
said Maritta Grandstaff being first duly sworn,  
says that the facts stated and allegations in  
the foregoing application contained, are true as he  
verily believes.

Erwood Murphy,

Sworn to before me and signed in my  
presence, this 9<sup>th</sup> day of February, 1920.

Edward H. Porter, Probate Judge -

9333

Wain

The undersigned widow of the within named  
testator resident of the State of Ohio, hereby waives  
further notice, and consent to the probate of said Will,  
Dated this 9<sup>th</sup> day of Feb- 1920 - Maritta Grandstaff.

9333

Journal Entry: Orders for Filing Will, Notice and Hearing -  
Probate Court, Union County, Ohio,  
February, 9<sup>th</sup> 1920.

Orders  
for  
Filing  
Will,  
Notice  
and  
Hearing

In the Matter of  
The Will of  
Edmund S. Grandstaff, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Edmund S. Grandstaff, late of Lestbury Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court and that due notice thereof and of the application to admit the same to probate and record be omitted the widow having waived notice herein and there being no next of kin of the testator, resident of the State of Ohio. said application will be for hearing before this Court on the 14<sup>th</sup> day of February 1920. at 9 O'clock A.M.

Edward W. Porter, Probate Judge.  
Testimony of Witnesses.

9333

In the Matter of  
The Will of  
Edmund S. Grandstaff,  
Deceased.

Probate Court, Union County, Ohio,  
No. 9333  
Testimony of Witnesses.

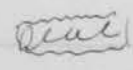
Testimony  
of  
Witnesses

The State of Ohio, Union County ss.  
Personally appeared in open Court Elwood Murphy, and Dwight W. Huffer, who bring first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Edmund S. Grandstaff, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 25<sup>th</sup> day of July, 1911, purporting to be the Last Will and Testament of Edmund S. Grandstaff deceased, that they respectively subscribed their thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said Edmund S. Grandstaff, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Elwood Murphy — Dwight W. Huffer

Sworn to before me and signed in my presence by said witnesses in open Court, this 14<sup>th</sup> day of February, 1920.

 Edward W. Porter  
Probate Judge.

9333

Journal  
In the  
Matter of  
The Will of  
Edmund S.  
Grandstaff,  
Deceased.  
Orders for  
Hearing  
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Will.

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Journal Entry; Order on Hearing Admission to Probate and Record, Probate Court, Union County, Ohio.

February, 14 - 1920.

In the matter of  
The Will of  
Edmund S. Grandstaff,  
Deceased.

Order on  
Hearing

admission

Probate and

Record

Be it Remembered, that heretofore, to-wit: on the 9<sup>th</sup> day of February A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Edmund S. Grandstaff late of Lusbury Township, in this County, deceased, was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came Edward Murphy and Dwight W. Kuffer, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Edmund S. Grandstaff, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Maryetta Grandstaff, as Executrix, pay the costs herein taxed at \$---,

Edward H. Porter, Probate Judge.

Will of Edmund S. Grandstaff -

9333

Will.

In the Name of the Bountiful Father of All, I, Edmund S. Grandstaff, of Buckeye Lake, Licking County, Ohio, do make and publish this My Last Will and Testament.  
First.

I desire that all my just debts and funeral expenses be paid.

Second:

All the balance and residue of my property, both real and personal, I bequeath to my dearly beloved wife, Marietta Grandstaff, and I do hereby nominate and appoint her as executor of this, my last will and testament, without bond, and I desire that there be no appraisement of my estate.

Witness my hand, this 25<sup>th</sup> day of July, 1911.

Edmund S. Grandstaff.

Signed by the said Edmund S. Grandstaff, in our presence, and signed by us in his presence and in the presence of each other.

Dwight W. Ruffen.

Elwood Murphy.

Columbus, Ohio.

9333  
Filed  
Feb. 14-1920

In the Matter of The Will of Edmund S. Grandstaff, Deceased,  
Application of Widow To Take Under Will,  
Probate Court, Union County, Ohio,  
Application.

In the Matter of  
The Will of  
Edmund S. Grandstaff  
Deceased.

To the Honorable Judge of said Court:

The undersigned, Marietta Grandstaff, widow of said Edmund S. Grandstaff, deceased, respectfully makes application to take under the Will of said decedent.  
Dated this 14<sup>th</sup> day of February, 1920.

Marietta Grandstaff.

Election of Widow.

Probate Court, Union County, Ohio,  
No. 9333.

9333

Election  
of  
Widow

In the Matter of  
The Will of  
Edmund S. Grandstaff,  
Deceased.

Election of Widow.

I, Marietta Grandstaff, widow of Edmund S. Grandstaff, late of Leesburg Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said Edmund S. Grandstaff, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Marietta Grandstaff.

Widow of Edmund S. Grandstaff, Deceased.

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9333. Signed in open court this 14<sup>th</sup> day of February, 1920.  
Eduard W. Porter, Probate Judge.

9333 Journal Entry:  
Probate Court, Union County, Ohio,  
February, 14<sup>th</sup> 1920.  
Orders on  
Election of Widow  
In the Matter of  
The Will of  
Edmund S. Grandstaff,  
Deceased.

Order on  
Election  
of  
Widow.

This day Marietta Grandstaff, widow of said Edmund S. Grandstaff, deceased, appeared in open court, in person, and made application to take under the Will of said decedent. And the court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Marietta Grandstaff widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Marietta Grandstaff pay the costs herein taxed at \$2.00. Costs paid.

Eduard W. Porter, Probate Judge

9353 In the Matter of The Last Will and Testament of  
Filed Harry N. Porter, Deceased.

Mar. 3- 1920. 3<sup>rd</sup> day of March, 1920. By it Remembered, That heretofore to wit; on the 3<sup>rd</sup> day of March, 1920, an instrument in writing purporting to be the last will and testament of Harry N. Porter, Deceased, was produced in open court and offered for Probate, and the following proceedings were had thereon:  
Application for Probate.

9353

Probate Court, Union County, Ohio.

In the Matter of  
The Last Will and  
Testament of  
Harry N. Porter, Deceased,  
Application To the Probate Court of said County;  
Application To Admit To Probate.

Your petitioner respectfully represents that Harry N. Porter, a widower late of a resident of the township of Union in said County, died on or about the 8<sup>th</sup> day of February, A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament, that the said Harry N. Porter died leaving no widow.

9353

The follow named persons his only next of kin,  
to wit;

9353

Jell Reed.  
Frank Reed.  
W. F. Porter  
Nellie Porter  
Lloyd M. Campbell.  
Lulu B. Mowry

Nephew  
Nephew  
Nephew  
Niece  
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Plain City. O.  
Woodstock. O.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Jell Reed. Petitioner.

9353

The State of Ohio, Union County, ss.

Oath.

The above named Jell Reed being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Jell Reed.

Sworn to before me and signed in my presence, this 3<sup>rd</sup> day of March, 1920

<sup>seal</sup> Edward N. Porter, Probate Judge.

9353

Journal Entry, Orders for Filing Will, Notice and Hearing,  
Probate Court, Union County, Ohio,  
March 3<sup>rd</sup>, 1920

Order for  
Filing  
Will,  
Notice  
and  
Hearing

In the Matter of  
The Will of  
Harry N. Porter Deceased.

This day an instrument of writing purporting to be the last Will and Testament of Harry N. Porter, late of Union Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator, resident of the State of Ohio, three days prior thereto, that said application will be for hearing before this Court on the 11<sup>th</sup> day of March, 1920, at One O'clock P.M.

Edward N. Porter, Probate Judge.

Notice.

Probate Court, Union County, Ohio,  
No. 9353

Notice of Probate.

Notice

In the Matter of  
The Will of  
Harry N. Porter Deceased.

To Frank Reed, of Union County, Genting;  
You are hereby commanded to notify Lloyd M. Campbell, next of kin of said Harry N. Porter deceased, resident of the State of Ohio, giving at least 3 days notice.

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That on the 3<sup>rd</sup> day of March, 1920, an instrument of writing, purporting to be the last Will and Testament of Harry N. Porter, late of Union Township, in said County, deceased, was produced in open Court, and an application to admit the same, to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 11<sup>th</sup> day of March, 1920, at One O'clock, P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 5<sup>th</sup> day of March, 1920.

*Edw* Edward N. Porter, Probate Judge.

9353

I, the undersigned person, within named, do hereby acknowledge service of the within notice, this 8<sup>th</sup> day of March, 1920.

Lloyd Mc Campbell.

Notice.

Probate Court, Union County, Ohio,  
No. 9353

Notice of Probate.

9353

In the matter of  
The Will of  
Harry N. Porter, Deceased.

To Frank Reed, Greeting:

You are hereby commanded to notify Tell Reed, Frank Reed, French Porter, and Nellie Porter, next of kin of said Harry N. Porter, deceased, resident of the State of Ohio, giving at least three days notice:

That on the 3<sup>rd</sup> day of March, 1920, an instrument of writing, purporting to be the last Will and Testament of Harry N. Porter, late of Union Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 11<sup>th</sup> day of March, 1920, at One O'clock, P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 5<sup>th</sup> day of March, 1920.

*Edw* Edward N. Porter, Probate Judge.

9353

We, the undersigned persons within named, do hereby acknowledge service of the within notice, this - 8 - day of March - 1920.

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Frank Reed, W. F. Porter, Nellis Porter, Jell Reed,

Notice

Probate Court, Union County, Ohio,

No. 9353

In the Matter of  
The Will of  
Harry N. Porter, Deceased.

Notice of Probate.

To Frank Reed of Union County, Meeting:

You are hereby commanded to notify Lulu B. Money, next of kin of said Harry N. Porter, deceased, resident of the State of Ohio giving at least three days notice:

That on the 3<sup>rd</sup> day of March, 1920, an instrument of writing purporting to be the last Will and Testament of Harry N. Porter, late of Union Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 11<sup>th</sup> day of March, 1920, at One O'clock P.M. Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 5<sup>th</sup> day of March, 1920.  
Edward N. Porter, Probate Judge.

Notice

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Proof of  
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Acknowledgment

I, the undersigned person, within named, do hereby acknowledge service of the within notice, this 8<sup>th</sup> day of March, 1920.

Lulu B. Money.

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Testimony of Witness

Probate Court, Union County, Ohio,

No. 9353

Testimony of Witness

In the Matter of  
The Will of  
Harry N. Porter, Deceased,  
The State of Ohio, Union County.

Personally appeared in open Court Louis A. Michel who bring first duty to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Harry N. Porter, deceased, depose and says: That he was present at the execution of the instrument of writing now before him bearing date the 23<sup>rd</sup> day of November, 1918, purporting to be the Last Will and Testament of Harry N. Porter, deceased, that he subscribed his name thereto as a witness at the request of said Testator and in his presence; that he saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Harry N. Porter at the time of executing the same was of full age, and of

Testimony  
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Orders On  
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9353 sound mind and memory, and not under any restraint,  
Louis A. Michel.

Sworn to before me and signed in my presence,  
by said witness in open court, this 11<sup>th</sup> day of March, 1920.  
Edward W. Porter, Probate Judge.

9353 Proof of Signatures of Witnesses to Will,  
Probate Court, Union County, Ohio.

Proof of Signatures of Witnesses to Will	In the matter of The Will of Harry N. Porter, Deceased. The State of Ohio, Union County, ss. Personally appeared in open court F. G. Lullington and Louis A. Michel, who bring first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the will of Harry N. Porter, deceased, depose and say: that A. Boylan whose name appears as one of the subscribing witnesses to the Last Will and Testament of Harry N. Porter, deceased, heretofore deceased, has since the date of said Will, November 23 <sup>rd</sup> 1918, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said A. Boylan purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased, witness Harry N. Porter.	No. 9353 Testimony.
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F. G. Lullington — Louis A. Michel.

Sworn to before me and signed in my presence,  
in open court, this 11<sup>th</sup> day of March, 1920.  
Edward W. Porter, Probate Judge.

9353 Journal Entry: Orders On Hearing, Admission To Probate and Record,  
Probate Court, Union County, Ohio.

Orders On Hearing Admission To Probate and Record	In the matter of The Will of Harry N. Porter, Deceased. Be it Remembered, That, heretofore, to wit: on the 3 <sup>rd</sup> day of March, A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Harry N. Porter, late of Union Township, in this County, deceased, was produced, in open Court, and offered for probate and was there filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit	March, 11 <sup>th</sup> 1920.
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the same to probate and record in this Court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court that A. Boylan, one of the subscribing witnesses to said Will is dead.

Whereupon F. G. Fullington, and Louis Michel appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said A. Boylan, attached to said Will. Thereupon on this day came Louis Michel the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Harvey K. Porter, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that F. G. Fullington, as Executor, pay the costs herein taxed at \$ \_\_\_\_\_

Edward K. Porter, Probate Judge

9353

Last Will and Testament.

In The Name of The Benevolent Father of All.

I, Harvey K. Porter, of Milford Center, Union County, State of Ohio, being mindful of the uncertainty of human life, and being of sound and disposing mind and memory, do make this my last will and testament, hereby revoking all other last wills and testaments heretofore made by me.--

Will

Item 1<sup>st</sup>

It is my will that my executor shall pay, out of my estate all my just debts, the costs of my funeral, the costs of the administration of my estate and all other legal claims against my estate as soon as convenient.

Item 2<sup>nd</sup>

It is my will that my executor shall provide and have erected at my grave a suitable

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marker, I desire that the cost and the kind of marker be left to the judgment of my executor and the judge of the Probate Court,--

Item 3<sup>rd</sup>.

It is my will that after the costs of the administration of my estate and all and every legal claim against my estate has been paid, the balance of my estate remaining, if any, shall be divided by my executor, equally-- (share and share alike) between my nephews, Frank Reed, W. F. Porter and Fred Reed, and my nieces, Nellie Porter and Lulu Money, and my grand-nephew Loyd Mc Campbell,

Item 4<sup>th</sup>.

It is my will that if any of the beneficiaries of this my last Will named in item third, should not survive me, the share of such beneficiary shall be equally divided between the surviving beneficiaries.

Item 5<sup>th</sup>.

For the information of my executor and all those interested or concerned in the just administration and disposition of my estate, I hereby solemnly declare that I have paid my nephew Frank Reed for my board and room had at his house in Milford Center, Ohio, and this I have done, voluntarily and without error having had any express agreement so to do.

Item 6<sup>th</sup>.

It is my will further, that, if my nephew Frank Reed named in item third above, makes any claim against my estate for pay for board and room had by me while living at his house in Milford Center, Ohio; or, if he contests this my last will and testament, that he shall be disinherited and cut off as a beneficiary of this my last will and testament and be forever denied the privilege of receiving anything from my estate.

Item 7<sup>th</sup>.

I do hereby nominate and appoint F. G. Fullington to be Executor of my Will.

Harry N. Porter,

Signed and acknowledged by said

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935-3 Harry K. Porter, as his last will and testament, in our presence; and signed by us in his presence and in the presence of each other on the Twenty-third day of November in the year of our Lord, Nineteen hundred and eighteen, (1918),

A. Boylan Resides at Milford Center, Ohio.  
Louis A. Michel Resides at Milford Center, Ohio.

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In the matter of the Last Will and Testament of  
Miranda J. Eaton, Deceased.

March 4<sup>th</sup>  
1920

Be it Remembered, That heretofore, to-wit: on the 4<sup>th</sup> day  
of March, 1920, an instrument of writing purporting to be  
The Last Will and Testament of Miranda J. Eaton, deceased,  
was produced in open court and offered for Probate, and  
the following proceedings were had therein:

9355-

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Miranda J. Eaton, Deceased.

Application to Admit  
To  
Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Miranda  
J. Eaton, late a resident of the township of Paris in  
said County, died on or about the 20<sup>th</sup> day of February  
A.D. 1920, leaving an instrument in writing, herewith  
produced, purporting to be her last Will and Testament.

That the said Miranda J. Eaton died leaving the  
following named persons her only next of kin, to-wit:

Application

Mary Ann Eaton Lamb	Niece	Lake George, N.Y.
Frank Miller Eaton	Nephew	Colorado Springs, Col. 1421 N. Cascade St.
William G. Eaton	Nephew	Cockington, Ky.
Joseph O. Eaton	Nephew	Cleveland, Ohio / Dermoline Drive.
Mary E. Nelson	Niece	Cincinnati, Ohio, 332 E. 4 <sup>th</sup> St.
Ella B. Hamilton	Niece	Lebanon, Iowa.
Lillian E. Hunt	Niece	Burlington, Iowa.
Matthias E. Rusch	Niece	Detroit, Mich., 485 Commonwealth.
O.C. Eaton	Nephew	Hennepin, Minn.
Henry Eaton	Nephew	Deerham, Minn.
Will Eaton	Nephew	Medford, Minn.
Anna E. Lynde	Niece	Spokane, Wash.

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the  
same, and that said above named persons  
residents in this State may be notified according to  
law of the pendency of said proceedings.

Mary E. Nelson, Petitioner

9355-

The State of Ohio, Union County ss.

Oath

The above named Mary E. Nelson, being first duly  
sworn, says that the facts stated and allegations  
in the foregoing application contained, are true, as  
verily believe.

Mary E. Nelson

9355- Sworn to before me and signed in my presence, this 24<sup>th</sup> day of February 1920.

*seal* Milo L. Myers, Notary Public

9355- We, the undersigned next of kin of the within named testatrix, resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 24<sup>th</sup> day of February A.D. 1920.  
Mary E. Nelson, Lillian E. Hunt - Joseph O. Eaton,

9355- Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio,  
March 4<sup>th</sup> 1920.

Orders on Filing Notice and Hearing  
In the Matter of  
The Will of  
Miranda J. Eaton, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Miranda J. Eaton, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testatrix resident of the State of Ohio, having waived service herein said application will be for hearing before this Court on the 4<sup>th</sup> day of March 1920, at 4 O'clock P.M.

Edward H. Porter, Probate Judge.

Testimony of Witness

Probate Court, Union County, Ohio,  
No. 9355

9355- Testimony of Witness  
In the Matter of  
The Will of  
Miranda J. Eaton, Deceased.

Testimony of Witness.

The State of Ohio Union County ss.  
Personally appeared in open Court Elizabeth Reed being Mrs J. A. Reed, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Miranda J. Eaton, deceased, depose and say: That she was present at the execution of the instrument of writing now before her bearing date the 7<sup>th</sup> day of September 1916, purporting to be the Last Will and Testament of Miranda J. Eaton, deceased, that she respectively subscribed her name thereto as witness at the request of said Testatrix and in her presence; that she saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Miranda J. Eaton at the time of execution the same was of full age, and of sound mind

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Proof of Signature of Witnesses to Will

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Orders on Hearing Admission to Probate and Record of the purp. Mir. dec. for. binds. and. Appl. Recd. Kin. hav

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and memory, and not under any restraint.

Elizabeth Reed Bring Mrs J. A. Reed.

Sworn to before me and signed in my presence by said witness in open court, this 4<sup>th</sup> day of March, 1920.

Edward W. Porter, Probate Judge.

9355-

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio,

No. 9355

Proof of Signature of

In the matter of  
The Will of  
Miranda J. Eaton,  
Deceased.

Testimony.

Witnesses

To Will

The State of Ohio, Union County.

Personally appeared in open court, Carrie W. Hornbeck and Maud Pyles who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Miranda J. Eaton, deceased, depose and say: that James M. Campbell whose name appears as one of the subscribing witnesses to the Last Will and Testament of Miranda J. Eaton, deceased, hereto annexed, has since the date of said Will September 7<sup>th</sup> - 1916, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said James M. Campbell purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness

Maud Pyles.

Carrie W. Hornbeck.

Sworn to before me and signed in my presence, in open court, this 4<sup>th</sup> day of March, 1920.

Edward W. Porter, Probate Judge

9355

Order on Hearing Admission

To Probate and Record.

Journal Entry: Order on Hearing Admission to Probate and Record  
Probate Court, Union County, Ohio,  
March 4<sup>th</sup> 1920.

In the matter of  
The Will of  
Miranda J. Eaton, Deceased.

Be it Remembered, That, heretofore, to-wit: on the 4<sup>th</sup> day of March, A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Miranda J. Eaton, late of Paris Township, in this County, deceased, was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the next of kin of the testatrix, resident of the State of Ohio, having waived service herein, pursuant to a former

935-5

order of this Court.

And it further appearing to the Court that James M. Campbell, one of the subscribing witnesses to said Will is dead:

Therupon Grand Jurors, and Carrie H. Hornbeck, appeared in open Court, and were duly sworn, and examined according to law touching the genuineness of the signature of said James M. Campbell attached to said Will. Therupon on this day came Mrs. J. A. Reed, the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Miranda Z. Eaton, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Miles L. Myers, as Administrator &c, pay the costs herein taxed at \$5.00

Edward H. Porter, Probate Judge.  
Will

935-8

Last Will and Testament

In the Name of the Benevolent Father of All:

I, Miranda Z. Eaton, of Marysville, Ohio, do make and publish this my Last Will and Testament, to wit:

Item 1. I direct the prompt payment of my just debts and funeral expenses.

Item 2. I give, devise, and bequeath all the rest and residue of my estate, both real and personal, to my nephew, Frank Miller Eaton, absolutely, in recognition of his great kindness and thoughtfulness in my behalf.

I hereby revoke all former wills by me made. In Testimony Whereof, I have hereunto set my hand this 7<sup>th</sup> day of September, in the year 1916.

Miranda Z. Eaton.

Signed and acknowledged by the said Miranda Z. Eaton, as her last Will and Testament, in our presence; and signed by us in her presence.

Mrs. J. A. Reed - James M. Campbell -

Will

9361

Filed

Mar. 9<sup>th</sup> 1920.

9361

Application

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Filed  
Mar. 9<sup>th</sup> 1920.

In The Matter of The Will of Eli D. Ritter, Deceased  
Be it Remembered, That heretofore to-wit: on the 9<sup>th</sup> day of March, 1920, an instrument of writing purporting to be the Last Will and Testament of Eli D. Ritter, Deceased, was produced in open Court and offered for Probate and the following proceedings were had therein:

9361  
Application

Application for Probate of Will  
Probate Court, Union County, Ohio  
In The Matter of  
The last Will and  
Testament of  
Eli D. Ritter, Deceased.

Application to  
Admit to Probate.

To the Probate Court of said County:  
Your petitioner respectfully represents that Eli D. Ritter late a resident of the township of Blairtown in said County, died on or about the 6<sup>th</sup> day of March, A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Eli D. Ritter died leaving no widow, and the following named persons his only next of kin, to-wit:

Adam Ritter - brother - Marion, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

W. D. Kearnan, Petitioner.

9361  
Each

The State of Ohio, Union County.  
The above named W. D. Kearnan, being first duly sworn, says that the facts stated and allegations in the foregoing application, contained, are true as he verily believes.

W. D. Kearnan.

sworn to before me and signed in my presence, this 9<sup>th</sup> day of March, 1920.

Edward W. Porter, Probate Judge.

9361  
Orders for  
filing  
Will, notice  
and hearing.

Journal Entry: Orders for Filing Will, notice and Hearing.  
Probate Court, Union County, Ohio.  
March, 9<sup>th</sup> 1920.

In The Matter of  
The Will of  
Eli D. Ritter, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Eli D. Ritter, late of Blairtown Township, in this County, deceased, was produced in open Court for Probate it is now ordered that the said Will be filed in this Court and that due notice thereof and of the application to admit

9361

the same to probate and record be given to the next of kin of the testator, resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this court on the 16<sup>th</sup> day of March, 1920, at One O'clock, P.M.

Edward M. Porter, Probate Judge.

9361

Notice.

Probate Court, Union County, Ohio,

No. 9361

Notice of Probate.

In the matter of  
The Will of  
Eli D. Ritter, Deceased.

To W. D. Harmon, Esq.:

You are hereby commanded to notify Adam Ritter next of kin of said Eli D. Ritter, deceased, resident of the State of Ohio, giving at least 3 days notice;

That on the 9<sup>th</sup> day of March, 1920, an instrument of writing, purporting to be the last will and Testament of Eli D. Ritter, late of Clairborne Township in said County, deceased, was produced in open court, and an application to admit the same to probate was the same day made in said court. Said application will be for hearing before said court, on the 16<sup>th</sup> day of March, 1920, at One O'clock, P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as judge of the Probate Court, and the seal of said court, this 9<sup>th</sup> day of March, 1920.

Edward M. Porter, Probate Judge.

W. D. Harmon

9361

The State of Ohio, Union County.

Received this writ March 9<sup>th</sup> 1920, at 4 O'clock, P.M., and pursuant to its command, I did make service on said Adam Ritter by delivering of a copy of this notice, at his residence on the 15<sup>th</sup> day of March, 1920.

W. D. Harmon

9361

Testimony of Witnesses.

Probate Court, Union County, Ohio,

No. 9361

Testimony of Witnesses

Testimony of Witnesses

In the matter of  
The Will of  
Eli D. Ritter, Deceased.

The State of Ohio, Union County ss.

Personally appeared in open court David D. Pritchard and Hattie H. Harmon, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Eli D. Ritter, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 30<sup>th</sup> day of September 1911, purporting to

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Orders on  
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by the Last Will and Testament of Eli D. Ritter, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence, that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Eli D. Ritter at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Hattie H. Harmon — David L. Pritchard

known to be before me, and signed in my presence, by said witnesses in open court, this 16<sup>th</sup> day of March, 1920.

Edward H. Porter, Probate Judge

9361

Journal Entry: Order On Hearing Admission to Probate and Record, Probate Court, Union County, Ohio, March, 16<sup>th</sup> 1920.

Order on Hearing Admission to Probate and Record

In the matter of The Will of Eli D. Ritter, Deceased.

Probate and Record

Be it Remembered, that herebefore, on the 9<sup>th</sup> day of March, A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Eli D. Ritter, late of Belmont Township in said County, deceased, was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit the same to probate and record in this court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this court. Thereupon on this day came Hattie H. Harmon, and David L. Pritchard, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the court finds the aforesaid instrument of writing is the Last Will and Testament of said Eli D. Ritter, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this court.

It is further ordered that H. H. Harmon, as Executor, pay the costs herein taxed at \$ --- Edward H. Porter, Probate Judge

9361

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Will

I, Eli D. Ritter, of the Township of Chautauque, County of Union, State of Ohio, do make, this my last Will and Testament

It is my will that all my property, both chattel and real be converted into cash and that to the proceeds of said sale be added all monies that I may be possessed of at the time of my demise.

My executor is directed to adjust and settle all my just debts and claims due me.

Will

I desire that my executor shall cause to be erected a small head stone at my grave.

I give and devise all the residue of my estate to the Trustees of the Baptist Church of Richmond of which I am now a member. Said monies to be used by them as they may deem for the best interest of the church, a preference being given to placing the money at interest and both principal and interest applied to the building fund when a new house of worship is built, if one has not been built before my death.

I nominate and appoint H. D. Harmon as executor of this my last will and testament.

Signed and sealed this the 30<sup>th</sup> day of September, 1911.

Eli D <sup>his</sup> Ritter (seal)  
mark

Witness to the mark of said Eli D. Ritter,

David L. Richard

Hattie H. Harmon

Signed, published, and declared by the above named Eli D. Ritter as his last will and Testament, in the presence of us, who, at his request have signed as witnesses of the same.

David L. Richard

Hattie H. Harmon,

9366

Filed

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Application

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Will

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Will

9366. In the matter of the Last Will and Testament of  
 Filed Low Drake, Deceased.  
 March - In it Remembers that heretofore to wit: on the 20 day of  
 1920. March, 1920. an instrument of writing purporting to be the  
 Last Will and Testament of Low Drake, deceased, was  
 produced in ~~open~~ court, and offered for Probate and  
 the following proceedings were had therein:  
 9366 Application for Probate of Will  
 Probate Court, Union County, Ohio.

In the matter of  
 The Last Will and Testament of  
 Low Drake, Deceased,  
 Application to  
 Admit to Probate,  
 To the Probate Court of said County:  
 your petitioner respectfully represents that Low  
 Drake, late a resident of the township of Paris in  
 said County, died on or about the 26<sup>th</sup> day of February,  
 A. D. 1920, leaving an instrument in writing, here  
 with produced, purporting to be his last Will and  
 Testament.  
 That the said Low Drake died leaving Laura  
 B. Drake, his widow who resides at Marysville,  
 O. R. 1. and the following named persons his  
 only next of kin, to wit:  
 Laura B. Drake -  
 your petitioner offers said Will for probate, and  
 prays that a time may be fixed for the proving  
 of the same, and that said above named persons  
 residents in this State may be notified according  
 to law of the pendency of said proceedings.  
 Laura B. Drake, Petitioner

9366 The State of Ohio, Union County, ss.  
 Oath The above named Laura B. Drake, being first duly  
 sworn, says that the facts stated and allegations  
 in the foregoing application contained, are true as  
 she verily believes.  
 Laura B. Drake,  
 known to before me and signed in my presence  
 this 20<sup>th</sup> day of March, 1920.  
 Edward W. Foster, Probate Judge.

9366 The undersigned widow of the within named  
 widow testator resident of the State of Ohio, hereby waives  
 further notice, and consent to the probate of  
 said Will. Dated this 20<sup>th</sup> day of March, A. D. 1920,  
 Laura B. Drake.

9366

Journal Entry: Orders for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio.

Orders for Filing Will

In The Matter of The Will of Lou Drake, Deceased.

March 20<sup>th</sup> 1920.

Notice and for Hearing

This day an instrument of writing, purporting to be the last Will and Testament of Lou Drake, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be admitted the widow, having waived notice herein, said application will be for hearing before this Court on the 20<sup>th</sup> day of March, 1920. - at One O'clock P.M.

Edward H. Porter, Probate Judge

9366

Testimony of Witnesses.

Probate Court, Union County, Ohio No. 9366

Testimony of Witnesses

In The Matter of The Will of Lou Drake, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court A. K. Kallefrath and S. A. Bellville, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and Testament of Lou Drake, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 10<sup>th</sup> day of October 1919, purporting to be the last Will and Testament of Lou Drake, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Lou Drake at the time of executing the same was of full age, and of sound mind and memory and not under any restraint.

A. K. Kallefrath — S. A. Bellville.

Known to before me, and signed in my presence by said witnesses in open Court, this 20<sup>th</sup> day of March, 1920.

Edward H. Porter, Probate Judge

9366

Orders on Hearing Admission to Probate and Record

Journal Entry: Orders on Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio, March 20<sup>th</sup> 1920. In The Matter of The Will of Lou Drake, Deceased.

But it is remembered, that heretofore, to wit: on the 20<sup>th</sup> day of March, A. D. 1920, an instrument of writing,

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The 20<sup>th</sup>  
writing,

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purporting to be the Last Will and Testament of Low Drake late of Paris Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the widow having waived service herein pursuant to a former order of this Court.

Whereupon on this day came A. B. Kulepath, and D. A. Bellville, the subscribing witnesses to said Will; who being duly sworn testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Low Drake, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Laura B. Drake, as Executrix, pay the costs herein taxed at \$- .  
Edward H. Porter, Probate Judge.

9366

- Will -

I, Low Drake, being of sound mind and memory do make and publish this my last will and testament hereby revoking all last Wills and testaments made by me heretofore.

My wish and Will is that all my just debts and all legitimate claims be paid out of my estate as soon after my decease as soon as convenient.

It is my wish and will, and I devise by breath and Will to my beloved wife Laura B. Drake during her natural life to use occupy and use the farm of 17 <sup>22</sup>/<sub>100</sub> acres of land situate on the Marysville and Marion Road, Paris Township, Union County, Ohio, being the same premises purchased March, 28- 1908 from Earnest S. Bown, recorded in deed Vol. 94 page, 340, and being the same now in now living. After the death of my wife, I want the farm to go in equal shares

9366 share and share alike to the following named persons  
 Anna Street, Carrie Dill ~~being my nieces~~, being the  
 grand children of my brother, John Drake, Zora Trotter, and  
 Josephine Burnett, my two nieces, being the four persons  
 named that I want the farm to go to in fee simple after  
 the death of my wife as aforesaid stated.

I want all moneys, bonds notes and other  
 evidences of claims due me of what ever nature the same  
 may be deposited in any bank and holding by any person  
 or persons. I give devise and bequeath it to her my  
 wife absolutely to do with as she likes and use as she  
 sees fit and proper for her maintenance and support

I want her to have all personal property.

Misc

I do not want the farm sold unless it becomes  
 absolutely necessary for her support.

I hereby nominate and appoint my wife Laura B. Drake  
 executrix of this my last will and testament. I do not  
 want her give any bond, or have any appraisement  
 as I give her all personal property absolutely.

In witness whereof I have hereunto subscribed my  
 name to this my last will and testament this 10<sup>th</sup>  
 day of October 1919.

Low Drake.

In witness whereof we have hereunto set our hands  
 as witnesses to the signature of Low Drake, as his last  
 will and testament. October 10<sup>th</sup> 1919.

A. H. Kellefrath.

S. A. Bellville.

9366 In the matter of the Will of Low Drake, Deceased.  
 Probate Court, Union County, Ohio.

In the matter of  
 The Will of  
 Application Low Drake, Deceased. Application.

To the Honorable Judge of said Court:  
 The undersigned Laura B. Drake, widow of said  
 Low Drake, deceased, respectfully makes application  
 not to take under the Will of said decedent,  
 Dated this 20<sup>th</sup> day of March, 1920.

Laura B. Drake.

9366 Election of Widow.

Election In the matter of  
 of The Will of  
 Widow Low Drake, Deceased. Probate Court, Union County, Ohio,  
 No. 9366  
 Election of Widow.

I Laura B. Drake, widow of Low Drake, late of Paris  
 Township, Union County, Ohio, deceased, having had  
 explained to me, by the Probate Court, of said County,  
 the provisions of the Will of said decedent, the rights

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under it, and by law in the event of a refusal to take under the Will; hereby elect not to take the provision made for me in the last Will and Testament of said Low Drake, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Laura B. Drake, widow of Low Drake, Deced.

Signed in open Court this 20<sup>th</sup> day of March, 1920.

Edward H. Porter, Probate Judge.

Journal Entry  
Order On Election  
of Widow

Journal Entry: Order On Election of Widow.

Probate Court, Union County, Ohio,

March, 20<sup>th</sup> 1920.

Order On Election of Widow.

In the matter of  
The Will of  
Low Drake, Deceased,

This day Laura B. Drake widow of said Low Drake, deceased, appeared in open Court, in person, and made application not to take under the will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Laura B. Drake, widow thereupon elected not to take under said Will.

It is ordered that this proceeding be recorded and that Laura B. Drake as Executrix pay the costs herein taxed at \$--.

Edward H. Porter, Probate Judge.

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9366 share and share alike to the following named persons Anna Street, Carrie Dill ~~being my niece~~, being the grand children of my brother, John Drake, Zora Trotter, and Josephina Burnett, my two nieces, being the four persons named that I want the farm to go to in fee simple after the death of my wife as aforesaid stated.

I want all moneys, bonds notes and other evidences of claims due me of what ever nature the same may be deposited in any bank and holding by any person or persons. I give devise and bequeath it to her my wife absolutely to do with as she likes and use as she sees fit and proper for her maintenance and support

I want her to have all personal property.

Wife

I do not want the farm sold unless it becomes absolutely necessary for her support.

I hereby nominate and appoint my wife Laura B. Drake executrix of this my last will and testament. I do not want her give any bond, or have any appraisement as I give her all personal property absolutely.

In witness whereof, I have hereunto subscribed my name to this my last will and testament this 10<sup>th</sup> day of October 1919.

Low Drake.

In witness whereof we have hereunto set our hands as witnesses to the signature of Low Drake, as his last will and testament. October 10<sup>th</sup> 1919.

A. H. Kellefrath -

S. A. Bellville,

9366 In the matter of the Will of Low Drake, Deceased.

Probate Court, Union County, Ohio.

Application

In the matter of  
The Will of  
Low Drake, Deceased.

Application.

To the Honorable Judge of said Court:

The undersigned Laura B. Drake, widow of said Low Drake, deceased, respectfully makes application not to take under the Will of said decedent.

Dated this 20<sup>th</sup> day of March, 1920.

Laura B. Drake.

9366

Election of Widow.

Election of Widow

In the matter of  
The Will of  
Low Drake, Deceased.

Probate Court, Union County, Ohio.

No. 9366

Election of Widow.

I, Laura B. Drake, widow of Low Drake, late of Paris Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court, of said County, the provisions of the Will of said decedent, the rights

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under it, and by law in the event of a refusal to take under the Will; hereby elect not to take the provision made for me in the last Will and Testament of said Low Drake, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Laura B. Drake, widow of Low Drake, Deced.

Signed in open Court this 20<sup>th</sup> day of March, 1920.

Edmund H. Porter, Probate Judge.

Journal Entry  
Order On Election of Widow

Journal Entry: Order On Election of Widow.

Probate Court, Union County, Ohio,  
March, 20<sup>th</sup> 1920.

In the matter of  
The Will of

Order On Election of Widow.

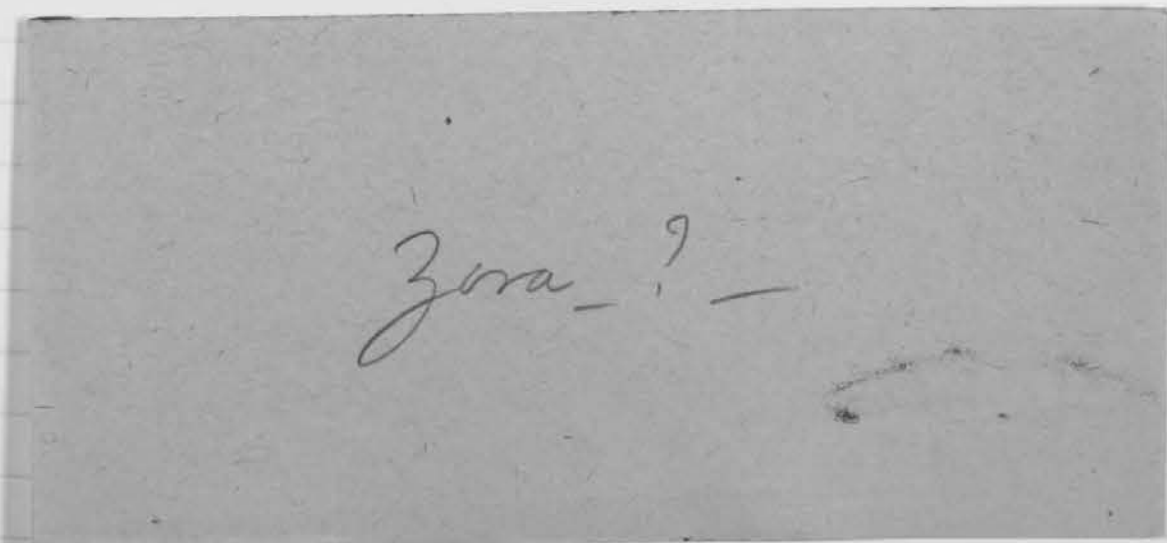
Low Drake, Deceased.

of  
Widow

This day Laura B. Drake widow of said Low Drake, deceased, appeared in open Court, in person, and made application not to take under the will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Laura B. Drake, widow thereupon elected not to take under said Will.

It is ordered that this proceeding be recorded and that Laura B. Drake as Executrix pay the costs herein taxed at \$--.

Edmund H. Porter, Probate Judge.



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9388 In the matter of The Last Will and Testament of <sup>Deceased</sup> J. B. Skidmore n.  
 Filed April 21-1920. <sup>Be it Remembered,</sup> that heretofore to-wit: on the 21<sup>st</sup> day of April 1920. an instrument of writing purporting to be the Last Will and Testament of J. B. Skidmore, deceased, was produced in open Court and offered for probate and the following proceedings were had thereon:

9388 Application for Probate of Will.  
 Probate Court, Union County, Ohio.  
 In the matter of Application  
 The Last Will and Testament of J. B. Skidmore, Deceased. to admit to Probate.  
 To the Probate Court of said County:  
 your petitioner respectfully represents that J. B. Skidmore late a resident of the township of York in said County, died on or about the 17<sup>th</sup> day of April A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last will and Testament.

That the said J. B. Skidmore, died leaving Lois F. Skidmore his widow who resides at York Township and the following named persons his only next of Kin, to-wit:  
 Clark A. Skidmore - brother - Mt Mansfield, O.  
 Don J. Skidmore. brother Washington D.C. Park Place, <sup>third</sup>  
 Ava Skidmore sister Mt Mansfield, O.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Lois F. Skidmore, Petitioner.

9388 The State of Ohio, Union County ss.  
 Oath The above named Lois F. Skidmore being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes

Lois F. Skidmore.

Known to before me and signed in my presence, this 21<sup>st</sup> day of April, 1920.  
 Agnes J. Porter, Deputy Clerk.

9388 The undersigned widow of the within named testator resident of the State of Ohio, hereby waives further notice and consent to the probate of said Will.  
 Dated this 21<sup>st</sup> day of April, A. D. 1920.  
 Lois F. Skidmore.

9388 Testimony of Witnesses

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 Order for Filing Will notice and Hearing in...  
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Deceased  
J. B. Skidmore  
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the following

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Journal Entry: Orders for Filing Will, Notice and Hearing  
Probate Court, Union County, Ohio  
Wednesday, April, 21, 1920.

Orders  
for  
Filing Will  
notice  
and  
Hearing

In the matter of  
The will of  
J. B. Skidmore, Deceased

This day an instrument of writing, purporting to be  
the last will and Testament of J. B. Skidmore, late of  
York Township, in this County, deceased, was produced  
in open court for Probate; it is now ordered that the  
said Will be filed in this Court, and that due  
notice thereof and of the application to admit the  
same to probate and record be given to the widow  
and next of kin of the testator, resident of the State  
of Ohio 1 day prior thereto, that said application  
will be for hearing before this Court on the 23<sup>rd</sup> day  
of April 1920. at One O'clock, P. M.

Edward H. Porter, Probate Judge.

9388

Notice.

Probate Court, Union County, Ohio,  
no. 9388  
Notice of Probate.

In the matter of  
The will of  
J. B. Skidmore, Deceased

Notice.

To Lois F. Skidmore, Greeting:  
you are hereby commanded to notify Clark A.  
Skidmore, and, Ava Skidmore, next of kin of said  
J. B. Skidmore, deceased, resident of the State of Ohio,  
giving at least 1 days notice;

That on the 21<sup>st</sup> day of April, 1920, an instrument  
of writing, purporting to be the last Will and Testament of  
J. B. Skidmore, late of York Township, in said County, deceased,  
was produced in open Court, and an application to  
admit the same to probate was the same day made  
in said Court. Said application will be for hearing  
before said Court, on the 23<sup>rd</sup> day of April 1920, at  
One O'clock, P. M.

Herein fail not, but of this  
wit and service thereof make due return.  
Witness my signature as Judge of the Probate Court  
and the seal of said Court, this 21<sup>st</sup> day of April  
1920.

Edward H. Porter, Probate Judge.

We, the under signed persons within named, do  
hereby acknowledge service of the within notice, this  
21<sup>st</sup> day of April, 1920.

Ava Skidmore - C. A. Skidmore.

Testimony of Witnesses

Probate Court, Union County, Ohio,  
No. 9388

9388  
Testimony of  
Witnesses

In the matter of  
The Will of  
J. B. Skidmore, Deceased

Testimony of Witnesses

9388

The State of Ohio, Union County, ss.

Personally appeared in open court, O. L. Kearny, and Oliver Powell, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of J. B. Skidmore, deceased, before and say that they were present at the execution of the instrument of writing now before them bearing date the 4<sup>th</sup> day of November, 1916 purporting to be the Last Will and Testament of J. B. Skidmore, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said J. B. Skidmore at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

O. L. Kearny.

Oliver Powell.

Sworn to before me and signed in my presence, by said witnesses in open court, this 23<sup>rd</sup> day of April, 1920.

Edward W. Porter, Probate Judge.

9388

Journal Entry: Order On Hearing Admission To Probate and Record, Probate Court, Union County, Ohio, Friday, April, 23<sup>rd</sup> 1920.

Order On Hearing Admission

In the matter of the Will of J. B. Skidmore, Deceased.

Probate and Record

Be it Remembered, that heretofore, to-wit: on the 21<sup>st</sup> day of April A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of J. B. Skidmore, late of York Township, in this County, deceased, was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit the same to probate and record in this court, has been given to the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this court.

Thereupon on this day came O. L. Kearny and Oliver Powell, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said J. B. Skidmore, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age of sound mind and memory, and not under

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Will.

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Application of Widow To Take under the Will said

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any restraint. It is therefore, by the court ordered that the said Will be admitted to Probate and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Lois F. Skidmore, as Administratrix, with the Will annexed, pay the costs herein taxed at \$--.

Eduard H. Porter, Probate Judge,

9388

Last Will and Testament

In the Name of the Benevolent Father of all:

I, I. B. Skidmore, of the Twp. of York County of Union and State of Ohio, do make and Publish this my Last Will and Testament,

First: My Will is that all my just debts and funeral expenses be paid out of my Estate, as soon after my decease as may be found convenient.

Second: I Give, Devise and Bequeath to Lois F. Skidmore my wife all my personal and real property.

I do hereby nominate and appoint Don I. Skidmore Executor of this my Last Will and Testament.

I hereby revoke all other Wills by me heretofore made.

In Testimony Whereof, I hereunto subscribe my name at Mt Mansfield, this 4<sup>th</sup> day of November, in the year of Our Lord One thousand Nine Hundred and Sixteen.

I. B. Skidmore.

The foregoing instrument was signed at the end thereof, by the said I. B. Skidmore, in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our name as attesting witnesses, at Mt Mansfield, this 4<sup>th</sup> day of Nov. A. D. 1916.

O. L. HARRY, resides at Mt Mansfield, Ohio.

Olin Powell, resides at Mt Mansfield, Ohio.

9388

Application of Widow To Take Under Will.

Probate Court, Union County, Ohio.

Application.

Application of Widow To Take under the Will

In the Matter of The Will of I. B. Skidmore, Deceased.

To the Honorable Judge of said Court:

The undersigned, Lois F. Skidmore, widow of said I. B. Skidmore, deceased, respectfully makes application to take under the Will of said decedent, Dated this 1<sup>st</sup> day of May, 1920.

Lois F. Skidmore

9388

Election of Widow

Probate Court, Union County, Ohio.

No. 9388

In the matter of  
The Will of

Election of Widow.

J. B. Skidmore, Deceased.

Election  
of  
Widow

I, Lois F. Skidmore, widow of J. B. Skidmore, late of York Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said county, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said J. B. Skidmore, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Lois F. Skidmore, widow  
of J. B. Skidmore, Deceased.

Signed in my open court this 1<sup>st</sup> day of May, 1920.  
Edward W. Porter, Probate Judge.

9388

Journal Entry: Order On Election of Widow.

Probate Court, Union County, Ohio.

May, 1<sup>st</sup>, 1920.

Order On  
Election  
of  
Widow

In the matter of  
The Will of  
J. B. Skidmore, Deceased.

Order On Election of Widow

This day Lois F. Skidmore, widow, of said J. B. Skidmore, deceased, appeared in open court, in person, and made application to take under the will of said decedent, and the court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Lois F. Skidmore widow, thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Lois F. Skidmore as Administratrix, pay the costs herein taxed at \$ - - within ten days.

Edward W. Porter Probate Judge.

9403  
Filed  
May 3-  
1920

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Application To

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May 3-  
1920

In the Matter of the Last Will and Testament of  
Esrom Fierds, Deceased.  
But Remembered, that heretofore to-wit: on the 3 day of May  
1920. an instrument of writing purporting to be the Last  
Will and Testament of Esrom Fierds, deceased, was produced,  
in open court and offered for probate and the following  
proceedings were had therein:

9403

Application for Probate of Will.  
Probate Court, Union County, Ohio.  
Application to Admit  
To Probate.  
In the Matter of  
The Last Will and  
Testament of Esrom Fierds,  
Deceased.

Application

To the Probate Court of said County:  
Your petitioner respectfully represents that Esrom Fierds  
late a resident of the township of Leesburg in said County,  
died on or about the 11<sup>th</sup> day of April A. D. 1920, leaving  
an instrument in writing, heretofore produced, pur-  
porting to be his last Will and Testament.

That the said Esrom Fierds, died leaving Elia W. Fierds  
his widow who resides at Magnetic Springs  
and the following named persons his only next of  
kin, to-wit:

Herbert E. Fierds	son	Richmond, Ohio.
Quincy M. Fierds	son	Richmond, Ohio. 4. R.
Clara E. Foose	daughter	Marion, Ohio
Mollie A. Robertson	"	Richmond, Ohio, R.D.
Jasper E. Wallace	"	Delaware, Ohio.

Your petitioner offers said Will for probate, and  
prays that a time may be fixed for the proving of  
the same, and that said above named persons  
residents in this State may be notified according to law  
of the pendency of said proceedings.

Quincy M. Fierds, Petitioner.

9403

The State of Ohio, Union County,  
The above named Quincy M. Fierds being first  
duly sworn, says that the facts stated and  
allegations in the foregoing application contained  
are true as he verily believes

Quincy M. Fierds,

sworn to before me and signed in my presence,  
this 3<sup>rd</sup> day of May 1920

Edward H. Porter, Probate Judge

9403

9403  
 Mrs. the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.  
 Dated this 4<sup>th</sup> day of May A.D. 1920.  
 Viantha Fields. Herbert E. Fields.  
 Quincy M. Fields. Lelara E. Fover  
 Melvin A. Robertson. Jessie E. Wallace.

9403  
 Journal Entry: Order for Filing Will, Notice and Hearing  
 Probate Court, Union County, Ohio  
 May, 3- 1920

Order  
 for  
 Filing Will  
 Notice  
 and  
 Hearing

In the matter of  
 The Will of  
 Esrom Fields, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Esrom Fields, late of Diebstung Township in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof <sup>and</sup> of the application to admit the same to probate and record be omitted the widow, and next of kin of the testator, resident of the State of Ohio, having waived notice herein said application will be for hearing before this Court on the 5<sup>th</sup> day of May, 1920. at One O'clock P.M.

Edward H. Porter, Probate Judge

9403  
 Proof of Signature of Witness to Will.  
 Probate Court, Union County, Ohio,  
 No. 9403  
 Testimony.

Testimony

In the matter of  
 The Will of  
 Esrom Fields, Deceased.

The State of Ohio, Union County, ss.  
 Personally appeared in open Court, Belle Snyder and Anna B. Snyder, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Esrom Fields, deceased, depose and say: that Geo. C. Snyder and Carl S. Snyder whose names appear as the subscribing witnesses to the Last Will and Testament of Esrom Fields, deceased, herewith annexed the second named above has, since the date of said Will, March, 23- 1916, deceased, and that the first named is now absent from the County of Union, and whose signature can not be secured within a reasonable time; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and also that of said absent witness, and that the signatures of said Geo. C. Snyder and Carl S. Snyder purporting to be theirs as the subscribing witnesses to said Will, is the true and genuine signatures of the said deceased witness

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 Probate and  
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Carl S. Snyder, and said absent witness Geo. C. Snyder,  
Belle Snyder — Anna B. Snyder.

known to before me and signed in my presence in  
open court, this 5<sup>th</sup> day of May 1920.

Edward H. Porter Probate Judge

9403  
Order On

Journal Entry: Order On Hearing, Admission to Probate and Record,  
Probate Court, Union County, Ohio  
May 5<sup>th</sup> 1920.

Hearing  
Admission

In the matter of  
The will of  
Esrom Fields, Deceased,

Probate and  
Record.

Be It Remembered, that heretofore, to-wit: On the 3<sup>rd</sup>  
day of May A. D. 1920, an instrument of writing, pur-  
porting to be the Last Will and Testament of Esrom  
Fields, late of Leesburg Township, in this County, deceased,  
was produced in open court and offered for probate  
and was then filed. And it now being shown

to the satisfaction of the court that due notice of the  
filing of said Will, and of the application to admit  
the same to probate and record in this Court, has  
been waived by the widow, and next of kin of the  
testator, resident of the State of Ohio, pursuant to a  
former order of this Court.

And it further appearing to the court that Carl S.  
Snyder, one of the subscribing witnesses to said Will is  
dead, and that Geo. C. Snyder, the other subscribing  
witness to said Will has gone from the County, and  
his testimony cannot be taken within a reasonable  
time.

Whereupon, Belle Snyder, and Anna B.  
Snyder appeared in open Court, and were duly sworn  
and examined according to law touching the  
genuineness of the signatures of said Geo. C. Snyder,  
and Carl S. Snyder, attached to said Will, which  
testimony was reduced to writing, by said witnesses  
respectively subscribed, and filed with said Will.

Whereupon the court finds the aforesaid  
instrument of writing is the last Will and Testament  
of said Esrom Fields, deceased; that the same was  
duly executed and attested; and that the said  
Testator, at the time of making, signing and  
sealing the same, was of full age, of sound mind  
and memory, and not under any restraint.

It is therefore, by the court ordered, that the said  
Will be admitted to Probate, and that the same,  
together with the testimony of the witnesses above  
named, be entered of record in this Court.

It is further ordered that Quincy W. Fields, as Executor,  
pay the costs herein taxed, at \$--

Edward H. Porter, Probate Judge.

9403

9403

Last Will and Testament

In the name of the Benevolent Father of all:

I, Esrom Fields, of the Village of Magnetic Springs County of Union and State of Ohio, do make and Publish this my Last Will and Testament

First: My will is that all my just debts and funeral expenses be paid out of my Estate as soon after my decease as may be found convenient.

Second: I Give, Devise and Bequeath to my beloved wife Viantha Fields, for and during her natural life, to use as she deems expedient, looking to her welfare and to the interest of my estate, all my property, both real and personal and mixed, subject only to the condition that a suitable monument, costing not less than One Hundred Dollars. (\$100.00) be erected at my grave for the use of my memory and also for the memory of my beloved wife.

Will

Third: I direct that at the decease of my beloved wife and I so give, devise and bequeath, that all the rest and remaining property go and become the property of my children, namely - Bust Fields; Quincy M. Fields, Clara Foss, Nellie Robertson, and Jessie Wallace, and in case any of them are dead at my said wife's decease, then and in that event, the deceased's share shall go to his or her living children. Provided, nevertheless, that if any of my said children or children's estate is indebted to me, or my wife or my estate at the death of my said wife, then such indebtedness shall be deducted from such debtor or his or her estate.

Fourth: I direct that in the event that any of said legatus or devisees under this my will become dissatisfied with this allotment and will and try to break this will that such persons shall be disinherited and shall receive nothing hereunder.

I do hereby nominate and appoint Quincy M. Fields, my son above mentioned Executor of this my Last Will and Testament, and I direct that no appraisement or inventory of my estate be taken during my beloved wife's survival.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I herewith subscribe my name, at Magnetic Springs O. this 23<sup>rd</sup> day of March, in the year of our Lord One thousand Nine Hundred and sixteen.

Esrom Fields.

The foregoing instrument was signed at the end thereof, by the said Esrom Fields in our presence and we heard him acknowledge the same as his last Will and Testament, and at his request and in his

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May 5-  
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presence, or hereunto respectively subscribed our names as attesting witnesses, at Magnetic Springs, Ohio this 23<sup>rd</sup> day of March A. D. 1916.

Geo. C. Snyder - resides at Delaware, Ohio.  
Leah C. Snyder - resides at Magnetic Springs, Ohio.

9403 Application of Widow - To Take Under Will.  
Probate Court, Union County, Ohio.

Filed  
May 5-  
1920.  
In the matter of  
The Will of  
Esrom Fields, Deceased.

To the Honorable Judge of said Court:  
The undersigned, Viantha Fields, widow of said Esrom Fields, deceased, respectfully makes application to take under the Will of said decedent.

Dated this 5<sup>th</sup> day of May 1920.  
Viantha Fields

9403 Election of Widow.  
Probate Court, Union County, Ohio.  
No. 9403  
In the matter of  
The Will of  
Esrom Fields, Deceased

Election  
of  
Widow

I, Viantha Fields, widow, of Esrom Fields late of Magnetic Springs Leesburg Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under, and by law in the event of a refusal to take under the Will: hereby elect to take the provision made for me in the last Will and Testament of said Esrom Fields, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Viantha Fields, Widow of  
Esrom Fields - Deceased.

Signed in open Court this 5<sup>th</sup> day of May, 1920.

Edw. H. Porter, Probate Judge

9403 Journal Entry: Order On Election of Widow.  
Probate Court, Union County, Ohio.  
Wednesday, May 5<sup>th</sup> 1920.  
Order On Election of Widow.  
In the matter of  
The Will of  
Esrom Fields, Deceased.

Order On  
Election  
of  
Widow

This day, Viantha Fields, widow of said Esrom Fields, deceased, appeared in open Court, in person, and made application to take under the will of said decedent.

And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will,

9403

said Viartha Fieds widow thereupon elected to take under said Will. It is ordered that this proceeding be recorded, and that Quincy M. Fieds as executor pay the costs herein taxed at \$... within ten days.

Edward H. Porter, Probate Judge.

9411  
Filed

In the Matter of The Last Will and Testament of Sarah J. Cratty, Deceased.

May 17-1920

But it Reminded, that heretofore, to wit, on the 17<sup>th</sup> day of May, 1920, an instrument of writing purporting to be the last will and testament of Sarah J. Cratty, deceased, was produced in open court and offered for probate and the following proceedings were had therein:

9411

Application for Probate of Will.

application

In the matter of The Last Will and Testament of Sarah J. Cratty, Deceased.

Application To Admit To Probate.

To the Probate Court of said County: your petitioner respectfully represents that Sarah J. Cratty late a resident of the township of Paris in said County, died on or about the 13<sup>th</sup> day of May, A.D. 1920, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That she said Sarah J. Cratty died leaving no one her widow, and the following named persons her only next of kin, to wit:

Ella P. Thompson	Sister	Marysville, Ohio.
Harry P. Weld	Nephew	Ithaca, N. Y.
H. Ernest Med.	Nephew	New York Columbia University.
John H. Maxwell, Jr.	Great nephew	E. Downingtown, Pa.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings.

Ella May Thompson. Petitioner

9411

The State of Ohio, Union County, ss.

Each

The above named Ella May Thompson, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she Verily believes.

Ella May Thompson.

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Order for Filing Will, Notice and Hearing.

9411

Testimony of Witnesses

9411 Sworn to before me and signed in my presence this 17<sup>th</sup> day of May, 1920.  
Edward W. Porter, Probate Judge

9411 We, the undersigned next of kin of the within named testatrix resident of the State of Ohio hereby waive further notice, and consent to the probate of said Will.  
Dated this 17<sup>th</sup> day of May, A.D. 1920.  
Ellen P. Thompson — Ellen May Thompson

9411 Journal Entry: Order for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio,  
May, 17<sup>th</sup> 1920.  
In the matter of  
The Will of  
Sarah J. Cratty, Deceased.

Hearing: This day an instrument of writing, purporting to be the last Will and Testament of Sarah J. Cratty, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testatrix, resident of the State of Ohio having waived service herein said application will be for hearing before this Court on the 17<sup>th</sup> day of May 1920, at One O'clock P.M.

Edward W. Porter, Probate Judge.

9411 Testimony of Witness  
Probate Court, Union County, Ohio,  
No. 9411  
Testimony of Witnesses.  
In the matter of  
The Will of  
Sarah J. Cratty, Deceased.  
The State of Ohio Union County.

Personally appeared in open Court S. Anderson, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Sarah J. Cratty, deceased, depose and say: That he was present at the execution of the instrument of writing now before them bearing date the 11<sup>th</sup> day of March, 1899 purporting to be the Last Will and Testament of Sarah J. Cratty, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Sarah J. Cratty at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint. — S. Anderson.

9411 Sworn to before me and signed in my presence by said witness in open court this 17<sup>th</sup> day of May, 1920.

Edward H. Porter, Probate Judge

9411 Proof of Signature of Witness To Will.

Probate Court, Union County, Ohio.

In the matter of  
The Will of

No. 9411

Testimony.

Proof of Signature of Witness To Will

Sarah J. Cratty, Deceased.  
The State of Ohio, Union County, ss.

Personally appeared in open court Carrie H. Hornbeck and Agnes D. Porter, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Sarah J. Cratty, deceased, depose and say: That John L. Porter, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Sarah J. Cratty, deceased, hereunto annexed, has, since the date of said Will, March 11<sup>th</sup>, 1899, deceased, that we are each of us well acquainted with the hand writing and signature of said deceased witness, and that the signature of said John L. Porter, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness John L. Porter.

Agnes D. Porter.

Carrie H. Hornbeck.

Sworn to before me and signed in my presence, in open court, this 17<sup>th</sup> day of May, 1920.

Edward H. Porter, Probate Judge

9411 Order on Hearing admission to Probate and Record

Journal Entry: Order on Hearing Admission to Probate and Record, Probate Court Union County, Ohio

In the matter of  
The Will of

Monday, May, 17<sup>th</sup> 1920.

Sarah J. Cratty, Deceased.

Be It Remembered, that, heretofore, to-wit: on the 17<sup>th</sup> day of May, A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Sarah J. Cratty, late of Paris Township, in this County, deceased, was produced in open court and offered for probate and was then filed.

And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit the same to probate and record in this court, has been omitted the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this court.

And it further appearing to the court that John L. Porter, one of the subscribing witnesses to said Will is dead; Thereupon Agnes D. Porter and Carrie H. Hornbeck appeared in open court and were duly sworn and examined according to law touching the genuineness of the signature of said John L. Porter attached to said Will.

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Will

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Whereupon on this day came S. Anderson, the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Sarah J. Gratty, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Ella May Thompson, as Administratrix<sup>et c.</sup> pay the costs herein taxed at \$---

Edward H. Porter, Probate Judge

9411

Will

In the Name of the Benevolent Father of all.

I, Sarah J. Gratty, of lawful age, and of sound <sup>and</sup> disposing mind and memory, do make, and publish this my last Will and Testament.

Item I It is my Will that my just debts be paid including a plain tombstone, to be erected at my grave - The kind of stone, and the cost of which I leave to the judgment and discretion of my sisters Matilda Med and Ella P. Thompson, and after this, it is my will, that my property be disposed of as follows:

Item II I will and devise my homestead in which I now reside in Marysville, Ohio, to my niece Ella May Thompson, in trust, and as trustee for her mother Ellen P. Thompson; and I especially will, and direct that no part of my property either real or personal or the proceeds of the same go to the payment of any existing debt, or liability of Ellen P. and her husband Alvin Thompson, or either of them. And in case of the death of my sister Ellen P. before that of Ella May Thompson, then that said homestead property vest at once, and absolutely in said Ella May Thompson. No restriction however is placed upon Ellen P. Thompson to sell this property while she lives.

Item III It is my will and desire that my said two sisters share equally in all property left by me, so far as possible after Item I is complied with.

And I hope and expect that the property left by me at my death, aside from said homestead, will equal or exceed in value the homestead property

Will

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devised in Item II; the values to be fixed by my said sisters or any other way that may seem proper to them, so as to comply as far as can be done, with my desire of equal division of my property between said sisters.

Item II. I appoint Theodore D. Wild, Executor, of this my Will; authorizing him to so act without giving any bond or security.

He will carry out my wishes as herein expressed, and should it be necessary for him, as my executor to sell any of my property real or personal to pay any of my debts, or any charge against my estate; I authorize him sell the same, and make complete title to the purchaser, and in case of real estate sold by him, as Executor, he is authorized to execute and deliver all good and proper deeds to purchasers, conveying to such purchaser such full and complete title to the same as I might have done if living; and compromise any debt due to, or from me as he may think best.

And to do all and every thing which may be necessary, to carry out the full intentions of this Will.

And all this I desire done, and authorize him to do, without the expense of any order of any Court for such purpose.

In Testimony Whereof, I hereunto set my hand this 11<sup>th</sup> day of March, 1899.

Sarah J. Cratty.

Signed and acknowledged by the said Sarah J. Cratty as her last will and testament, in our presence, and signed by us in her presence.

John L. Porter.

S. Anderson.

9412,  
Filed  
May, 17-  
1920.

Application

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9412,  
Filed  
May 17-  
1920.

In the matter of the will of Hiram Underwood, Deceased,  
Application to Admit to record Authenticated copy of  
Will and Order of Probate,  
Probate Court, Union County, Ohio,  
Application.

In the matter of  
The Will of  
Hiram Underwood, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that Hiram Underwood, late of Logan County, Ohio, died testate on or about the -- day of April, 1919; that his Will was duly proved and allowed in Logan County, Ohio, and that said Hiram Underwood died leaving Rachel Underwood his widow who resides in Logan County, Ohio.

The following named persons are interested in said Will as next of kin or otherwise, to-wit:

David W. Underwood	son
Mary E. Bullinger	daughter
Louisa J. Leitch	daughter
Sarah E. Underwood	daughter
Edwin H. Underwood	son
Elmer B. Underwood	son
Ida M. Hardesty	daughter
Charles W. Underwood	son

Your petitioner herewith produces an authenticated copy of said Will and of the order of probate thereof and further represents that said Will relates to property in the State of Ohio which property is situated in this County.

Your petitioner prays that said authenticated copy of said Will and order of probate may be admitted to record herein.  
Adèle M. Cheney,

9412  
Cath.

The State of Ohio, Union County,  
Adèle M. Cheney, petitioner being duly sworn, says the facts stated and allegations contained in the foregoing application are true as she verily believes  
Adèle M. Cheney,

Known to before me and signed in my presence. This  
17<sup>th</sup> day of May, 1920.  
Edward W. Porter, Probate Judge

9412  
Journal Entry: Order Admitting to Record  
Authenticated Copy of Will-

9412

Probate Court May 17<sup>th</sup> 1920.  
Order.

Order  
Admitting

In the matter of  
The Will of  
Hiram Underwood Deceased.

To  
Record  
Authenticated  
Copy of  
Will

This day Adele M. Cheney appeared in open court and produced an authenticated copy of the Will of Hiram Underwood late of Logan County, Ohio, deceased, and of the Order of Probate thereof; and made application for the admission of the same to record herein; and it appearing to the court that said Will was found and allowed in Logan County, State of Ohio, and that real estate devised by said Will is situated in this County. It is therefore ordered that said Authenticated Copy of said Will and Order of Probate be and the same hereby is allowed and admitted to record, and that the same be recorded in the Records of Wills of this office; and it is further ordered that said Adele M. Cheney pay the costs herein taxed at \$---.

Edward H. Porter, Probate Judge.

Copy of Will and Order of Court.

In the matter of  
The Will of  
Hiram Underwood.  
Deceased.

Probate Court - - - County, Ohio.  
No.  
Probate of Will.

Copy of Will  
and  
Orders of  
Court

Be it Remembered, That on the 23<sup>rd</sup> day of April, 1919, an instrument of writing purporting to be the Last Will and Testament of Hiram Underwood, deceased, was produced in open court, and an application filed therewith by O. L. Barry to admit the same to Probate and Record, whereupon the following proceedings were had:

And afterwards, to wit: on the 28<sup>th</sup> day of April, 1919 the Court ordered and decreed as follows:

Probate Court, April 28<sup>th</sup> 1919.

In the matter of the  
Will of  
Hiram Underwood, Deceased.

Be it Remembered, that heretofore, to wit: on the 23<sup>rd</sup> day of April A. D. 1919, an instrument of writing, purporting to be the last Will and Testament of Hiram Underwood late of Bokesweep Township, in this County, deceased, was produced in open court and offered for Probate, and was then filed. And it now being shown to the satisfaction of the Court, that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio; pursuant to a former order of this

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Court Thereupon on this day, came O. L. Harvey, and R. L. Balland, the subscribing Witnesses to said Will, who being duly sworn, testified to the due execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Hiram Underwood, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court, ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that the executor pay the costs herein.

Ernest Thompson, Probate Judge,

Said Will being in words and figures, to wit:  
In the name of the Benevolent Father of all:

I, Hiram Underwood, of the Village of West Mansfield, County of Logan and State of Ohio, do make and publish this my last will and testament.

First: My Will is that all my just debts, and funeral expenses be paid out of my estate as soon after my decease as may be found convenient.

Second: I give, and devise and bequeath to Rachel Underwood, my wife, the income from all my property both personal and real during her natural life.

Third: After the decease of my wife, Rachel Underwood, all my property both personal and real is to be given to my children, David H. Underwood, Mary E. Underwood Ballinger, Lorrissa J. Underwood Leeth, Sarah E. Underwood, Elmer D. Underwood, Edwin C. Underwood, Ida M. Underwood Hardesty, and Charles A. Underwood or their heirs on the following conditions, to wit:

1<sup>st</sup>. Each of the above heirs is to have an equal share in personal and real property, provided that they are in no way indebted to said Underwood estate.

2<sup>nd</sup>. In case any of the above mentioned heirs should be indebted to said Underwood estate, all of said indebtedness shall be deducted from his or her share, as the case might be.

3<sup>rd</sup> Any or all indebtedness after deducted

Will

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April, 1919,  
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9412 from respective shares shall be divided equal among my heirs  
 #<sup>th</sup> In case said executors cannot divide said personal  
 and real property satisfactory, the executors shall sell all  
 my personal and real property as soon as convenient and  
 the proceeds from said sale or sales shall be divided as  
 as above stated.

I do hereby nominate and appoint Edwin R. Underwood  
 and Charles A. Underwood, executors of this my last will  
 and testament.

I hereby revoke all other Wills by me heretofore made.  
 In testimony whereof, I hereunto subscribe my name  
 at Mt Mansfield, Ohio, this 27<sup>th</sup> day of January in the  
 year our Lord One Thousand Nine Hundred and  
 Sixteen.

Hiram Underwood.

9412 The foregoing instrument was signed at the end  
 thereof by the said Hiram Underwood in our presence,  
 and we heard him acknowledge the same as his last  
 Will and testament, and at his request and in his  
 presence we hereunto respectively subscribe our names  
 as attesting witnesses at Mt Mansfield, Ohio, this 27<sup>th</sup> day  
 of January 1916.

R. L. Holland. resides at Mt Mansfield, Ohio.  
 O. L. Carney resides at Mt Mansfield, Ohio.

Probate of Will.

Testimony of Witnesses  
 Probate Court, Logan County, Ohio  
 No. 1916

In the matter of  
 The Will of  
 Hiram Underwood, Deceased.

Testimony of Witnesses

The State of Ohio, Logan County ss.  
 Personally appeared in open court, R. L. Holland and  
 O. L. Carney, who being first duly sworn to testify the  
 truth, the whole truth, and nothing but the truth, in  
 relation to the execution of the last Will and Testaments  
 of Hiram Underwood, deceased, depose and say: that  
 they were present at the execution of the instrument  
 of writing now before them bearing date the day of  
 January 27<sup>th</sup> 1916, purporting to be the last Will and  
 Testament of Hiram Underwood, deceased, that  
 they respectively subscribed their names thereto as  
 witnesses at the request of said Testator and in his  
 presence; that they saw said Testator sign said instru-  
 ment at the end thereof, and heard him  
 acknowledge the same to be his Will, and that said  
 Hiram Underwood, at the time of executing the  
 same was of full age, and of sound mind and  
 memory, and not under any restraint.

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 Files

May 17 - 1916

Application  
 for  
 Transfer  
 of Real  
 Estate Deeds

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O. L. Barry. R. L. Holland.  
Known to before me, and signed in my presence,  
by said witnesses in open court, this 28<sup>th</sup> day of April, 1919.  
Ernest Thompson Probate Judge.

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The State of Ohio, Logan County.  
I, Ernest Thompson, Judge and Ex-officio Clerk of the  
Probate Court, within and for said County, hereby  
certify the foregoing to be a complete and true copy  
of the Last Will and Testament of Hiram Underwood  
deceased, as the same remains on file and record  
in said Court, together with the orders of said  
Court thereon, including the order of probate thereof, and  
the testimony of witnesses to prove the same, as recorded  
in Records of Wills, Vol. J, Page 238.

Witness by official signature and the seal of said  
Court, at Bellefontaine, this 5<sup>th</sup> day of May, 1920.  
Ernest Thompson  
Judge and Ex-officio Clerk of the Probate Court of Logan Co., Ohio.

9412  
Filed  
May 17-1920

In the Matter of the Will of Hiram Underwood Deceased,  
Application for Transfer of Real Estate Devised.  
Probate Court, Union County, Ohio  
No. 9412  
Application for Transfer of  
Real Estate Devised.  
In the Matter of  
The Will of  
Hiram Underwood,  
Deceased.

Application  
for  
Transfer  
of Real  
Estate Devised

Now comes Adela M. Cheney and represents to the  
Court that by the terms of the Last Will and Testament  
of Hiram Underwood, deceased, late of Logan County,  
Ohio, an authenticated copy of which Will was duly  
admitted to probate and record on the 17<sup>th</sup> day of May  
1920, and recorded in Vol. --- page --- of the  
Record of Wills of said County, Rachel Underwood and  
others are devised all the certain real estate belonging  
to said decedent without any specific description of  
said real estate being given.

The real estate owned by said decedent and  
so devised, is as follows, to wit:

"Second: - I give, devise and bequeath to Rachel  
Underwood, my wife, the income from all my property both  
personal and real, during her natural life.

Third: - After the decease of my wife, Rachel  
Underwood, all my property both personal and real  
is to be given to my children, David M. Underwood,  
May E. Underwood Ballinger, Louisa J. Underwood

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Deeds, Sarah E. Underwood, Elmer L. Underwood, Edwin H. Underwood, Ida M. Underwood Hardesty, and Charles A. Underwood, or their heirs.

Said real estate is described as Situate in the State of Ohio, County of Union and Township of York being part of Surveys No. 3236 and 6154 and bounded and described as follows:—

Beginning at a stone N. W. corner to said Survey No. 3236 a corner to Joseph Elliott heirs land; thence S. 12 1/4° W. 98.5 poles to a stone at the root of a black ash tree another corner to said Elliott's land; thence S. 12° W. 129.41 poles with the West line of said Survey No. 3236 to a stone; thence N. 80° W. 8.42 poles to a stake; thence S. 12° W. 35.84 poles crossing Bokes Creek to a stone on broken tile in the center of gravel road; thence S. 78 3/4° E. 73.80 poles intersecting Survey line at 8.46 poles to a stone at an angle in said gravel road; thence S. 50° E. 65 poles with the line of said gravel road to a stone S. W. Corner to Rebecca Penhorwood's land; thence N. 10 1/4° E. 158.20 poles crossing Bokes Creek to a stake S. W. Corner to Jerrd Plotner's land; thence N. 11 1/2° E. 130 poles with the West line of said Plotner's land to a stone on broken tile in the South line of Nesbit Jarmar's heirs land; thence N. 77° W. 114.8 poles passing a stone S. W. Corner to said Jarmar's land at 21.84 poles to the place of beginning, containing 198.10 acres. more or less.

Excepting therefrom the following described real estate, situate in the same County and Township and Survey No. 3236. Beginning at a stone at a root of a black ash tree, in the West line, of said Survey No. 3236. and S. E. Corner to land owned by the heirs of Joseph B. Elliott; thence S. 12° W. with the W. line of said Survey 165.5 poles crossing Bokes Creek, to a stone in the center of the gravel road; thence S. 78 3/4° E. 7.83 poles to a stone in said gravel road; thence N. 12° E. 165.5 poles crossing Bokes Creek to a stone corner; thence N. 78 3/4° W. 7.83 poles to the place of beginning, containing 8.10 acres of land.

Also excepting therefrom the following tract in the same County and Township and part of Survey No. 6154. Beginning at a stone and broken tile in the S. W. Corner to lands owned by Charles A. Underwood; thence S. 78 3/4° E. 8.42 poles with the center of the gravel road; thence N. 12° E. 35.84 poles to a stone and broken tile in Survey line; thence S. 80° W. 8.42 poles to a stake; thence S. 72° W. 35.84 poles to the place of beginning, containing 1.90 acres. more or less.

Total number of acres. 188.10 acres. more or less.

Your petitioner represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee.

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Authority to Transfer Real Estate devised.

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in H. Underwood  
State of  
of Surveys  
No. 3236  
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road; thence  
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9412 wherefor she prays for an order directing the transfer of said real estate upon the tax duplicate to the name of Mary E. Ballinger, Louisa J. Deeth, Rachel Underwood, David W. Underwood, Sarah E. Underwood, Edwin K. Underwood, and Charles A. Underwood, Elmer L. Underwood, Ida M. Hardesty, and that a certificate issue to them as by the statute in such case made and provided.

Adela M. Cheney

9412 The State of Ohio, Union County. ss. Adela M. Cheney, being duly sworn, says that the facts stated in the foregoing application are true, as she verily believes.

Adela M. Cheney

Sworn to before me and signed in my presence, this 17 day of May 1920.

*Recd* Edward W. Porter, Probate Judge.

9412 Journal Entry: Authority to Transfer Real Estate Devised Authority to Transfer Real Estate Devised. In the matter of The Will of Hiram Underwood, Deceased. Probate Court, Union County, Ohio, May 17<sup>th</sup> 1920. Authority to Transfer Real Estate. This day Adela M. Cheney, appeared in open bench and filed herein her application duly verified, for an order directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised Rachel Underwood and others, by Hiram Underwood deceased, which real estate was devised to them, without any specific description thereof.

Upon consideration whereof the Court finds upon the evidence that said real estate so devised is described as follows, to wit:

Real estate situated in the State of Ohio, County of Union and Township of York, being part of Surveys Nos. 3236 and 6154, and bounded and described as follows:-

Beginning at a stone N. W. corner to said Survey No. 3236, a corner to Joseph Elliott's land; thence S. 12 1/4 W. 98.5 poles to a stone at the root of a black ash tree another corner to said Elliott's land; thence S. 12 W. 124.41 poles with the West line of said survey No. 3236, to a stone; thence N. 80 W. 8.42 poles to a stake; thence S. 12 W. 35.84 poles crossing Bokes Creek to a stone on broken tile in the center of gravel road; thence S. 78 3/4 E. 73.80 poles to intersection survey line at 8.46 poles to a stone at an angle in said gravel road; thence S. 50 E. 65 poles with the line of said gravel road to a stone S. W. corner to Rebecca

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9412 Underwoods land; thence N.  $10\frac{1}{4}^\circ$  E. 158.20 poles crossing Bokes  
Creek to a stake S.W. corner to Jared Plotner's land; thence N.  
 $11\frac{1}{2}^\circ$  E. 130 poles with the west line of said Plotner's land to a  
stone on broken tile in the south line of Mrs. bet January's  
heirs land; thence N.  $77^\circ$  W. 114.8 poles passing a stone S.W.  
corner to said January's land, at 21.84 poles to the place of  
beginning, containing 198.10 acres, more or less.

Excepting therefrom the following described real estate, situated  
in the same County and Township and Survey No. 3236.

Beginning at a stone at a root of a black ash tree,  
in the west line of said Survey No. 3236, and S.E. corner to  
land owned by the heirs of Joseph B. Elliott; thence S.  $12^\circ$  W.  
with the W. line of said Survey 165.5 poles crossing Bokes  
Creek to a stone in the center of the gravel road; thence  
S.  $78\frac{3}{4}^\circ$  E. 7.83 poles to a stone in said gravel road; thence  
N.  $12^\circ$  E. 165.5 poles crossing Bokes Creek to a stone corner;  
thence N.  $78\frac{3}{4}^\circ$  W. 7.83 poles to the place of beginning,  
containing 8.10 acres of land.

Also excepting therefrom  
the following tract in the same County and Township  
and part of Survey No. 6154, beginning at a stone and  
broken tile in the S.W. corner to lands owned by Charles A.  
Underwood; thence S.  $78\frac{3}{4}^\circ$  E. 8.42 poles with the center of  
the gravel road; thence N.  $17^\circ$  E. 35.84 poles to a stone  
and broken tile in survey line; thence S.  $80^\circ$  W. 8.42 poles  
to a stake; thence S.  $12^\circ$  W. 35.84 poles to the place of  
beginning, containing 1.90 acres, more or less.

Total number of acres, 188.10 acres, more or less.

And it appearing to the satisfaction of the Court that  
the terms of said Will have been fully complied with on the  
part of said Devisees, herein before named, it is ordered  
that such real estate be transferred upon the Duplicate  
of the County to the name of Rachel Underwood and  
others and that a certificate issue to said Rachel  
Underwoods and others, as provided by law.

Edward W. Porter

Probate Judge.

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Filed  
Mar. 29  
1920.

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Application

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9371 In the matter of the Last Will and Testament of  
 Filed Philip H. Lind. Deceased.  
 Mar. 29<sup>th</sup> 1920. It is Reminded, that heretofore, to-wit: on the 29<sup>th</sup> day of March, 1920, an instrument of writing purporting to be the last will and Testament of Philip H. Lind, Deceased, was produced in open court and offered for probate, and the following proceedings were had therein:

9371 Application for Probate of Will.  
 Probate Court, Union County, Ohio.  
 In the matter of Application to  
 the Last Will and Testament of admit to  
 Philip H. Lind, Deceased. Probate.

Application to the Probate Court of said County:  
 your petitioner respectfully represents that Philip H. Lind, late a resident of the township of Leesburg, in said County, died on or about the 28<sup>th</sup> day of March, A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last will and Testament;

That the said Philip H. Lind died leaving Mary Lind his widow, who resides at Magnetic Springs and the following named persons his only next of kin, to-wit:

Jessie B. Heaster	daughter	Magnetic Springs, Ohio.
William H. Lind	son	Magnetic Spr. "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

William H. Lind, Petitioner.

9371 The State of Ohio, Union County, ss.  
 The above named William H. Lind, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.  
 William H. Lind.

Known to before me and signed in my presence, this 29<sup>th</sup> day of March, 1920.  
 Edward W. Porter, Probate Judge.

9371 I, the undersigned, next of kin of the within named testator, resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.  
 Dated this 29<sup>th</sup> day of March, A. D. 1920.  
 Jessie B. Heaster  
 William H. Heaster.

9371  
Orders  
for filing  
will  
notice  
and  
hearing

Journal Entry: Orders for filing will, notice and hearing.  
Probate Court, Union County, Ohio.  
In the matter of  
The Will of  
Philip H. Lind, Deceased.

March, 29 - 1920.

This day an instrument of writing, purporting to be the last will and Testament of Philip H. Lind, late of Jessburg Township, in this County, deceased, was produced in open court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio, one day prior thereto, that said application will be for hearing before this Court on the 1<sup>st</sup> day of April, 1920. at One O'clock, P.M.

Edward W. Porter, Probate Judge.

9371  
Testimony  
of  
Witnesses

In the matter of  
The Will of  
Philip H. Lind, Deceased.  
The State of Ohio, Union County.

Testimony of Witnesses.  
Probate Court, Union County, Ohio.  
no. 9371  
Testimony of Witnesses.

Personally appeared in open court, David Franklin and Wm King, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Philip H. Lind, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 18<sup>th</sup> day of April, 1919, purporting to be the Last Will and Testament of Philip H. Lind, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Philip H. Lind, at the time of executing the same was of full age and of sound mind and memory, and not under any restraint.

David Franklin  
Wm King

Known to before me and signed in my presence, by said witnesses in open court, this 1<sup>st</sup> day of April, 1920.

Edward W. Porter, Probate Judge

9371  
Notice

In the matter of  
The Will of  
Philip H. Lind, Deceased,  
To Wm King, Executor:  
you are hereby commanded to notify Mary Lind, widow.

Probate Court, Union County, Ohio,  
no. 9371  
Notice of Probate.

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Orders  
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giving at least one day notice:

That on the 29<sup>th</sup> day of March, 1920, an instrument of writing, purporting to be the last will and Testament of Philip H. Lind, late of Leeburg Township in said County, deceased, was produced in open court, and an application to admit the same to probate was the same day made in said court. Said application will be for hearing before said court, on the 1<sup>st</sup> day of April, 1920, at one o'clock, P. M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said court, this 29<sup>th</sup> day of March, 1920.

*Real* Edward W. Porter, Probate Judge.

Return

9371

The State of Ohio, Union County, ss.

Return

Received this writ March, 29<sup>th</sup> 1920, at 3. O'clock P. M. and pursuant to its command, I served same on the Widow, a true copy thereof, on said 29<sup>th</sup> day of March 1920, at 3. O'clock, P. M.

Wm. King

I, the undersigned person, within named, do hereby acknowledge service of the within notice, this 29<sup>th</sup> day of March, 1920.

Mary Lind.

9371

Journal Entry: Orders On bearing, Admission to Probate and Record, Probate Court, Union County, Ohio.

Orders

On

Hearing

Admission

To

Probate and Record.

In the matter of

The Will of

Philip H. Lind, Deceased.

April, 1<sup>st</sup>, 1920.

Be it Remembered, that heretofore, Court; on the 29<sup>th</sup> day of March, A. D. 1920, an instrument of writing, purporting to be the last will and Testament of Philip H. Lind late of Leeburg Township, in this County, deceased, was produced in open court, and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow, the next of kin of the testator, <sup>resident of the state of Ohio</sup> having waived service herein, pursuant to a former order of this Court.

Thereupon on this day, came David Franklin, and William King, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced

9371 to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Philip H. Lind, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Hiram H. Hester, as Executor, pay the costs herein taxed at \$...

Edward H. Porter, Probate Judge.

Last Will and Testament.

In the Name of the Reverend Father of all:

I, Philip H. Lind of the Village of Magnetic Springs, County of Union and State of Ohio do make and Publish this my Last Will and Testament.

First: My will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient.

Second: I Give, Devise and Bequeath to my son, William H. Lind and my daughter, Jennie B. Hester, Lot No. 19 laying South of lot No. 20, in the Incorporated Village of Magnetic Springs, Union County, Ohio, they to share alike in said lot on the East side of Rose Street 25 feet, 76 1/2 feet back to alley.

Item 3<sup>rd</sup>. I give and bequeath to my wife Mary Lind the Lot No. 18. The North one-half of said Lot consisting of 12 1/2 feet fronting on Rose Street and 76 1/2 feet back to Alley. during her natural life, and at her death the same to go to William H. Lind and Jennie B. Hester my son and daughter.

Item 4. It is my will that my daughter Jennie B. Hester be given Marble Top Dresser with glass on top of it same being in my house, where I live at present, also my daughter Jennie B. Hester have the small cupboard that her Grand father gave her years ago, also that my daughter Jennie B. Hester have small looking glass set in scroll frame that I made myself.

Item 5:

It is my will that William H. Lind my son have my violin with box for same.

I do hereby nominate and appoint Hiram H. Hester, Executor, of this my Last Will and Testament.

I hereby revoke all other Wills by me heretofore

Will

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Will

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Filed

Apr. 5 - 1920

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9371 made. In Testimony whereof, I hereunto subscribe my name  
 at Magnetic Springs, this 18<sup>th</sup> day of April, in the year of our  
 Lord One thousand nine hundred and nineteen, (1919)  
 Philip H. Lind

Will The foregoing instrument was signed at the end thereof  
 by the said Philip H. Lind in our presence and we heard  
 him acknowledge the same as his last will and  
 Testament, and at his request and in his presence,  
 we hereunto respectively subscribe our name as  
 attesting witnesses, at Magnetic Spring this 18<sup>th</sup> day of  
 April, A. D. 1919.

David Franklin, resides at Magnetic Springs, O.  
 Wm. King resides at Magnetic Springs, O.

9371 In the matter of the Will of Philip H. Lind, deceased.  
 Files Citation to Widow To make Election,  
 Apr. 5-1920 The State of Ohio Probate Court.

Union County, O.  
 To Mary Lind, widow of Philip H. Lind, deceased,  
 You are hereby notified that the last Will and  
 Testament of Philip H. Lind, deceased, was on the  
 1<sup>st</sup> day of April, 1920, duly admitted to Probate by the  
 Probate Court of said County.

You are hereby cited to appear in person before  
 said Probate Court within One Year from the date of  
 the service of this citation, and make your election  
 whether you will take the provision made for you  
 in said Will, or be endowed of the lands of your  
 deceased consort, and take your distributive share  
 of his personal estate, pursuant to the statute in  
 such cases provided.

In Testimony whereof, I have hereunto set my  
 hand and affixed the seal of said Probate Court,  
 at Marysville, Ohio, this 5<sup>th</sup> day of April, 1920.  
 Edward H. Porter, Probate Judge.

I hereby acknowledge service of the within citation  
 this 5<sup>th</sup> day of April, A. D. 1920.  
 Mary Lind.

9421  
Filed June  
4<sup>th</sup> 1920.

In the Matter of the Last Will and Testament of  
Olin C. Storms, Deceased.  
Be it Remembered, That heretofore, to-wit: On the 4<sup>th</sup> day of June  
1920, an instrument of writing purporting to be the last Will  
and Testament of Olin C. Storms, deceased, was produced in  
open court and offered for probate, and the following pro-  
ceedings were had therein:

9421  
Application

Application for Probate of Will.  
Probate Court, Union County, Ohio.  
Application  
to  
Admit to Probate.  
In the Matter of  
The Last Will and  
Testament of  
Olin C. Storms, Deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that Olin C. Storms  
late a resident of the township of York in said County, died  
on or about the 25<sup>th</sup> day of May, A.D. 1920, leaving an  
instrument in writing, herewith produced, purporting to be his  
last Will and Testament.

That the said Olin C. Storms, died leaving Ruth Storms  
his widow, who resides at York Township, and the following  
named persons, his only next of kin, to-wit:  
Lutellus Storms - son - W. Mansfield, R. 4, Ohio.

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the same,  
and that said above named persons residents in this  
State may be notified according to law of the pendency  
of said proceedings.

Nate L. Moffitt, Petitioner

9421  
Oath

The State of Ohio, Union County, ss.  
The above named Nate L. Moffitt, being first duly sworn,  
says that the facts stated and allegations in the foregoing  
application contained, are true as he verily believes,  
Nate L. Moffitt.

Sworn to before me, and signed in my presence, this 4<sup>th</sup>  
day of June, 1920. ~~ss~~ Edward H. Potter, Probate Judge.

9421  
Name

now, the undersigned, widow, and next of kin of the  
within named testator, resident of the State of Ohio, hereby  
waive further notice, and consent to the probate of said  
Will. Dated this 4<sup>th</sup> day of June, A.D. 1920.  
Ruth Storms,  
Lutellus Storms.

9421

Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio.

9421

In the Matter of the Last Will and Testament of Olin C. Storms, Deceased.  
Application for Probate of Will.  
Probate Court, Union County, Ohio.  
Application to Admit to Probate.

9421

Testimony of Lutellus Storms

The undersigned, Lutellus Storms, son of the said Olin C. Storms, do hereby certify that the facts stated in the foregoing application are true as he verily believes.

Lutellus Storms

9421

9421

In the matter of  
The Will of  
Olin L. Storms, Deceased.

June 4<sup>th</sup> 1920.

This day an instrument of writing purporting to be the last Will and Testament of Olin L. Storms, late of York Township, in this County, deceased, was produced, in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived notice herein, said application will be for hearing before this Court on the 4<sup>th</sup> day of June, 1920, at One O'clock, P.M.

Edward H. Porter, Probate Judge.

9421

Testimony of Witnesses

Probate Court, Union County, Ohio,  
No. 9421.

Testimony  
of  
Witnesses

In the matter of  
The Will of  
Olin L. Storms, Deceased.

Testimony of Witnesses

The State of Ohio, Union County.

Personally appeared in open Court, Kate L. Moffitt and Philip Smith, who bring first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Olin L. Storms, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 17<sup>th</sup> day of May, 1920, purporting to be the Last Will and Testament of Olin L. Storms, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Olin L. Storms at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Philip Smith,

Kate L. Moffitt,

Sworn to before me and signed in my presence, by said witnesses in open Court, this 4<sup>th</sup> day of June, 1920.

*Real*

Edward H. Porter, Probate Judge.

9421

Journal Entry: Orders On Hearing Admission to Probate and Record

Ohio.

9421

Probate Court, Union County, Ohio.

June 4<sup>th</sup> 1920

In the matter of  
The Will of  
Oliver C. Storms, Deceased,

Be it Remembered, that heretofore, to-wit: on the 4<sup>th</sup> day of June A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Oliver C. Storms, late of York Township, in this County, deceased, was produced in open Court and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been waived by the widow, and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came Phillip Smith, and Nate L. Moffitt, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Oliver C. Storms, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Luteilus Storms, as Administrator &c. pay the costs herein taxed at \$--,  
Edward W. Porter, Probate Judge.

9421

Last Will and Testament

I, Oliver C. Storms of the Township of York County of Union and State of Ohio, do make and Publish this my last will and testament.

Will

First: My will is that all my just debts and funeral expenses, be paid out of my estate, as soon after my decease as may be found convenient.

Second: I give, devise and bequeath to my wife Ruth Storms all that part of my farm, on which my dwelling stands, consisting of about 87 acres, and lying north of the gravel road, and situated in York Township, Union County, Ohio, to have and hold during her natural life, then after her death, to

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my son Luteilus Storms during his life then to his children in fee simple.

Item 3. I give and bequeath to my said wife all my house hold furniture, bonds, stocks, notes, and credits of whatsoever kind, except five shares in the West Mansfield Elevator Company. I also give to my said wife all of my money except Fifteen Hundred Dollars.

I also give to my wife my automobile, also all my live stock of whatsoever kind, except my horses which I give to my son.

I give to my wife the above mentioned chattels absolutely with power to dispose of the same for her comfort and support, and in lieu of dower.

If anything or sum of money should remain at her death, it shall go to my son Luteilus Storms.

Item 4. I give and devise to my son Luteilus Storms all the remaindered of my farm, consisting of about of about 203 acres, situated south of said gravel road to have and hold during his natural life. If my son should die leaving a wife, said wife is to hold a dower interest, until her death, or remarries, then to my sons children.

Will

Item 5. I give to my son my five shares of stock in the West Mansfield, Ohio, Elevator Company.

Item 6. I give to my son Fifteen Hundred Dollars.

Item 7. I give to my son all my farm, implements, harness &c.

Item 8. The residue of my property, I give in equal shares to my said wife and said son.

I do hereby nominate and appoint my wife Ruth Storms, Executrix of this my Last Will and Testament.

It is my will and I so direct that she serve without bond, and that the same be dispensed with.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof I hereunto subscribe my name at York, Ohio, this 17<sup>th</sup> day of May, in the year of Our Lord One Thousand Nine Hundred and Twenty, (1920).

Olivor C. Storms.

The foregoing instrument was signed at the end thereof, by the said Olivor C. Storms in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at York, O., this 17<sup>th</sup> day of May, 1920.

Phillip Smith, resides at West Mansfield, Ohio, P. O.

Nate L. Knoffel resides at Peoria, Ohio P. O.

9421

Election Pg. 181

9423  
Filed

In the Matter of the Last Will and Testament of  
Lewis Johnson, Deceased.

June 9<sup>th</sup>  
1920.

Be it Remembered, That heretofore, to-wit: On the 9<sup>th</sup> day of June, 1920,  
an instrument of writing purporting to be the last will and  
Testament was produced in open Court and offered for probate  
and the following proceedings were had therein:

9423

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the Matter of  
The Last Will and  
Testament of  
Lewis Johnson, Deceased.

Application  
To Admit  
To Probate.

Application

To the Probate Court of said County:

Your petitioner respectfully represents that Lewis Johnson  
late a resident of the township of Dover in said County,  
died on or about the 7<sup>th</sup> day of June, A. D. 1920, leaving  
an instrument in writing, herewith produced, purporting  
to be his last Will and Testament.

That the said Lewis Johnson, died leaving no widow,  
and the following named persons his only next of kin, to-wit:

Jerry Johnson	brother	New Dover, Ohio
Elizabeth Thomas	sister	" " "
Adam C. Johnson	brother	" " "
Lucy Andrews	sister	Delaware, Ohio, R. 8.
George Johnson	brother	Fortonia, Ohio.
Thomas Thomas	brother	

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the same,  
and that said above named persons residents in this  
State may be notified according to law of the  
pendency of said proceedings.

Phineas Thomas, Petitioner.

9423  
Oath

The State of Ohio, Union County.

The above named Phineas Thomas being first, duly sworn,  
says that the facts stated and allegations in the for-  
going application contained, are true as he verily believes.

Phineas Thomas

Sworn to before me and signed in my presence this 11<sup>th</sup>  
day of June 1920.

*Edw* Edward H. Porter, Probate Judge

9423

Minor

Mr. the undersigned, next of kin of the within named  
testator, resident of the State of Ohio, hereby gives further  
notice and consent to the probate of said Will.

Dated this 11<sup>th</sup> day of June, A. D. 1920.

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Jerry  
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Orders

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9423 Jerry Johnson, Elizabeth Thomas, Adam C. Johnson, Lucy Andrews, George Johnson, Plineas Thomas.

9423 Journal Entry: Orders for Filing Will, Notice and Hearing Probate Court, Union County, Ohio, June 9<sup>th</sup> 1920. In the matter of The Will of Lewis Johnson Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Lewis Johnson, late of Dover Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testator resident of the State of Ohio having waived notice herein said application will be for hearing before this Court on the 11<sup>th</sup> day of June, 1920, at 1 o'clock P.M.

Edward H. Porter, Probate Judge.

9423 Testimony of Witnesses. Probate Court, Union County, Ohio, No. 9423 Testimony of Witnesses. In the matter of The Will of Lewis Johnson Deceased. The State of Ohio, Union County.

Personally appeared in open Court George M. Gamble and Fred A. Mitchell, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and Testament of Lewis Johnson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 28<sup>th</sup> day of March, 1920, purporting to be the last will and Testament of Lewis Johnson, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; That they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Lewis Johnson, at the time of executing the same was of full age and of sound mind and memory, and not under any restraint;

George Gamble Fred A. Mitchell

Sworn to before me and signed in my presence by said witnesses in open Court, this 11<sup>th</sup> day of June, 1920.

Edward H. Porter, Probate Judge.

9473

Journal Entry: Orders On Hearing, Admission To Probate and Record, Probate Court, Union County, Ohio,

June 11<sup>th</sup> 1920.

Orders on hearing admission to Probate and Record

In the matter of the Will of Lewis Johnson, Deceased,

Be it Remembered, that heretofore, to-wit: on the 9<sup>th</sup> day of June A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Lewis Johnson, late of Dover Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been waived by the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came George W. Sauble and Fred A. Mitchell, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Lewis Johnson, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$ -

Edward W. Porter, Probate Judge.

9473

Last Will and Testament

Will

In the name of the Benevolent Father of all:

I, Lewis Johnson, of the New Dover of Dover Tp. County of Union and State of Ohio, do make and publish this my last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my Estate, as soon after my decease as may be found convenient.

Second: I give, devise and bequeath to Elizabeth Thomas my sister and her son Phineas Thomas, the following property one house and lot situated in Dover Tp. County of Union and the State of Ohio. If not sold

9473

Will

9474 Filed June 14 1920.

application

9474

9423

before my decease. If sold the proceeds and household goods goes to my sister Elizabeth Thomas and her son Plineas Thomas equal share.

I do hereby nominate and appoint Jacob Edelblute, Executor of this my Last Will and Testament.

I hereby revoke all other Wills by me heretofore made. In Testimony whereof, I hereunto subscribe my name at New Dover, O. this 28<sup>th</sup> day of March in the year of our Lord One Thousand Nine Hundred and 20.

Lewis Johnson.

The foregoing instrument was signed at the end thereof by the said Lewis Johnson in our presence and we heard him acknowledge the same as his last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at -----, this 28<sup>th</sup> day of March, A.D. 1920.

George W. Sauble, resides at New Dover, O.

Fred A. Mitchell, resides at New Dover, O.

9424

Filed

June 14

1920.

In the matter of the Will of Belara Hamilton Hoskins, Deceased. Application To Admit To record authenticated copy of Will and Order of Probate.

Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Belara Hamilton Hoskins,  
Deceased,

Application.

To the Probate Court of said County:  
Your petitioner respectfully represents that Belara Hamilton Hoskins late of Franklin County, Ohio, died testate on or about the 18<sup>th</sup> day of April, 1919; that her Will was duly proved and allowed in Franklin County, Ohio, and that said Belara Hamilton Hoskins, died leaving Samuel A. Hoskins her widow who resides at Columbus, Ohio.

The following named persons are interested in said Will as next of kin or otherwise, to-wit:

George O. Hoskins	son	Columbus, Ohio,
Allen H. Hoskins	son	Columbus Ohio
Donald J. Hoskins	son	Columbus Ohio,
Helena M. Hoskins	daughter	Columbus, Ohio.

Your petitioner herewith produces an authenticated copy of said Will and of the order of probate thereof and further represents that said Will relates to

9424

property situate in the State of Ohio, which property,

9424 or a part thereof is situate in this county.  
 your petitioner prays that said authenticated copy of said  
 Will and order of probate may be admitted to record herein,  
 Adela M. Cheney.

9424 The State of Ohio, Union County,  
 Oath Adela Moursy Cheney, petitioner bring duly sworn says  
 that the facts stated and allegations contained in the  
 foregoing application are true as she verily believes.  
 Adela M. Cheney.  
 Sworn to before me and signed in my presence, this 14<sup>th</sup> day  
 of June, 1920. Edward H. Porter, Probate Judge

9424 Journal Entry: Order Admitting to Record Authenticated Copy  
 of Will and Order of Probate.  
 Probate Court, June 14<sup>th</sup> 1920.  
 Order.  
 In the Matter of  
 The Will of  
 Clara Hamilton Hoskins  
 Deceased.  
 This day Adela Moursy Cheney appeared in open Court  
 and produced an Authenticated copy of the Will of  
 Clara Hamilton Hoskins late of Franklin County, Ohio,  
 deceased, and of the Order of Probate thereof; and made  
 application for the admission of the same to record herein;  
 and it appearing to the Court that said Will was executed  
 proved and allowed in Franklin County, State of Ohio, and  
 that said Will relates to property situate in the State  
 of Ohio, which property, or a part thereof is situate in  
 Union County: It is therefore ordered that  
 said Authenticated copy of said Will and Order of Probate  
 be and the same hereby is allowed and admitted to  
 record, and that the same be recorded in the Records  
 of Wills of this office; and it is further ordered that said  
 Adela Moursy Cheney as agent for Samuel A. Hoskins  
 pay the costs herein taxed at \$--.  
 Edward H. Porter, Probate Judge.

9424 Application for Probate of Will.  
 Probate Court, Franklin County, Ohio,  
 Application to  
 Admit To Probate.  
 In the Matter of  
 The Last Will and  
 Testament of  
 Clara Hamilton Hoskins, Deceased.  
 To the Probate Court of said County:  
 Your petitioner respectfully represents that Clara Ham-  
 iltan Hoskins, late a resident of the Township of Franklin,  
 in said County, died on or about the 18<sup>th</sup> day of

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April A.D. 1918. leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the said Clara Hamilton Hoskins died leaving Samuel A. Hoskins her widow who resides at Columbus, Ohio, and the following named persons her only next of kin, to-wit:

Name	Age	Degree of Kinship	Address
George O. Hoskins	20	Son	Columbus, Ohio <sup>(now with A. E. T. France)</sup>
Allen H. Hoskins		son	Columbus, Ohio
Donald J. Hoskins	20	son	Columbus, Ohio <sup>(now with A. E. T. France)</sup>
Kelley M. Hoskins	17	daughter	Columbus, Ohio

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Samuel A. Hoskins, Petitioner

9424

The State of Ohio, Franklin County, ss.

I, the undersigned, Clerk of the Court of Probate for said County, Ohio, do hereby certify that the facts stated and allegations in the foregoing application contained, are true as the same are truly believed.

Samuel A. Hoskins,

known to me and signed in my presence, this 11<sup>th</sup> day of Dec. 1918.

(seal) Homer G. Bostwick, Probate Judge.

9424

We, the undersigned widow and next of kin of the within named testatrix resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 11<sup>th</sup> day of December, A.D. 1918.

Samuel A. Hoskins,

Allen H. Hoskins,

9424  
Orders  
for Filing  
Will.  
Notice  
and  
Hearing.

Journal Entry: Orders for Filing Will, Notice and Hearing  
Probate Court, Franklin County, Ohio,  
Dec. 11-1918.

In the Matter of  
The Will of  
Clara Hamilton Hoskins  
Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Clara Hamilton Hoskins, late of Montgomery Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to

9424 the same to probate and record be given to the widow and next of kin of the testator resident of the State of Ohio, 3 days prior thereto, that said Application will be for hearing before this court on the 16 day of Dec. 1918, at 10 O'clock A.M.  
Homer Z. Postwick, Probate Judge.

Filed Dec. 11- 1918.

Homer Z. Postwick, Probate Judge Journal. 149. page. 376.

9424

Notice.

Probate Court, Franklin County, Ohio.

No. 9424

Notice of Probate.

In the matter of  
The Will of  
Selara Hamilton Hoskins.  
Deceased.

To Samuel A. Hoskins: You are commanded to notify Helen M. Hoskins, next of kin of said Selara Hamilton Hoskins, deceased, resident of the State of Ohio, giving at least 3 days notice.

Notice That on the 11<sup>th</sup> day of Dec. A.D. 1918 an instrument of writing purporting to be the last Will and Testament of Selara Hamilton Hoskins, late of Montgomery Township, in said County, deceased, was produced in open court, and an application to admit the same to probate was the same day made in said court. Said application will be for hearing before said court, on the 16<sup>th</sup> day of Dec A.D. 1918, at 10 O'clock A.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court and the seal of said Court, this 11<sup>th</sup> day of Dec. 1918.

(seal) Homer Z. Postwick, Probate Judge.

9424

Return.

The State of Ohio, Franklin County, ss.

Return Samuel A. Hoskins, being duly sworn, says that on the 12<sup>th</sup> day of December, A.D. 1918, he served the within notice by delivering a true copy thereof personally to the within named Helen M. Hoskins.

Samuel A. Hoskins.

The State of Ohio, Franklin County, ss. Probate Court.

I, Homer Z. Postwick, Judge of the Probate Court, within and for the County of Franklin, and State of Ohio, do hereby certify that the foregoing is a full and correct copy of the Application for Probate of Will, Journal Entry, Notice to widow and next of kin and return, in the matter of the will of Selara Hamilton Hoskins, deceased, as the same appears of record and on file in said Court.

9424

9424

Will

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In Testimony whereof I have hereunto set my hand and the seal of said Court, at Columbus, Ohio, this 2<sup>nd</sup> day of June, A. D. 1920.

Seal Homer L. Postwick, Probate Judge, of the Probate Court, Franklin County, Ohio.

9424

- Will -

In the Name of the Benevolent Father of all, Amen:  
I, Clara Hamilton Hoskins, of the town of Wapakoneta, County of Auglaize, and State of Ohio, being of lawful age, and being of sound and disposing mind and memory, do make, publish, and declare this my last Will and Testament, hereby revoking all former Wills made by me.

First: My Will is that all my just debts and funeral expenses shall be paid out of my estate as soon after my decease as shall be found convenient.

Second: I give, devise and bequeath to my beloved husband, Samuel A. Hoskins, all my property, personal, real or mixed, where so ever, the same may be situate, and I hereby fully authorize and empower my said husband to bargain, sell, transfer and convey all my real estate as he may deem best, and I fully authorize him to make, execute and deliver to the purchaser, thereof, deeds in fee simple therefor, the same as I could do if I myself were living.

I hereby express my full confidence in the honor, integrity and good judgment of my said husband, Samuel A. Hoskins, and I hereby express my desire that he pay to each of our children that may reach maturity, the sum of Three Thousand Dollars (\$3000.00) at such time or times as he may deem best. By this will, I make the payment of said sums, a debt of honor only, and I fully rely upon the honesty and integrity of my husband, to make said payments according to my desire expressed in this Will. It is my will, however, that said payments shall not constitute a lien upon any of my property, either real or personal, but, the same shall be binding only upon the good conscience of my said husband, and he shall exercise his own discretion as to the time and manner of payments.

If, for any reason, my said husband should not be able to fully comply with my wishes in behalf of our children, expressed in this will, then I request that he give each of our children such an amount as he may deem proper, and that he give to them each an equal share out of the property which I hereby devise to him.

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9424 Hindi- I further hereby appoint my said husband, Samuel A. Hoskins, the executor of this, my last will and testament, without bond, and I hereby request the Probate Court to omit bond, according to the statutes in such cases made and provided.

In Testimony whereof, I have hereunto set my hand at Wapakoneta, Ohio, this twenty-sixth 26<sup>th</sup> day of September, in the year of our Lord, One Thousand Nine Hundred and One (1901)

Elara Hamilton Hoskins

The foregoing Instrument was signed by the said Elara Hamilton Hoskins - in our presence, and by her published and declared as and for her Last Will and Testament; and we have hereunto subscribed our names as Attesting witnesses, at her request, and in her presence, and in the presence of each other, this 26<sup>th</sup> day of September, A. D. 1901.

Carrie E. Reid, William E. Potter,

9424 The State of Ohio.

Probate Court.

Franklin Countyss.

I, Homer J. Bostwick, Judge of the Probate Court, within and for the County of Franklin, and State of Ohio, do hereby certify that the foregoing is a full and correct copy of the Last Will and Testament of Elara Hamilton Hoskins, deceased, as the same appears of record and on file in said Court.

In Testimony whereof, I have hereunto set my hand and the seal of said Court, at Columbus, Ohio, this 7<sup>th</sup> day of February A. D. 1920.

Homer J. Bostwick,

Judge of the Probate Court, Franklin County, Ohio,  
By, Stewart A. McNaughton, Deputy Clerk.

Probate Court, Franklin County, Ohio,  
No. 9424

9424

In the matter of  
The Last Will and  
Testament etc. of  
Elara Hamilton Hoskins,  
Deceased.

Be it Remembered, that heretofore, to-wit: on the 11<sup>th</sup> day of Dec. A. D. 1918: an instrument of writing purporting to be the Last Will and Testament of Elara Hamilton Hoskins late of Montgomery Township, in this County, deceased, was produced in open Court for Probate, and was then filed.

And it now being shown to the satisfaction of the Court, that due notice of the filing of said Will, and of the Application to admit same to Probate and Record in this Court, was then given to the widow and

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next of kin of the Testatrix pursuant to a former order of this court: and it appearing to the court that Carrie E. Reid and William E. Potter the subscribing witnesses to said will are now deceased. Thereupon on this day H. C. Cain and Roy E. Layton appeared in open court and were duly sworn and examined according to law touching the genuineness of the signatures of said Carrie E. Reid and William E. Potter attached to said will, which testimony was reduced to writing, by them respectively subscribed, and filed with said will.

Whereupon the court finds that the aforesaid instrument of writing is the last Will and Testament of said Clara Hamilton Hopkins, deceased, that the same was duly executed and attested, and that the said testatrix at the time of signing the same was of lawful age, of sound and disposing mind and memory, and under no undue or unlawful restraints whatsoever.

It is therefore by the court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named be entered of record in this court.

Homer Z. Bostwick, Probate Judge.

9424

The State of Ohio, Franklin County, ss. Probate Court.

I, Homer Z. Bostwick, Judge of the Probate Court within and for the County of Franklin, and State of Ohio, do hereby certify that the foregoing is a full and correct copy of the entry of probate in the matter of the Last Will and Testament of Clara Hamilton Hopkins, deceased, as the same appears of record and on file in said court.

In Testimony whereof, I have hereunto set my hand and the seal of said court, at Columbus, Ohio, this 19<sup>th</sup> day of May, A.D. 1920.

Homer Z. Bostwick,

Judge of the Probate Court, Franklin County, Ohio.

*seal* By Roy S. Bales, Deputy Clerk.

9426  
Filed  
June 21-  
1920.

In the Matter of the Last Will and Testament of Mary H. Fierds Deceased.  
Be it Remembered, That heretofore, to-wit: On the 21- June, 1920, an instrument of writing, purporting to be the last will and testament of Mary H. Fierds Deceased, was produced in open court and offered for probate and the following proceedings were had therein:

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the Matter of  
The Last Will and  
Testament of  
Mary H. Fierds, Deceased.

Application to  
Admit to Probate.

application

To the Probate Court of said County:

Your petitioner respectfully represents that Mary H. Fierds late a resident of the Township of Blairbourne in said County died on or about the 20<sup>th</sup> day of February, A.D. 1920 leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the said Mary H. Fierds, died leaving Henry E. Fierds her widower who resides at Richmond, Ohio, and the following named persons her only next of kin, to-wit:

Charles H. Fierds, son, Richmond, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the jurisdiction of said proceedings.

Henry E. Fierds, Petitioner.

9426  
The State of Ohio, Union County, ss.

The above named Henry E. Fierds, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Henry E. Fierds.

Known to before me and signed in my presence, this 21- day of June, 1920. *[Signature]* Edward H. Porter, Probate Judge.

9426  
Cath  
The undersigned widower and next of kin of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.

Dated this 21- day of June, A. D. 1920.

Henry E. Fierds, Charles H. Fierds.

9426  
Orders  
for  
Filing Will  
notice  
and  
Hearing

Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court Union County, Ohio,  
June 21- 1920.

In the Matter of  
The Will of  
Mary H. Fierds, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Mary H. Fierds, late of

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Clairborne Townsend, in this County, deceased, was produced in open court for Probate: it is now ordered that the said Will be filed in this court, and that the usual notices be not given for the reason that the widow and next of kin have waived further notices, and consented to the probate of the will in writing. Said application will be for hearing before this court on this 21<sup>st</sup> day of June, 1920, at 10 O'clock A.M.

Edward H. Porter, Probate Judge.

9426

Proof of Signature of Witness to Will,  
Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Mary McFried, Deceased.

No. 9426  
Testimony

Testimony

The State of Ohio, Union County ss.

Personally appeared in open court, D. E. Ogaw and D. H. Van Winkle who bring first duty sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Mary McFried, deceased, depose and say: that J. F. Miller whose name appears as one of the subscribing witnesses to the Last Will and Testament of Mary McFried, deceased, hereto annexed, has, since the date of said Will, August 9<sup>th</sup> 1904, deceased, that we are each of us, well acquainted with the handwriting and signature of said deceased, witness, and that the signature of said J. F. Miller, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased, witness, J. F. Miller.

D. H. Van Winkle.

D. E. Ogaw.

Sworn to before me and signed in my presence in open court, this 21<sup>st</sup> day of June, 1920.

Edward H. Porter, Probate Judge.

9426

Proof of Signature of Witness to Will,

Probate Court, Union County, Ohio.

No. 9426

In the matter of  
The Will of  
Mary McFried, Deceased.

Testimony.

Proof of  
Signature  
of  
Witness

The State of Ohio, Union County ss.

To Will.

Personally appeared in open court, D. E. Ogaw and D. H. Van Winkle, who bring first duty sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Mary McFried, deceased, depose and say: that C. E. Shirk whose name appears as one of the subscribing witnesses to the Last Will and Testament of Mary McFried, deceased, hereto annexed, has, since the date of said Will,

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August 9<sup>th</sup> 1920, removed from the State of Ohio, and is now a non-resident thereof, and that his present whereabouts are unknown to affiants, and that the testimony of said C. E. Shirk can not be obtained within a reasonable time; that we are each of us well acquainted with the handwriting and signature of said absent witness, and that the signature of said C. E. Shirk purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said absent witness C. E. Shirk.

D. E. Ogau, S. W. Van Winkle.

Sworn to before me and signed in my presence, in open Court, this 21<sup>st</sup> day of June, 1920.

Edward M. Porter, Probate Judge.

9426

Order on Hearing Admission to Probate and Record

Journal Entry: Order on Hearing Admission to Probate and Record, Probate Court, Union County, Ohio.

In the matter of the Will of Mary H. Fired, Deceased.

June 21- 1920.

To

Be it Remembered, that heretofore, to-wit: on the 21<sup>st</sup> day of June A. D. 1920, an instrument of writing purporting to be the Last Will and Testament of Mary H. Fired, late of Clairborne Township, in this County, deceased, was produced in open Court and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the widow, and next of kin of the testatrix resident of the State of Ohio, having waived notice herein, pursuant to a former order of this Court.

And it further appearing to the Court that J. F. Miller one of the subscribing witnesses to said Will, is dead, and that C. E. Shirk, the other subscribing witness to said Will, has gone to parts unknown, and for that reason his testimony can not be obtained within a reasonable time.

Thereupon S. W. Van Winkle, and D. E. Ogau appeared in open Court, and were duly sworn and examined according to law, touching the genuineness of the signature of said J. F. Miller, and C. E. Shirk attached to said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Mary H. Fired, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under

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any restraint. It is therefore, by the court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this court.

It is further ordered that said Petitioner, pay the costs herein taxed at \$--.

Edward H. Porter, Probate Judge.

9426

Last Will and Testament of Mary H. Field.

In the name of the benevolent Father of all, I, Mary H. Field, of Richmond, Ohio, being of full age and of sound mind and memory, and not under any restraint do make and publish this my last will and testament.

Item First: It is my desire that all my just debts and funeral expenses be first fully paid.

Item Second: I give, bequeath and devise all the property of which I may be seized and possessed at my death, both real and personal, to my beloved husband Henry E. H. Field, the personal property to be his absolutely and the real estate to be his for and during the term of his natural life; and at his death I devise said real estate to my son, Charles H. Field forever, if he be then living and if not, then to his heirs at law then living as by inheritance; provided he or they comfortably provide for my mother Sarah H. Hodges, so long as she lives.

Item Third: It is my desire that no inventory and appraisement be made of my estate, and I hereby request the Probate Court, to direct the omission of the same.

In Testimony whereof, I have hereunto set my hand this ninth day of August, 1904.

Mary H. Field.

Signed and acknowledged by the said Mary H. Field as and for her last will and testament in our presence, and by us signed as witnesses in her presence, and in presence of each other and at her request.

W. E. Shirk, J. F. Miller

9426

In the matter of the Will of Mary H. Field, Deceased, Application of widow To Make under Will.

Filed Jan. 21-

Probate Court, Union County, Ohio.

In the matter of the Will of Mary H. Field, Deceased, Application.

To the Honorable Judge of said Court: The undersigned Henry E. H. Field, widow of said Mary H. Field, deceased, respectfully makes application

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to take under the will of said decedent.

Dated this 21<sup>st</sup> day of June, 1920.

Henry E. W. Field.

9426

Election of Widow.

Probate Court, Union County, Ohio,

No. 9426

Election of Widow.

In the Matter of  
The Will of  
Mary H. Field, Deceased.

I, Henry E. W. Field, widow of Mary H. Field, late of Blairtown Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the will; hereby elect to take the provision made for me in the last Will and Testament of said Mary H. Field, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of her personal estate.

Henry E. W. Field, widow  
of Mary H. Field, Deceased.

Signed in open court this 21<sup>st</sup> day of June, 1920.

Edmund W. Porter, Probate Judge.

9426

Journal Entry:

Probate Court, Union County, Ohio,

June 27<sup>th</sup> 1920.

Order

In the Matter of  
The Will of  
Mary H. Field, Deceased.

Order on

Election of Widow.

Order

This day Henry E. W. Field widow of said Mary H. Field, deceased, appeared in open court, in person, and made application to take under the will of said decedent, and the court having explained to him, the provisions of said Will, the rights under it and by law in the event of a refusal to take under the will; said Henry E. W. Field widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that said Henry E. W. Field, pay the costs herein taxed at \$ 2.00

Edmund W. Porter, Probate Judge.

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9421 In the matter of the will of Olin C. Storms, Deceased.  
 Filed Application of Widow, To Take under Will.  
 Probate Court, Union County, Ohio.  
 July, 20- 1920. Application

In the matter of  
 The Will of  
 Olin C. Storms, Deceased.  
 To the Honorable Judge of said Court:  
 The undersigned Ruth Storms widow of said Olin C.  
 Storms, deceased, respectfully makes application to take  
 under the Will of said decedent.  
 Dated this 19<sup>th</sup> day of July, 1920.  
 Ruth Storms.

9421 Election of Widow.  
 Probate Court, Union County, Ohio.  
 No. 9421  
 Election of Widow.

In the matter of  
 The Will of  
 Olin C. Storms, Deceased.  
 I, Ruth Storms widow of Olin C. Storms, late of York  
 Township, Union County, Ohio, deceased, having had explained  
 to me, by the Probate Court of said County, the provisions of the  
 Will of said decedent, the rights under it, and by law,  
 in the event of a refusal to take under the Will; hereby  
 elect to take the provision made for me in the last Will  
 and Testament of said Olin C. Storms, deceased, in lieu  
 of being endowed of the lands of my deceased consort,  
 and taking the distribution share of his personal estate.  
 Ruth Storms, widow of  
 Olin C. Storms, Deceased.  
 Signed in open Court this 20<sup>th</sup> day of July, 1920.  
 Edward H. Porter, Probate Judge.

9421 Journal Entry:  
 Probate Court, Union County, Ohio.  
 July, 20<sup>th</sup> 1920.  
 Order On Election of Widow.

In the matter of  
 The Will of  
 Olin C. Storms, Deceased.  
 This day Ruth Storms widow of said Olin C. Storms,  
 deceased, appeared in open Court, in person, and  
 made application to take under the Will of said  
 decedent. And the Court having explained to her  
 the provisions of said Will, the rights under it, and by  
 law in the event of a refusal to take under the  
 Will: said Ruth Storms widow thereupon elected  
 to take under said Will.  
 It is ordered that this proceeding be recorded and  
 that the Adm. &c. pay the costs herein taxed at \$2.00  
 costs paid  
 Edward H. Porter,  
 Probate Judge.

9424  
Filed  
June 14-  
1920

In the matter of the Will of Clara H. Hookins. Deceased.  
Application for Transfer of Real Estate Devised.

In the matter of  
The Will of  
Clara H. Hookins. Deceased.  
Application for Transfer of  
Real Estate Devised.

Now comes Adele M. Cheney and represents to the Court that by the terms of the Last Will and Testament of Clara H. Hookins, deceased, late of said County, which Will was duly admitted to probate and record on the 14 day of June, 1920, and recorded in Vol. O. Page 169 of the Records of Wills of said County, all the certain real estate belonging to said estate is devised to Samuel A. Hookins, without any specific description of said real estate being given. The real estate owned by said decedent and so devised, is as follows, to wit:

Bring the undivided one-half interest in the following real estate:

42.50 acres in Surry No. 9901 and 10750, Jackson Township, Union County, Ohio, conveyed by Joanna Wiley and Berose Wiley her husband, to Clara H. Hookins and Marion G. Hamilton, August 21- 1905. Vol. of Deeds, No 93 page 219.

20 acres in Surry No. 9901 and 10750, Jackson Township, Union County Ohio, conveyed by Carrie Hamilton to Clara H. Hookins and Marion G. Hamilton, October, 29, 1914. Vol. of Deeds, No. 110 page 324.

4 acres of land in Surry, No. 6307, Clairborne Township, Union County, Ohio, conveyed by the Commissioners of Union County, Ohio, to Clara H. Hookins and Marion G. Hamilton, September 13<sup>th</sup> 1909 Vol. of Deeds, No. 99 page 160.

2 acres of land in Surry No. 6307, Clairborne Township, Union County, Ohio, conveyed by the Village of Richmond, Ohio to Clara H. Hookins and Marion G. Hamilton, November 16<sup>th</sup> 1915, Vol. of Deeds No. 111 Page 262.

27.1 acres of Surry No. 13440 and No. 6307 Clairborne Township, Union County Ohio, and 66.10 acres, part of Surry, No. 6307, Clairborne Township, Union County, Ohio, and also 125 acres and 8.50 acres, being part of Surry No. 9901 and 10750 in Jackson Township, Union County, Ohio. Bring the same premises transferred to Clara Hamilton Hookins and Marion G. Hamilton by Affidavit for Transfer of Real Estate inherited recorded in Union County, Deed Record No. 122 page 20.

Your petitioner represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee, Samuel A. Hookins.

Wherefore she prays for an order directing the

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9424 transfer of said real estate upon the tax duplicate to the name of Samuel A. Hoskins, and that a certificate issue to him as by the statute in such case made and provided.

Adelle M. Cheney.

9424 The State of Ohio, Union County:

Adelle M. Cheney, being duly sworn says that the facts stated in the foregoing application are true as she verily believes.

Adelle M. Cheney.

Known to before me and signed in my presence, this 14<sup>th</sup> day of June, 1920.

Edward H. Porter, Probate Judge.

9424 Journal Entry:

Probate Court, June 14 - 1920.

In the matter of  
The Will of  
Clara H. Hoskins, Deceased.

Order - Authority  
To Transfer Real Estate.

This day Adelle M. Cheney, appeared in open court and filed herein her application duly verified, for an order directing the transfer upon the tax duplicate of Union County, of certain real estate devised to Samuel A. Hoskins by Clara H. Hoskins, deceased, which real estate was devised to him without any specific description thereof. Upon consideration whereof, the Court finds upon the evidence that said real estate so devised is described as follows, to-wit:

Being the undivided one-half interest in the following real estate:

42.50 acres in Surry No. 9901 and 10780, Jackson Township, Union County, Ohio, conveyed by Joanna Wiley, and Perren Wiley, her husband to Clara H. Hoskins and Marion M. Hamilton, August 21<sup>st</sup> 1905. Vol. of Deed No. 97 page 219.

20 acres in Surry Nos. 9901 and 10780. Jackson Township Union County, Ohio, conveyed by Carrie Hamilton to Clara H. Hoskins and Marion M. Hamilton, October 29 - 1914. Vol. of Deed No. 110 Page 324.

4 acres of land in Surry No. 6307, Clabourne Township, Union County, Ohio, conveyed by the Commissioners of Union County, Ohio, to Clara H. Hoskins and Marion M. Hamilton, September 13<sup>th</sup> 1907. Vol. of Deeds No. 99 page 160.

2 acres of land in Surry No. 6307, Clabourne Township, Union County, Ohio, conveyed by the Village of Richmond, Ohio, to Clara H. Hoskins and Marion M. Hamilton, November 16<sup>th</sup> 1915. Vol. of Deeds No. 111 page 262.

221 acres, part of Surry No.

9424 13440 and 6307 Clairbourne Township, Union County, Ohio, and 6610 acres part of Sunny No. 6307, Clairbourne Township, Union County, Ohio, and also 125 acres, and 8.50 acres being part of Sunny No. 9901 and 10750 in Jackson Township, Union County, Ohio. Being the same premises transferred to Clara Hamilton Hopkins and Marion G. Hamilton by Affidavit for Transfer of real estate inherited, recorded in Union County Deed Record No. 122 page 20.

And it appearing to the satisfaction of the court that the terms of said Will have been fully complied with on the part of said Devisee hereinbefore named, it is ordered that such real estate be transferred upon the Duplicate of the County to the name of Samuel A. Hopkins, and that a Certificate issue to said Samuel A. Hopkins as provided by law.  
Edward W. Porter, Probate Judge.

9436 In the matter of the Last Will and Testament of John C. Evans, Deceased. Friend Be it Remembered that heretofore, to-wit: on the 17<sup>th</sup> day of July 1920, an instrument of writing purporting to be the last Will and Testament of John C. Evans, Deceased, was produced in open court and offered for probate, and the following proceedings were had therein:

9436 Application for Probate of Will.  
Probate Court, Union County, Ohio.

In the matter of The Last Will and Testament of John C. Evans, Deceased. Application to Admit to Probate.

To the Probate Court of said County:

Application your petitioner respectfully represents that John C. Evans late a resident of the township of Paris in said county, died on or about the 8<sup>th</sup> day of July A.D. 1920, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament. That the said John C. Evans died leaving Emma A. Evans, his widow who resided at 221 Elmwood Ave., Marysville Ohio, and the following named persons his only next of kin, to-wit:

Mary C. Evans, daughter Marysville O. 221 Elmwood Ave.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceeding.

Emma A. Evans, Petitioner

9436 The State of Ohio, Union County, ss.

The above named Emma A. Evans being first duly sworn, says that the facts stated and allegations in

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9436 the foregoing application contained, are true as he verily  
believe.

Emma A. Evans.

Known to before me and signed in my presence this 17<sup>th</sup>  
day of July, 1920.

*Edw.* Edward W. Potter Probate Judge.

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d by law.  
Judge.

9436 We, the undersigned widow and next of kin of the within  
named testator resident of the State of Ohio, hereby waive  
further notice, and consent to the probate of said will.

Dated this 17<sup>th</sup> day of July, A. D. 1920.

Emma A. Evans. Mary C. Evans.

Decceased,  
ay of July  
East Will  
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9436 Journal Entry: Order for filing will, notice and hearing.  
Probate Court, Union County, Ohio,  
July, 17<sup>th</sup> 1920.

In the matter of  
The will of  
John C. Evans, Deceased,  
Filing  
will

This day an instrument of writing, purporting to be the  
last will and testament of John C. Evans, late of Paris  
Township, in this County, deceased, was produced in  
open court for Probate: it is now ordered, that the said  
will be filed in this court, that said application  
will be for hearing before this Court on the 17<sup>th</sup> day of  
July 1920, at One O'clock P.M., no notices being required  
because the widow and next of kin, waived them  
and consented in writing to the immediate probating  
of said will.

Edward W. Potter, Probate Judge.

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9436 Testimony of Will  
Probate Court, Union County, Ohio,  
No. 9436  
Testimony of Witnesses.  
In the matter of  
The will of  
John C. Evans, Deceased,  
The State of Ohio, Union County.

Personally appeared in open court, F. J. Asmus<sup>and</sup>  
John L. Longhrey who being first duly sworn to testify  
the truth, the whole truth, and nothing but the  
truth, in relation to the execution of the Last Will  
and Testament of John C. Evans, deceased, depose  
and say: That they were present at the execution  
of the instrument of writing now before them bearing  
date the 8<sup>th</sup> day of November, 1916, purporting to be the Last  
Will and Testament of John C. Evans, deceased, that they  
respectively subscribed their names thereto as witnesses  
at the request of said Testator and in his presence;  
that they saw Testator sign said instrument at  
the end thereof, and heard him acknowledge the

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9436 same to which Will. and that said John L. Evans at the time of executing the same was of full age, and of sound mind and memory and not under any restraint.

F. J. Asman - John L. Longhrey.

Known to before me and signed in my presence by said witnesses in open court, this 17<sup>th</sup> day of July, 1920.

Edward H. Potter, Probate Judge.

9436 Journal Entry: Orders On bearing Admission To Probate and Record, Probate Court, Union County, Ohio.

In the matter of The Will of

July, 17<sup>th</sup> 1920.

Orders On Hearing Admission

John L. Evans, Deceased.

Be it Remembered, that heretofore, to-wit: On the 17<sup>th</sup> day of July A. D. 1920 an instrument of writing, purporting to be the Last Will and Testament of John L. Evans, late of Paris Township in this County, deceased, was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit to probate and record in this court, has been waived by the widow, and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this court.

Whereupon on this day came F. J. Asman, and John L. Longhrey the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said John L. Evans, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this court.

It is further ordered that said Petitioner pay the costs herein taxed at \$--

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Edward H. Potter, Probate Judge.

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Last Will and Testament

In the name of the Benevolent Father of all,  
I John C. Evans do make and publish this my last  
will and testament:

Item 1. I give and devise to my beloved wife, Emma  
A. Evans, all my personal and real property, to be hers  
absolutely and in fee simple.

Item 11. I do hereby nominate and appoint my  
beloved wife, Emma A. Evans, executrix of this my last will  
and testament, without bond, hereby authorizing and  
empowering her to compromise, adjust, release, and  
discharge in such manner as she may deem  
proper, the debts and claims due me. I do also  
authorize and empower her, if it shall become necessary,  
in order to pay my debts, to sell, by private sale, or  
in such manner upon such terms of credit, or  
otherwise, as she may think proper, all or any part  
of my real estate, and deeds to purchasers to execute,  
acknowledge, and deliver in fee simple.

I do hereby revoke all former wills by me made.

In Testimony whereof I have hereunto set my hand,  
this 8<sup>th</sup> day of November, in the year, 1916.

John C. Evans.

Signed and acknowledged by said John C. Evans, as  
his last will and testament, in our presence, and  
signed by us in his presence.

F. J. Asman - John L. Longney.

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Filed  
July 22  
In the matter of the Last Will and Testament of George Moder, Deceased,  
Be it Remembered, that heretofore, to wit, on the 22<sup>nd</sup> day of July, 1920,  
an instrument of writing purporting to be the last Will and  
Testament of George Moder, deceased, was produced in open Court  
and offered for probate and the following proceedings were had  
therein:

9441

Application for Probate of Will.

In the matter of  
The Last Will and  
Testament of  
George Moder, Deceased.

Probate Court, Union County, Ohio.  
Application To  
Admit  
To Probate.

To the Probate Court of said County:

Application

Your petitioner respectfully represents that George Moder  
late a resident of the township of Paris in said County,  
died on or about the 17<sup>th</sup> day of July, A.D. 1920, leaving an  
instrument in writing, herewith produced, purporting to be  
his last Will and Testament.

That the said George Moder, died leaving Elizabeth B.  
Moder his widow, who resides at Marysville, Ohio, and  
the following named persons his only next of kin to wit:

John H. Moder	son.	Marysville, Ohio,
Edward L. Moder	"	Perry Okla.
Wm. P. Moder	"	Milford Center, Ohio,
Charles Moder	"	Brewster, Ohio,
Mathias Moder	"	Marysville, Ohio,
John George Moder	"	Marysville, Ohio,
Philip A. Moder	"	Marysville, Ohio,
Olto F. Moder	"	Marysville Ohio,
John F. Moder	"	Columbus, Ohio <sup>Creamery Co.,</sup> Fairmont
Marie E. Park	Daughter	Greenview, Miss.
Katharine M. Moder	"	Marysville, Ohio
Elizabeth M. Moder	"	Marysville, Ohio
Magdalene Moder	"	Marysville, Ohio,

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the same,  
and that said above named persons residents  
in this State may be notified according to law of the  
pendency of said proceedings.

Elizabeth B. Moder Petitioner,

9441

The State of Ohio, Union County,

Cach.

The above named Elizabeth B. Moder being first duly  
sworn, says that the facts stated and allegations  
in the foregoing application contained, are true as she

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Willy Helms.

Elisabeth B. Moder

Brought to before me and signed in my presence. This 22-day of July 1920 - ~~Agnes D. Porter~~ Agnes D. Porter. Deputy Clerk.

9441

Mr. the undersigned widow - and next of kin of the herein named testator resident of the State of Ohio, hereby gives notice, and consent to the probate of said Will.

Dated this 22-day of July, A. D. 1920.

Elisabeth B. Moder

Marion Elizabeth Park

9441

Journal Entry: Order for Filing Will, Notice and Hearing Probate Court, Union County, Ohio.

July 22- 1920.

Order

In the matter of

for

The Will of

Filing

George Moder, Deceased.

Will

Notice

This day an instrument of writing, purporting to be the last Will and Testament of George Moder, late of Paris Township, in this County, deceased; was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator resident of the State of Ohio, three days prior thereto, that said application will be for hearing before this Court on the 31-day of July 1920, at One O'clock P.M.

Edward H. Porter, Probate Judge.

Notice

9441

Probate Court, Union County, Ohio.

No. 9441

Notice

In the matter

of the Will of

George Moder, Deceased

Notice of Probate.

To the Sheriff of Union County, Greeting:

You are hereby commanded to notify John M. Moder, William P. Moder, Mathias Moder, John George Moder, Philip A. Moder, Otto F. Moder, Katharine M. Moder, Elizabeth M. Moder and Magdalena Moder, next of kin of said George Moder, deceased, resident of the State of Ohio, giving at least 3 days notice;

That on the 22-day of July, 1920, an instrument of writing, purporting to be the last Will and Testament of George Moder, late of Paris Township, in said County, deceased was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 31-day of July 1920, at One O'clock P.M.

9441 Herein fail not. but of this writ and service thereon make due return. Witness my signature as Judge of the Probate Court, and the seal of said Court. this 22- day of July. 1920.  
 Edward H. Porter, Probate Judge.

9441 Mr. the undersigned persons, within named, do hereby acknowledge service of the within notice, this 26- day of July. 1920.  
 John H. Moder, Elizabeth M. Moder.  
 Katherine M. Moder, Magdalene Moder.  
 Otto F. Moder, Philip A. Moder.  
 Mathias Moder, George Moder Jr.  
 William Moder.

9441 Notice.  
 Probate Court, Union County, Ohio,  
 No. 9441  
 Notice of Probate.  
 In the matter of  
 The Will of  
 George Moder, Deceased.

Notice To Elizabeth B. Moder, of Union County, Ohio:  
 you are hereby commanded to notify John F. Moder next of kin of said George Moder, deceased, resident of the State of Ohio, giving at least three days notice; That on the 22- day of July. 1920. an instrument of writing purporting to be the last Will and Testament of George Moder, late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 31- day of July. 1920. at One O'clock P. M.  
 Herein fail not. but of this writ and service thereon make due return. Witness my signature as Judge of the Probate Court, and the seal of said Court. this 22- day of July. 1920.  
 Edward H. Porter, Probate Judge.

The undersigned persons, within named, do hereby acknowledge service of the within notice this 26- day of July. 1920 -  
 John F. Moder.

9441 Notice.  
 Probate Court, Union County, Ohio,  
 No. 9441  
 Notice of Probate.  
 In the matter of  
 The Will of  
 George Moder, Deceased

To Elizabeth B. Moder, of Union County, Ohio:  
 you are hereby commanded to notify Charles Moder next of kin of said George Moder, deceased, resident of the State of Ohio, giving at least 3 days notice; That on the 22- day of July. 1920. an instrument

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of writing, purporting to be the last Will and Testament of George Moder, late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 31- day of July, 1920, at One O'clock, P. M. Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 22- day of July 1920. Edmund W. Porter, Probate Judge.

9441

The undersigned person, within named, do hereby acknowledge service of the within notice this 28- day of August, 1920.

Charles Moder.

9441

Testimony of Witnesses.

Probate Court, Union County, Ohio.  
no. 9441

Testimony of Witnesses

In the matter of  
The will of  
George Moder, Deceased

The State of Ohio, Union County, ss.  
Personally appeared in open Court A. H. Kallefrath and Louis Lingimier who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of George Moder, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 26- day of March, 1909, purporting to be the Last Will and Testament of George Moder, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said George Moder at the time of executing the same was of full age, and of sound mind and memory, and, not under any restraint.

A. H. Kallefrath,  
Louis Lingimier.

Known to before me and signed in my presence, by said witnesses in open Court, this 31- day of July, 1920.

Edmund W. Porter, Probate Judge.

9441

9441 Journal Entry: Order On Hearing Admission To Probate and Record,  
 Probate Court, Union County, Ohio.  
 July, 31- 1920.

In the matter of  
 the Will of  
 George Moder, Deceased

Order  
 On  
 Hearing  
 admission  
 to  
 Probate  
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 Record

Be it Remembered, that heretofore, to wit: on the 22- day of  
 July A.D. 1920. an instrument of writing, purporting to be  
 the Last Will and Testament of George Moder, late of Paris  
 Township, in this County, deceased, was produced in open  
 Court and offered for probate and was then filed. And it  
 now being shown to the satisfaction of the Court that  
 due notice of the filing of said Will and of the application  
 to admit the same to probate and record in this Court  
 has been given to the widow, and next of kin of the testator  
 resident of the State of Ohio, pursuant to a former order  
 of this Court. Thereupon on this day came A. H.  
 Kallpach, and, Louis Dingemier the subscribing witnesses  
 to said Will: who being duly sworn, testified as to the  
 execution and attestation of said Will: which testimony  
 was reduced to writing by said witnesses respectively sub-  
 scribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument  
 of writing is the Last Will and Testament of said George  
 Moder, deceased; that the same was duly executed  
 and attested; and that the said Testator, at the time  
 of making, signing and sealing the same was of full  
 age of sound mind and memory, and not under any  
 restraint

It is therefore, by the Court ordered, that the said  
 Will be admitted to Probate, and that the same,  
 together with the testimony of the witnesses above named,  
 be entered of record in this Court.

It is further ordered that Elizabeth B. Moder, as Executor,  
 pay the costs herein taxed at \$---

Edward W. Porter, Probate Judge.

Will

9441 I, George Moder of Marysville, Ohio, Being of sound  
 mind and memory and understanding, but,  
 considering the uncertainty of this life, Do make,  
 and publish this my last Will and testament in  
 manner and form, to wit:

First: It is my will, and, I do order that all  
 my just debts and funeral expenses be duly paid  
 and satisfied as soon as can be conveniently done,  
 after my decease.

Second, I give, devise and bequeath to my  
 beloved wife, Elizabeth B. Moder in lieu of her dower

9441

Will

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9441

and her years support any and all other claims of whatever nature the same may be. All my lands that are situated in Darby Township, Union County, Ohio, including all other lands or real estate I may have at my death during her natural life. After her death then to go to my children, named hereafter, share and share alike, or to their heirs, Edward L. Moder, Charles Moder, William Moder, Mathias Moder, John George Moder, August, Phillip, Moder, Otto Frederick Moder, Matilda Catherine, John Frederick, Margret Catherine, Elizabeth Magdalena, and Lena.

If however any of the above named children should die before my said wife leaving no children living then his or her share to go to and not share and share alike to the remainder, of the above named children or to their heirs.

Third: I give, devise and bequeath to my son John H. Moder to his heirs twenty five dollars out of my estate after my death and no more, this being the full amount. I want him to have out of my entire estate after my death and he is not to participate and have any further interest in same.

Fourth: I give to my wife all of my household goods, horses, wagons, carriages, buggies and all chattels of that nature I may have at my death.

Fifth: It is my wish and will that all moneys, notes or any other evidence of indebtedness due me at my death whether notes, bonds, mortgages etc to be equally divided among my children, Edward L. Moder, Charles Moder, William Moder, Mathias Moder, John George Moder, August Phillip Moder, Otto Frederick Moder, Matilda Catherine, John Fred Moder, Margret Catherine, Elizabeth Magdalena and Lena, or to their heirs, after my just debts have been paid.

The children I have named above are to be the only ones of my children that are to receive any share in my estate, real or personal.

Sixth: Should my wife die before me, then and that event, I want all my real and personal property and estate to go to my children or to their heirs Edward L. Moder, Charles Moder, William Moder, Mathias Moder, John George Moder, August Phillip Moder, Otto Frederick Moder, Matilda Catherine, Elizabeth Magdalena, John Frederick Moder, Margret Catherine, and Lena.

Seventh: I want a suitable monument erected over my grave not to cost more than two hundred dollars. I nominate constitute and appoint my beloved wife Elizabeth B. Moder executrix of this my

Will

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Will and Testament over my estate.

I request that no appraisement be made of my real or personal property.

I do not want my wife to give bond for the trust and I request the Probate Court to omit requiring her to give the same. I hereby revoke all other last wills and testaments made by me made heretofore.

In testimony hereof I have hereunto set my hand and seal this 26<sup>th</sup> day of March, 1919.

George Moder.

Signed and acknowledged by the said testator George Moder as his last will and testament in our presence and in the presence of each other as his last will and testament. March 26-1919.

A. K. Kallifach.

Louis Singuineira.

9441  
Filed

In the matter of the Will of George Moder, Deceased.

Citation to Widow, To make Election.

July 31-  
1920

The State of Ohio, Union County, ss. Probate Court.

To Elizabeth B. Moder, widow of George Moder, deceased.

You are hereby notified that the last Will and Testament of George Moder, deceased, was on the 31<sup>st</sup> day of July 1920, duly admitted to Probate by the Probate Court of said County.

You are hereby cited to appear in person before said Probate Court within one year from the date of the service of this citation, and make your election whether you will take the provision made for you in said Will, or be endowed of the lands of your deceased consort, and take your distributive share of his personal estate, pursuant to the statute in such cases provided.

In testimony whereof, I have hereunto set my hand and affixed the seal of said Probate Court at Marysville, Ohio, this 31<sup>st</sup> day of July, 1920.

Edward H. Porter, Probate Judge

I hereby acknowledge service of the within citation, this 31<sup>st</sup> day of July, 1920.

Elizabeth B. Moder.

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In The Matter of The Last Will and Testament of  
Samuel H. Carson, Deceased.

Be it Remembered, That heretofore to wit on the 16<sup>th</sup> day of August, 1920, an instrument of writing purporting to be the last will and testament of Samuel H. Carson, Deceased, was produced in open Court and offered for Probate and the following proceedings were had therein;

9451

Application for Probate of Will.

Probate Court, Union County, Ohio.

In The Matter of  
The Last Will and  
Testament of  
Samuel H. Carson, Deceased.

Application to  
Admit  
to  
Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Samuel H. Carson late a resident of the township of Jerome in said County, died on or about the 12<sup>th</sup> day of August A.D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last will and testament.

That the said Samuel H. Carson, died leaving Jane A. Carson, his widow, who resides at R. D. #2, Marysville, Ohio, and the following named persons his only next of kin, to wit:

Julia M. Campbell-	daughter	Plain City, Ohio.
G. Walker Carson	son	" " " " R. 3.
Clis Mitchell	daughter	Marysville " " 2.
Mar. V. M. C. C. C.	" "	Chicago Ill 3562 N. Congress. St.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings.

G. W. Walker Carson, Petitioner

9451  
Oath

The State of Ohio, Union County, ss.

The above named G. Walker Carson, being first duly sworn says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

G. Walker Carson.

Sworn to before me and signed in my presence, this 16<sup>th</sup> day of August 1920.

Edward H. Porter, Probate Judge.

9451

We, the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 16<sup>th</sup> day of August, A.D. 1920.

Waino

9451 James A. Carson, Lulu M<sup>c</sup> Campbell, M. Walter Carson, Ohio, Mitchell, Max C. M<sup>c</sup>Collam.

9451 Journal Entry: Order for Filing Will, Notice and Hearing Probate Court, Union County, Ohio, August 16<sup>th</sup> 1920

Order for Filing Will notice and hearing In the matter of The Will of Samuel B. Carson Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Samuel B. Carson, late of Jerome Township in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator resident of the State of Ohio, having waived notice herein said application will be for hearing before this Court on the 18<sup>th</sup> day of August 1920 at 10 O'clock A.M.

Edward W. Porter, Probate Judge,

9451 Testimony of Witnesses. Probate Court, Union County, Ohio, No. 9451

Testimony of Witnesses In the matter of The Will of Samuel B. Carson, Deceased.

The State of Ohio, Union County, ss. Personally appeared in open Court W. C. Vigor, W. P. Hudson, and J. F. Sughl, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Samuel B. Carson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 11<sup>th</sup> day of December, 1916, purporting to be the Last Will and Testament of Samuel B. Carson, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Samuel B. Carson, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

J. F. Sughl - W. C. Vigor - W. P. Hudson, sworn to before me and signed in my presence, by said witnesses in open Court, this 18<sup>th</sup> day of August, 1920.

Edward W. Porter Probate Judge

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Journal Entry: Orders On Hearing, Admission to Probate and Record,

Probate Court, Union County, Ohio,

Aug. 18<sup>th</sup> 1920.

In the Matter,

of the Will of  
Samuel H. Carson.

Deceased.

Be it Remembered, that heretofore, to-wit: on the 16<sup>th</sup> day of August A. D. 1920, an instrument of writing purporting to be the Last Will and Testament of Samuel H. Carson late of Jerome Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will, and of the application to admit the same to probate and record in this Court, has been omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived notice herein, pursuant to a former order of this Court.

Thereupon, on this day, came J. F. Gugel, W. C. Vigor and W. P. Hudson, the subscribing witnesses to said Will, who being duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Samuel H. Carson, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same together with the testimony of the witnesses above named be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$5.00.

Edward H. Porter, Probate Judge.

9452

Will

To all whom it may concern:

Will.

Know that I, Samuel H. Carson, declare the following to be my last Will and testament, Item One: It is my will that from such personal property that I die possessed of, all my lawful debts, including any expenses occurring during my last sickness, and funeral shall be paid.

945-1

Item Two. and from this source a sum not to exceed fifty dollars shall be used for the purpose of purchasing a stone to mark my grave. my wife so desiring may add a like sum for the purchase of a joint monument.

Item Three. It is my wish that there shall be paid to the New California U. P. Cemetery for the period of one year, following my death, an amount equal that which I may be paying at that time.

Item Four: Whatever property remains from this source I desire to be divided between my living grand children, each to share and share alike. except that against any sum coming to Jesse and Marlow Mitchell under this provision there shall be charged the amount of One hundred dollars each, being money advanced on account of their father for erection of the church, at New California, Ohio. These bequests to be paid to all the grand children within one year of my decease, that have reached their majority, that due to minors to be held in trust without bond or use by that parent through whom they become beneficiaries under this act until they attain their majority.

W.C.

Item Five. Any realty I may be possessed of having come through my wife and being held jointly with her, she is to have the full use and control of the same during her life term, together with all household goods, except the testator's personal belongings, with the privilege of selling the same, at any time if she so desires, but if not sold by her during her life time, it is to be sold, at her death and whenever sold the testator's interest therein shall be divided between our four children Owen, Walker, Orlis and May or their heirs, each to share alike, except that in the case of Walker who has so many more children to provide for, he is to receive at the rate of three dollars for every two<sup>(2)</sup> dollars given to each of the other heirs.

Item Six. Should any one interested in the foregoing provision object thereto, and seek to set the same aside, such person or persons shall forfeit all interests therein to the remaining heirs.

Item Seven: I hereby appoint as executor of this instrument my son Walker Carson, to serve without bond, inventory or appraisalment.

Given this 11<sup>th</sup> day of December, 1916

attest:

Witnesses W.C. Vigo  
W.P. Hudson  
J.F. Supt

Testator

Samuel H. Carson

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Filed  
Aug. 18  
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In the matter of the Will of Samuel H. Carson - Deceased -  
Citation to Widow.

The State of Ohio Probate Court,  
Union County, Ohio.

To Jane A. Carson, widow of Samuel H. Carson, deceased,  
You are hereby notified that the last Will and Testament of Samuel H. Carson, deceased, was on the 12<sup>th</sup> day of August 1920, duly admitted to Probate by the Probate Court of said County.

You are hereby cited to appear in person before said Probate Court within One Year from the date of the service of this citation, and make your election whether you will take the provision made for you in said will, or be endowed of the lands of your deceased consort, and take your distributive share of his personal estate, pursuant to the Statute in such cases provided.

In Testimony whereof, I have hereunto set my hand and affixed the seal of said Probate Court, at Marysville, Ohio, this 15<sup>th</sup> day of August, 1920.

Edward H. Porter Probate Judge

I hereby acknowledge service of the within citation this 15<sup>th</sup> day of August, 1920.

Jane A. Carson.

Pages. Election. 425.

9458  
Filed  
Aug. 30  
1920.

In the matter of the Last Will and Testament of  
Jacob Mann, Deceased.

Be it Remembered, that heretofore to wit: on the 20<sup>th</sup> day of August, 1920, an instrument of writing purporting to be the Last Will and Testament of Jacob Mann, Deceased, was produced in open Court and offered for probate, and the following proceedings were had therein:

9458  
Application

Application for Probate of Will,  
Probate Court, Union County, Ohio,  
Application To Admit  
To Probate.

In the matter of  
The Last Will and  
Testament of  
Jacob Mann, Deceased

To the Probate Court of said County:

Your petitioner respectfully represents that Jacob Mann late a resident of the township of Jerome in said County, died on or about the 23<sup>rd</sup> day of August, A. D. 1920, leaving an instrument in writing, heretofore produced, purporting to be his last Will and Testament, that the said Jacob Mann, died leaving Alice Mann,

9458

his widow, who resides at Plain City and the following named persons his only next of kin, to wit:

Lelia M. Mann - age 18. daughter - Plain City Union Co. O.

Your petitioned offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Alice Mann, Petitioner.

9458  
Oath

The State of Ohio, Union County, ss.

I, the above named Alice Mann being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Alice Mann.

Known to before me and signed in my presence, this 30<sup>th</sup> day of August, 1920.

*Agnes D. Porter, Deputy Clerk.*

9458  
Manns

We, the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 30<sup>th</sup> day of August, A. D. 1920.

Alice Mann.  
Lelia M. Mann.

9458  
Orders  
for  
filing  
Will  
notice  
and  
hearing

Journal Entry: Orders for Filing Will, Notice and Hearing.

Probate Court, Union County, Ohio,  
August 30<sup>th</sup> 1920.

In the Matter of  
The Will of  
Jacob Mann Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Jacob Mann, late of Jerome Township in this County deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator resident of the State of Ohio having waived service herein, said application will be for hearing before this Court on the 31<sup>st</sup> day of August 1920, at One O'clock P. M.

Edward W. Porter, Probate Judge

9458

Testimony of Witnesses.

Probate Court, Union County, Ohio,  
No. 9458

In the Matter of  
The Will of  
Jacob Mann Deceased.

Testimony of Witnesses.

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Testimony  
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Testimony  
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Witnesses

The State of Ohio Union County.  
Dismally appeared in open Court W.P. Hudson and Cephas Atkinson, who being just duly sworn to testify the truth the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Jacob Mann, deceased, depose and say:  
That they were present at the execution of the instrument of writing now before them bearing date the 30<sup>th</sup> day of November 1918, purporting to be the Last Will and Testament of Jacob Mann, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Jacob Mann at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

W.P. Hudson - Cephas Atkinson,  
know to before me and signed in my presence by said witnesses in open Court, this 31<sup>st</sup> day of August, 1920.  
State Edward H. Porter, Probate Judge

9458  
Order On  
Hearing  
Admission  
To  
Probate and  
Record,

Journal Entry: Order On Hearing Admission To Probate and Record.  
Probate Court, Union County, Ohio  
August, 31<sup>st</sup> 1920.

In The Matter of  
The Will of  
Jacob Mann, Deceased.

Be it Remembered, That heretofore, to-wit: on the 30<sup>th</sup> day of August A. D. 1920, an instrument of writing purporting to be the Last Will and Testament of Jacob Mann, late of Iron Township in this County, deceased, was produced, in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the widow and next of kin of the testator, resident of the State of Ohio having waived service herein, pursuant to a former order of this Court.

Thereupon on this day came W.P. Hudson, and Cephas Atkinson, the subscribing witnesses to said Will, who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Jacob Mann, deceased; that the same was duly executed and attested; and that the said

9458

Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said petitioner pay the costs herein taxed at \$...

Edward H. Porter, Probate Judge.

Last Will and Testament.

9458

I, Jacob Mann, of the Village of Plain City, County of Union, Ohio, do hereby make and publish this my Last Will and Testament to wit:

Item 1: I direct the prompt payment of my just debts and funeral expenses.

Item 2: I give and bequeath to the Board of Trustees of Dasher Township, Madison County, Ohio, the sum of One Hundred Dollars, as a permanent fund to be invested and re-invested by them and their successors in office. The annual income from which fund shall be used and expended, under their direction, in the care, improvement and beautifying of my cemetery lot or lots, and the graves of my immediate family located thereon, in Forest Grove Cemetery situated in said Township.

Will

Item 3: I give, devise and bequeath to Alice Mann, my wife, all the residue of my property, real and personal, for her life. Provided, however, that the foregoing devise and bequest to my said wife is made upon this condition, viz: That she shall maintain and educate our daughter, Lelia M. Mann, from the income, or proceeds, of my estate, as hereinafter provided, so long as our said daughter shall need or require such maintenance and education.

Provided, further, that in case my said wife shall find and consider the income from my entire estate, so given her, insufficient to maintain and support herself and our said daughter in the degree of comfort desired by her, she may use all or any part of the principal of my estate, first exhausting my personal estate, for that purpose.

Item 4: At the death of my said wife, I give, devise and bequeath to Lelia M. Mann, my said daughter, my entire remaining estate, real and personal, absolutely.

Provided, however, that if my said daughter shall die before the decease of my said wife without children, and without children surviving my said wife, then, and in that event, at the death of my said wife, I

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give, devise and bequeath all my remaining estate, real and personal, as follows, to-wit:

1. To Jacob Vangundy whom my said wife and I cared for and nurtured from his childhood to his majority, the sum of One Thousand Dollars.
2. To the Board of Trustees of the First Presbyterian Church of the Village of Plain City, Ohio, one-half of the balance of my estate, real and personal, absolutely, for the general use and benefit of the said Church;
3. To Nellie May Stroder, my niece, the remaining one-half of my estate, real and personal, absolutely.

Item 5:

I hereby nominate and appoint Alice Mann, my said wife, Executor of this my Last Will and Testament, hereby authorizing and empowering her to compromise, adjust, release, and discharge, in such manner as she may deem proper, the debts and claims due me.

I do also authorize and empower my said Executor, if it shall become necessary in order to pay my debts, or to furnish the contingent support and maintenance of my said wife and daughter, mentioned in the proviso of Item 3, hereof or otherwise, to carry out the terms of this my Will to sell, by private sale, or in such manner, upon such terms of credit, or otherwise, as she may think proper, all or any part of my real estate, and deeds to purchasers to execute, acknowledge, and deliver, in fee simple, without the intervention of any court.

In the event that my said Executor need or desire advice and counsel in the management of my estate, as to the practical business features thereof, I strongly recommend and urge that she consult my friend, B. E. Thomas, of Plain City, Ohio, upon such matters.

I request that my said Executor be not required to give bond in the execution of her trust hereunder.

I hereby revoke all former Wills by me made.

In Testimony Hereof I have hereunto set my hand, this 20<sup>th</sup> day of November, in the year 1918.

Jacob Mann.

Signed and acknowledged by the said Jacob Mann, as his Last Will and Testament, in our presence, and signed by us in his presence as witnesses.

W. R. Hudson — Ophus A. Tinson

9458

9458  
Filed  
Aug. 31-  
1920.

In the matter of The Will of Jacob Mann, Deceased.  
Application of Widow To Take under Will,  
Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Jacob Mann, Deceased. Application.

To the Honorable Judge of said Court:  
The undersigned Alice Mann, widow of said Jacob Mann,  
deceased, respectfully makes application to take under the Will  
of said decedent. Dated this 31 day of August, 1920.  
Alice Mann.

9458

Election of Widow.  
Probate Court, Union County, Ohio,  
vs.

In the matter of  
The Will of  
Jacob Mann, Deceased.

Election of Widow.

I, Alice Mann, widow of Jacob Mann, late of Jerome Tp.,  
Union County, Ohio, deceased, having had explained to me,  
by the Probate Court of said County, the provisions of the Will  
of said decedent, the rights under it, and by law in  
the event of a refusal to take under the Will; hereby  
elect to take the provision made for me in the  
last Will and Testament of said Jacob Mann, deceased  
in lieu of being endowed of the lands of my deceased,  
consort, and taking the distributive share of his  
personal estate.

Alice Mann, widow of  
Jacob Mann - Deceased.

Signed in open Court. This 31 day of August, 1920.  
Eduard W. Porter, Probate Judge.

9458

Journal Entry:

In the matter of  
The Will of  
Jacob Mann, Deceased.

Probate Court, Union County, Ohio,  
August, 31- 1920.  
Order On Election of Widow.

This day, Alice Mann, widow of said Jacob Mann,  
deceased, appeared in open Court, in person, and made  
Application to take under the will of said decedent,  
And the Court having explained to her the provisions  
of said Will, the rights under it, and by law in the  
event of a refusal to take under the Will; said Alice  
Mann widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and  
that said Petitioner pay the costs herein taxed at  
\$... within ten days.

Eduard W. Porter  
Probate Judge

9459  
Filed  
Aug. 30"  
1920

9459

Application

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9459

In the  
Probate  
Court  
Union  
County,  
Ohio  
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Application  
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9459 In the matter of the Last Will and Testament of  
 Filed George Dollinger.  
 Aug. 30<sup>th</sup> 1920 Be it Remembered, that heretofore to-wit: on the 30<sup>th</sup> day of August  
 1920, an instrument of writing purporting to be the Last Will and  
 Testament of George Dollinger, Deceased, was produced in open Court  
 and offered for Probate, and the following proceedings were had  
 therein:

9459 Application for Probate of Will.  
 Probate Court, Union County, Ohio.  
 In the matter of Application to admit  
 The Last Will, and, To Probate,  
 Testament of  
 George Dollinger, Deceased.

To the Probate Court of said County:  
 Your petitioner respectfully represents that George Dollinger  
 late a resident of the township of Darby in said County,  
 died on or about the 25<sup>th</sup> day of August A. D. 1920, leaving  
 an instrument in writing, herewith produced, purporting  
 to be his last Will and Testament.

That the said George Dollinger died leaving no one his  
 widow, and the following named persons his only <sup>next of kin</sup> <sub>heirs</sub>  
 to-wit:

Margaret Splendus	daughter,	Marysville, Ohio.
Louis Dollinger	son.	Darby, Ohio.
Anna B. Kausch	daughter	Marysville, Ohio.
Elizabeth King	" "	Columbus, Ohio.
Fatherine Michals	" "	Marysville, Ohio.
Herman Dollinger	Grand son	" "
George Dollinger	" "	Kenton, Ohio.
Rosemina Schender	" daughter	Kenton, Ohio.

Your petitioner offers said Will for probate, and prays that  
 a term may be fixed for the proving of the same,  
 and that said above named persons residents  
 in this State may be notified according to law  
 of the pendency of said proceedings.

Louis Dollinger

9459 The State of Ohio, Union County, ss.  
 The above named Louis Dollinger, being first duly  
 sworn, says that the facts stated and allegations  
 in the foregoing application contained, are true, as  
 he truly believes.

Louis Dollinger

9459 The State of Ohio, Union County, ss.  
 The above named Louis Dollinger being first duly sworn,  
 says that the facts stated and allegations in the foregoing

9459 application contained, are true as he verily believes.  
 Louis Dollinger,  
 sworn to before me and signed in my presence, this 30<sup>th</sup> day of  
 August, 1920. <sup>State</sup> Edward W. Potter, Probate Judge.

9459 Mr. The undersigned next of kin of the within named  
 testator resident of the State of Ohio, hereby waive further notice  
 and consent to the probate of said Will.  
 Dated this 30<sup>th</sup> day of August, A. D. 1920.  
 Louis Dollinger,  
 Leticia Michaels,  
 May Scheidner  
 Anna B. Rausch,  
 Herman C. Dollinger  
 Mrs. Gizzie King  
 J. Dollinger,  
 R. Scheidner.

9459 Journal Entry: Orders for Filing Will, Notice and Hearing.  
 Probate Court, Union County, Ohio,  
 August 30-1920.

Order for Filing Will and Hearing  
 In the matter of  
 The Will of  
 George Dollinger, Deceased.  
 This day an instrument of writing, purporting to be the  
 last Will and Testament of George Dollinger, late of Darby  
 Township, in this County, deceased, was produced in open  
 Court for Probate; it is now ordered that the said Will be  
 filed in this Court, and that due notice thereof and of the  
 application to admit the same to probate and record  
 be omitted for the reason that all parties in interest  
 have entered their appearance herein, and have waived  
 further notice, and consented to the probate of said Will,  
 wherefore, it is ordered, that the hearing herein shall  
 be on Sept. 3-1920 at 10 o'clock P.M.  
 Edward W. Potter,  
 Probate Judge.

9459 Testimony of Witnesses,  
 Probate Court, Union County, Ohio,  
 vs. 9459  
 Testimony of Witnesses,  
 In the matter of  
 The Will of  
 George Dollinger, Deceased,  
 The State of Ohio, Union County,  
 Personally appeared in open Court, F. E. Morn and D. P.  
 Ebert who being first duly sworn, to testify the truth,  
 the whole truth, and nothing but the truth, in relation  
 to the execution of the Last Will and Testament of George  
 Dollinger deceased, depose and say: That they  
 were present at the execution of the instrument of  
 writing now before them bearing date the 13<sup>th</sup> day of

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September, 1920, purporting to be the last Will and Testament of George Dollinger, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said George Dollinger, at the time of executing, the same was of full age, and of sound mind and memory, and not under any restraint.

F. E. Moore and D. P. Ebert.

Sworn to before me and signed in my presence by said witnesses in open Court, this 3<sup>rd</sup> day of September, 1920.  
Edward H. Porter, Probate Judge.

9459

Journal Entry: Order On Hearing Admission To Probate and Record, Probate Court, Union County, Ohio.

Order On Hearing Admission To Probate and Record

In the matter of The Will of George Dollinger, Deceased,

September 3 - 1920

Be it Remembered, that heretofore, to-wit: on the 30<sup>th</sup> day of August A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of George Dollinger, late of Darby Township, in this County, deceased, was produced in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the next of kin of the testator, resident of the State of Ohio, having waived notice herein pursuant to a former order of this Court.

Thereupon on this day came F. E. Moore, and D. P. Ebert, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said George Dollinger, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$  
Edward H. Porter, Probate Judge

9459

945-9

Last Will and Testament.

I, George Dollinger, of the Township of Darby County, of Union and State of Ohio, do make and Publish, this my Last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my Estate, as soon after my decease as may be found convenient.

Second: I order hereby that out of my estate for my funeral the pastor shall receive \$10.00 (ten dollars); the teacher who plays the organ \$5.00 (five dollars); the janitor \$3.00 (three dollars); Trinity Church in Marysville \$50.00 (fifty dollars) and for the cemetery of the same congregation \$10.00 (ten dollars). Furthermore I request to a poor student of Capital University in Columbus, O.; if possible to one, hailing from Trinity Congregation, Marysville, O. \$25.00 (twenty-five dollars) and for the Panatorium for Consumption in San Antonio, Texas. Rev. Cecil Superintendent \$10.00 (ten dollars).

Will

After the above have been paid as also a note of the year 1915, the residence shall be divided in six shares among my children, by whom one share shall be paid to the children of my deceased son Conrad.

I do hereby nominate and appoint Fred J. Asmaw, Executor of this my Last Will and Testament.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name at Marysville, O., this 13<sup>th</sup> day of September, in the year of our Lord One Thousand Nine Hundred and Sixteen, George Dollinger.

The foregoing instrument was signed at the end thereof by the said Geo. Dollinger of Darby Twp. Union Co. Ohio, in our presence, and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively, subscribe our names as attesting witnesses, at Marysville, O., this 13<sup>th</sup> day of September, A. D. 1916.

F. E. Moon - resides at Marysville, O.

D. P. Ebert - resides at Marysville, Ohio.

(Translated by D. P. Ebert)

Copy, Translated by D. P. Ebert.  
\$ 600.

I, The undersigned testify hereby with the signature of my name that those who keep me up to my end, shall receive six hundred dollars. This is my Will.

George Dollinger  
1915;

9466

Filed

Sept 7-

1920.

9466

application

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9466

In the presence of the following witnesses:  
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Supt.  
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In the presence of the following witnesses:  
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 1920.

In the matter of the Last Will and Testament of  
 Otway Curry Robinson, Deceased,  
 Be it Remembered, That hereofon, to-wit, on the 7- day of  
 September, 1920. an instrument of writing purporting to be  
 the Last Will and Testament of Otway Curry Robinson, Deceased,  
 was produced in open Court for probate and the following  
 proceedings were had therein:

9466  
 application

Application for Probate of Will,  
 Probate Court, Union County, Ohio.

In the matter of  
 The Last Will and  
 Testament of  
 Otway Curry Robinson, Deceased,  
 To the Probate Court of said County:

Your petitioner respectfully represents that Otway Curry  
 Robinson, late a resident of the township of Paris  
 in said County, died on or about the 4- day of Sep-  
 tember A. D. 1920, leaving an instrument in writing  
 herewith produced, purporting to be his last Will and  
 Testament;

That the said Otway Curry Robinson died leaving  
 May Todd Robinson his widow who resides at  
 Orleans, Indiana, and the following named persons  
 his only next of kin, to-wit:

Mable Erdine Robinson - daughter - Marysville, Ohio,  
 Merle Eldridge Robinson - son - Ft. Wayne - Indiana,

Your petitioner offers said Will for probate, and prays  
 that a time may be fixed for the proving of the same,  
 and that said above named persons residents in this  
 State may be notified according to law of the  
 pendency of said proceedings.

Mable Erdine Robinson,  
 Petitioner.

9466

The State of Ohio, Union Countyss.

The above named Mable Erdine Robinson, being first  
 duly sworn, say that the facts stated and allegations  
 in the foregoing application contained, are true as she  
 verily believes.

Mable Erdine Robinson,  
 sworn to before me and signed in my presence, this 7<sup>th</sup>  
 day of September 1920.  
 Edward H. Post, Probate Judge.

9466

We, the next of kin of the within named testator resident  
 of the State of Ohio, hereby waive further notice, and  
 consent to the probate of said Will.

Dated this 7<sup>th</sup> day of September, A. D. 1920.  
 Erdine Robinson

9466

Journal Entry: Orders for Filing Will, Notice, and Hearing.  
Probate Court, Union County, Ohio,  
September, 7<sup>th</sup> 1920.

Orders  
for  
Filing  
Will,  
Notice  
and Hearing

In the matter of  
The Will of  
Oray Curry Robinson, Deceased

This day an instrument of writing, purporting to be the last Will and Testament of Oray Curry Robinson, late of Jerome Township, in this County deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record, be omitted as the next of kin have entered their appearance herein, and the widow is a non-resident of the State of Ohio. Ordered that said application will be for hearing before this Court on the 7<sup>th</sup> day of September 1920. at 10 o'clock, A.M.

Edward W. Porter, Probate Judge.

9466

Testimony of Witnesses.

In the matter of  
The Will of  
Oray Curry Robinson, Deceased,

Probate Court, Union County, Ohio,  
No. 9466

Testimony of Witnesses.

The State of Ohio, Union County ss.

Personally appeared in open Court C. A. Koopes, and H. G. Southard who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Oray Curry Robinson deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 11<sup>th</sup> day of May, 1920, purporting to be the Last Will and Testament of Oray Curry Robinson, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence: That they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Oray Curry Robinson, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

C. A. Koopes,

H. G. Southard,

Done before me and signed in my presence, by said witnesses in open Court, this 7<sup>th</sup> day of September, 1920.

Dear

Edward W. Porter,

Probate Judge,

9466

Journal  
Orders  
for  
Hearing  
Admission  
1.  
Probate  
and  
Record,

In the  
Matter of  
Oray  
Curry  
Robinson  
Deceased  
to be  
filed  
in  
the  
Court  
of  
Union  
County  
Ohio  
on  
the  
7<sup>th</sup>  
day  
of  
September  
1920  
at  
10  
o'clock  
A.M.  
Edward  
W.  
Porter  
Probate  
Judge

9466

Will

9466 Journal Entry: Order On Hearing Admission to Probate and Record,  
 Probate Court, Union County, Ohio,  
 September 7<sup>th</sup> 1920.

Order In the Matter of  
 On The Will of  
 Hearing Otway Curry Robinson,  
 Admission Deceased.

1. Be it Remembered, that heretofore, to-wit: on the 7<sup>th</sup> day of  
 Probate September A.D. 1920, an instrument of writing, purporting  
 and to be the Last Will and Testament of Otway Curry Robinson  
 Record late of Paris Township, in this County, deceased, was produced,  
 in open Court and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court,  
 that due notice of the filing of said Will and of the  
 application to admit the same to probate and record  
 in this Court, has been omitted to the widow being a  
 non-resident of the State and the next of kin of the  
 testator, resident of the State of Ohio, having waived  
 service herein, pursuant to a former order of this Court.

Whereupon on this day came H. A. Hoopes and H. G.  
 Southard, the subscribing witnesses to said Will; who  
 being duly sworn, testified as to the execution and  
 attestation of said Will; which testimony was reduced to  
 writing, by said witnesses respectively subscribed, and  
 filed with said Will.

Whereupon the Court finds the aforesaid instrument  
 of writing is the Last Will and Testament of said Otway  
 Curry Robinson, deceased; that the same was duly  
 executed and attested; and that the said Testator  
 at the time of making, signing and sealing the  
 same was of full age, of sound mind and memory,  
 and not under any restraint.

It is therefore, by the Court, ordered, that the said  
 Will be admitted to Probate, and that the same,  
 together with the testimony of the witnesses above named,  
 be entered of record in this Court.

It is further ordered that said petitioner pay the  
 costs herein taxed at \$ ---

Eduard W. Potter, Probate Judge.

9466 Last Will and Testament,  
 of Otway Curry Robinson.

I, Otway Curry Robinson, of Marysville, Ohio, which is  
 my residence, being of sound mind, memory and  
 understanding, do hereby make, public and declare  
 Will this my last will and testament, revoking all  
 former Wills and Codicils heretofore made by me.  
 Item 1. I direct the payment of my debts,  
 if any, and funeral expenses.

9466

Item II. I give and bequeath unto my beloved wife, May Todd Robinson, her heirs and assigns forever, in lieu of all her legal rights in my estate, my automobile Chevrolet #490, 1917, model, provided, I still have the same in my possession at the time of my death.

Item III. To my son Merle Eldridge Robinson, I bequeath the sum of Ten Dollars, and no more, he having previously received from me all his share.

Item IV. I give and bequeath unto my grandsons, James S. Robinson and Merrick E. Robinson, the sum of Two Hundred and Fifty Dollars (\$250.00) each, to be held in trust for them by my Executor, until they reach the age of twenty-one years, or it may be paid to them sooner, either in installments, or as a whole according as my Executor may deem advisable. In the event of the death of either, his share shall pass to the one surviving, and in the event of the death of both, their shares shall pass to my daughter, Mable Erdine Robinson, her heirs and assigns forever.

Item V. I give and bequeath unto my grandson, who shall first graduate from a College, my watch. To the other grandson, I bequeath my N. of P. emblem ring.

Item VI. I give and bequeath unto my daughter, Mable Erdine Robinson my diamond ring.

Will

Item VII. I give and bequeath unto my wife, May Todd Robinson and my daughter Mable Erdine Robinson, all the residue of my estate to be divided equally between them, share and share alike. In the event of the death of my wife, before the final settlement of my estate her share shall pass to my daughter, Mable Erdine Robinson, her heirs and assigns forever.

Item VIII. I nominate and appoint my daughter, Mable Erdine Robinson, the Executor of this my last Will and testament, without bond, and without compensation except the necessary fees and expenses incurred in the settlement of my estate. In the settlement of my estate, I desire and direct my Executor to advise and consult with my friend Frank Kurbertson, of Chicago, Illinois, and I require that no changes or compromises, shall be effectiv unless approved by him.

Done at Mansville, Ohio, this 11<sup>th</sup> day of May, 1920.  
Otway Curry Robinson

Signed, sealed and acknowledged by the said Otway Curry Robinson, to his last will and testament before us and in our presence, and by us signed as witnesses at his request, in his presence and in the presence of each other, at Mansville, Ohio, this 11<sup>th</sup> day of May, A.D. 1920.  
-H. G. Southard, C. A. Hooper.

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Filed  
July 29-  
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9445- In the matter of The Last Will and Testament of  
 Filed Francis L. Johnson, Deceased,  
 July 29- 1920. Be it Remembered, That heretofore to wit, on the 29- day of July  
 1920. an instrument of writing purporting to be the last will  
 and testament of Francis L. Johnson, deceased, was produced  
 in open Court and offered for Probate, and the following  
 proceedings were had therein:

4445- Application for Probate of Will.  
 Probate Court, Union County, Ohio

In the matter of  
 The Last Will and  
 Testament of  
 Francis L. Johnson Deceased  
 To the Probate Court of said County:  
 Application to  
 Admit to Probate,

Application your petitioner respectfully represents that Francis L.  
 Johnson, late a resident of the Township of Leesburg,  
 in said County, died on or about the 22- day of June,  
 A.D. 1920, leaving an instrument in writing, heretofore  
 produced, purporting to be her last will and testament,  
 that the said Francis L. Johnson, died leaving  
 Samuel J. Johnson, her widow, who resides at Leesburg,  
 Township, and the following named persons her only  
 next of kin, to wit:

Lloyd L. Johnson - 15- son - Marysville, O. T. P.

Your petitioner offers said Will for probate, and prays  
 that a time may be fixed for the proving of the same,  
 and that said above named persons resident in this  
 State may be notified according to law, of the pendency of  
 said proceedings.

Samuel J. Johnson,  
 Petitioner.

9445- The State of Ohio, Union County, ss.

Oath The above named Samuel J. Johnson, being first duly  
 sworn, says that the facts stated and allegations in  
 the foregoing application contained, are true as he verily  
 believes.

Samuel J. Johnson

Known to before me <sup>Dece</sup> and signed in my presence,  
 this 29- day of July, 1920.

Edward W. Porter, Probate Judge.

9445- We, the undersigned widows, and next of kin of the within  
 named testatrix resident of the State of Ohio, hereby give  
 further notice, and consent to the probate of said Will

Dated this 29- day of July, 1920.

Samuel A. Johnson Lloyd L. Johnson

9445-

Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio,  
July 29<sup>th</sup> 1920.

Orders  
for  
Filing  
Will  
notice  
and  
Hearing.

In the matter of  
The Will of  
Francis L. Johnson, Deceased.

This day an instrument of writing purporting to be the last Will and Testament of Francis L. Johnson, late of Leebury Township, in this County, deceased, was produced in open Court for Probate. It is now ordered that the said Will be filed in this Court, and that due notice thereof, and of the application to admit the same to probate and record be not given to the widow and next of kin, of the testator resident of the State of Ohio, for the reason that they have in writing waived further notice, and consented to the probate of said Will.

Said application will be for hearing before this Court on the 29<sup>th</sup> day of July 1920. at One O'Clock P.M.

Edward W. Porter, Probate Judge.

9445

Testimony of Witnesses.

Probate Court, Union County, Ohio.

no. 9445

Testimony of Witnesses.

Testimony  
of  
Witnesses

In the matter of  
The Will of  
Francis L. Johnson, Deceased.

The State of Ohio Union County ss.

Personally appeared in open Court Alice Howard who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Francis L. Johnson, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 22<sup>nd</sup> day of May 1920, purporting to be the Last Will and Testament of Francis L. Johnson, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Francis L. Johnson at the time of executing the same was of full age and of sound mind and memory, and not under any restraint.

Alice Howard.

Sworn to before me and signed in my presence, by said witnesses in open Court, this 29<sup>th</sup> day of July, 1920.

Edward W. Porter

Probate Judge

9445-

In the  
Matter of  
The Will of  
Francis L. Johnson, Deceased.

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Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio,

In the matter of  
The Will of  
Frances L. Johnson, Deceased.

No. 9445-  
Testimony.

The State of Ohio, Union County, ss.

Proof of  
Signature  
of  
Witness  
to  
Will

Personally appeared in open Court Ora Barthwell and Adelaide R. Kennedy, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Frances L. Johnson, deceased, depose and say: That Mary C. Stenerson whose name appears as one of the subscribing witnesses to the Last Will and Testament of Frances L. Johnson, deceased, hereunto annexed, has, since the date of said Will, May 28-1920, gone beyond the bounds of the State of Ohio, and is now absent therefrom, and that her testimony cannot be procured within a reasonable time, and, that each of us, well acquainted with the handwriting and signature of said absent witness, and that the signature of said Mary C. Stenerson purporting to be hers, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said absent witness Mary C. Stenerson.

Ora Barthwell, Adelaide R. Kennedy

Sworn to before me and signed in my presence, in open Court, this 29<sup>th</sup> day of July, 1920.

Edward W. Potter, Probate Judge.

9445  
Orders on  
Hearing  
Admission  
to  
Probate  
and  
Record.

Journal Entry: Orders on Hearing Admission to Probate and Record

Probate Court, Union County, Ohio,

In the matter of  
The Will of  
Frances L. Johnson, Deceased.

July, 29<sup>th</sup> 1920.

Be It Remembered, That, hereofore, to-wit: on the 29<sup>th</sup> day of July A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Frances L. Johnson, late of Leesburgh Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court has been omitted the widow, and next of kin of the testatrix, resident of the State of Ohio, having waived notice herein pursuant to a former order of this Court.

And it further appearing to the Court, that Mary C. Stenerson, one of the subscribing witnesses to said Will, has gone beyond the bounds of the State of Ohio, and is now absent therefrom, and that her testimony cannot

9445-

be procured within a reasonable time.

Thereupon Ora Cartmill, and Adelaide Kennedy appeared in open court, and were duly sworn and examined according to law touching the genuineness of the signature of said Mary C. Stearns attached to said Will. Thereupon on this day came Alice Howard the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Francis L. Johnson, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said petitioner pay the costs herein taxed at \$ --

Edward H. Potter, Probate Judge.

Last Will and Testament

9445

I, Francis L. Johnson of Lusbury, Township, Union County, Ohio, being of sound and disposing mind and memory, considering the uncertainty of continuance in life, and desiring to make such disposition of my worldly estate as I deem best, do make, publish, and declare this to be my last Will and Testament, hereby revoking any and all former wills and codicils whatsoever by me made.

Will

First: I desire that all my just debts and funeral expenses, be paid as soon as practicable after my decease.

Second: I give and bequeath to my beloved husband, in lieu of his dower all my personal and real property, to him absolutely, and in fee simple, and my present husband being Samuel J. Johnson.

Third: I hereby authorize my executor and empower him, to compromise, adjust, release, and in discharge, in such manner as he may deem proper, the debts and claims due me.

I do also authorize and empower him, if it shall become necessary in order to pay my debts, to sell, by private sale, or in such manner, upon such terms of credit, or otherwise, as he may think proper, all or any part of my real estate, and deeds to purchasers to execute, acknowledge, and deliver, and convey, in

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for simple. I nominate and appoint John L. Longway, to be the executor of this will, without bond.

In witness whereof, I have hereunto, set my hand, this 22<sup>nd</sup> day of May, in the year one thousand nine hundred and twenty.

Frances L. Johnson.

Signed, published, and acknowledged by the said Frances L. Johnson as and for her last Will and Testament in our presence, and subscribed and attested by us, as witnesses in her presence and at her request.

Alice Howard - Mary C. Stevenson.

9445-  
Files  
July 29-

In the matter of the Will of Frances L. Johnson, Deceased -  
Application of Widow to Take Under Will,  
Probate Court, Union County, Ohio,  
Application.

1920. In the matter of  
the Will of  
Frances L. Johnson,  
Deceased.

To the Honorable Judge of said Court:  
The undersigned Samuel J. Robinson, widow of said Frances L. Johnson, deceased, respectfully makes application to take under the Will of said decedent, Dated this 29<sup>th</sup> day of July, 1920.

Samuel J. Johnson.

9445  
Election  
of  
Widow

In the matter of  
the Will of  
Frances L. Johnson,  
Deceased.

Election of Widow.  
Probate Court, Union County, Ohio,  
vs. 9445  
Election of Widow.

I, Samuel J. Johnson, widow of Frances L. Johnson, late of Lusbury Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said Frances L. Johnson, Deceased, in lieu of being endowed of the lands of my deceased, consort, and taking the distributive share of her personal estate.

Samuel J. Johnson, Widow of  
Frances L. Johnson, Deceased.

Signed in open Court this 29<sup>th</sup> day of July, 1920.

Edward W. Potter  
Probate Judge

9445 Journal Entry: Order On Election of Widower.  
 Probate Court, Union County, Ohio,  
 July - 1920.  
 In the Matter of  
 The Will of  
 Frances L. Johnson, Deceased.  
 Order On  
 Election of Widower.  
 This day Samuel J. Johnson, widower, of said Frances  
 L. Johnson, deceased, appeared in open court, in person,  
 and made application to take under the Will of said  
 decedent. And the court having explained to him  
 the provisions of said Will, the rights under it, and by law in  
 the event of a refusal to take under the Will: said Samuel  
 J. Johnson, widower, thereupon elected to take under said  
 Will.  
 It is ordered that this proceeding be recorded and that  
 John L. Longroy, as Executor of said Will, pay the costs  
 herein taxed at \$2.00.  
 Edward W. Potes, Probate Judge.

9477 In the Matter of the Last Will and Testament of  
 Susan E. Amrine, Deceased.  
 20-1920. Be it Remembered: That heretofore, to-wit: on the 20<sup>th</sup> day of  
 September, 1920, an instrument of writing, purporting to  
 be the Last Will and Testament of Susan E. Amrine,  
 Deceased, was produced in open court and offered for  
 probate, and the following proceedings were had thereon:  
 Application for Probate of Will.  
 Probate Court, Union County, Ohio,  
 Application  
 To admit to Probate.  
 In the Matter of  
 The Last Will and  
 Testament of  
 Susan E. Amrine, Deceased,  
 To the Probate Court of said County:  
 Your petitioner respectfully represents that Susan E.  
 Amrine late a resident of the Township of Allen in  
 said County died on or about the 24<sup>th</sup> day of September  
 A.D. 1920, leaving an instrument in writing, her-  
 ewith produced, purporting to be the last Will and  
 Testament. That the said Susan E. Amrine  
 died leaving nobody her widower, and the follow-  
 ing named persons her only next of kin, to-wit:  

Bertha Fossyle	daughter,	Marysville, O. R.
Jerry Amrine	son	La Rue, Hardin Co. O.
Rhoda Gay	daughter	Central Lake, Mich,
Rayl Eastep	" "	Marysville, Ohio,
Elsworth Amrine	son	Ada, Hardin Co. Ohio,
Harry L. Amrine	"	Pottersburg, Ohio,

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9477 Your petition offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this state may be notified according to law of the pendency of said proceeding.  
Harry L. Amrine, Petitioner.

9477 The State of Ohio, Union County, ss.  
The above named Harry L. Amrine being first duly sworn says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.  
Harry L. Amrine  
Known to before me and signed in my presence this 30<sup>th</sup> day of September, 1920.  
Edward W. Porter, Probate Judge.

9477 We, the undersigned, next of kin, of the within named testatrix resident of the State of Ohio, hereby waive further notice, and we consent to the probate of said Will.  
Dated this 30<sup>th</sup> day of September, A.D. 1920.  
Harry L. Amrine  
Jerry M. Amrine  
Bertha M. Forsythe  
Hazel E. Eastep.  
E. A. Amrine.

9477 Journal Entry: Orders On Filing Will. Notice was Hearing  
Probate Court, Union County, Ohio.  
September 30-1920.  
In the matter of  
The Will of  
Susan E. Amrine.  
Deceased.  
This day an instrument of writing, purporting to be the last Will and Testament of Susan E. Amrine, late of Allen Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testatrix resident of the State of Ohio, having waived service herein, said application will be for hearing before this Court, on the 8<sup>th</sup> day of October 1920. at 10 o'clock P.M.  
Edward W. Porter, Probate Judge.

9477 Testimony of Witnesses  
Probate Court, Union County, Ohio.  
No. 9477  
Testimony of Witnesses.  
In the matter of  
The Will of  
Susan E. Amrine, Deceased.  
The State of Ohio, Union County, ss.

9477 Personally appeared, in open Court, A. E. Knox, and Foster Krisley, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Susan E. Amrine, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 13<sup>th</sup> day of September 1920, purporting to be the Last Will and Testament of Susan E. Amrine, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Susan E. Amrine at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

A. E. Knox. Foster Krisley

Known to before me and signed in my presence, by said witnesses in open Court, this 8<sup>th</sup> day of October, 1920.

*seal* Edward W. Porter,

Probate Judge.

9477 Journal Entry: Orders On Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio, October 8<sup>th</sup> 1920.

Orders on Hearing admission to Probate and Record

In the matter of The Will of Susan Amrine, Deceased.

Be it Remembered, That heretofore, to-wit: on the 30<sup>th</sup> day of September A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Susan E. Amrine, late of said Township, in this County, deceased, was produced in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been waived by the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came A. E. Knox and Foster Krisley, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Susan E. Amrine, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same

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was of full age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said petitioner pay the costs herein taxed at \$---

Edward H. Porter, Probate Judge.  
Will

9477

I, Susan E. Amrine, of Allen Township, Union County, Ohio, being now about 69 years of age, and while sound in mind and memory do make and publish this, my last Will and testament, revoking any and all former Wills by me made.

Clause I. It is my will that all my debts and funeral expenses be paid out of my estate.

Clause II. I give and bequeath to my son Harry Amrine the sum of One Hundred and Seventeen and <sup>50</sup>/<sub>100</sub> dollars, out of my estate to reimburse him for taxes he has paid in my stead during my lifetime. I also give and bequeath to him one feather bed, two straw ticks and one sheet, and four pillows.

Clause III. I give and bequeath to my son Jerry Amrine, one feather bed, my "Log Cabin" quilt and one sheet, and to my son Ellsworth Amrine, I give one feather bed and two new pillows.

Clause IV. It is my will that my little farm of <sup>two</sup> acres located in Paris Township, Union County, Ohio, be sold and the proceeds equally divided among my six children after my debts and bequests herein are provided for, but the house and barn on said little farm, I give to my said son, Harry, with full privilege of removing said building from said farm at his pleasure.

Clause V. It is my will that my wearing apparel be divided among my three daughters. The residue of my personal effects, I desire be equally divided among all of my children.

Clause VI. I name and appoint my said son, Harry, to be the executor of this my last Will without bonds.

Witness my hand this 13<sup>th</sup> day of September, 1920.

Susan E. Amrine  
Wife

We certify that the foregoing instrument of writing was signed by the above named Susan E. Amrine, in our presence and at the time of signing the same she declared the same to be her last Will, and that at her request and in her presence and in the presence of each other, we have hereunto subscribed our names as such witnesses

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This 13<sup>th</sup> day of September, 1920.

A. E. Knox.

Foster Krisley.

9478  
Filed

In the matter of the Last Will and Testament of John A. Freese, Deceased.

Sept. 30  
1920.

Be it Remembered, That hereofon, to-wit on the 30<sup>th</sup> day of September, 1920, an instrument in writing purporting to be the last Will and Testament of John A. Freese, deceased, was produced in open court and offered for probate, and the following proceedings were had therein:

9478

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of the Last Will and Testament of John A. Freese, Deceased.

Application to Admit To Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that John A. Freese late a resident of the Township of Jerome in said County, died on or about the 24<sup>th</sup> day of September, A.D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said John A. Freese died leaving Flora Freese, his widow, who resides at Plain City, Ohio, and the following named persons his only next of kin, to-wit: Flora Freese, wife. Plain City, Ohio, R. 3.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Flora Freese, Petitioner.

9478

The State of Ohio, Union County, ss.

Oath

The above named Flora Freese being first duly sworn says, that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Flora Freese

Known to before me, and signed in my presence, this 30<sup>th</sup> day of September, 1920.

Edward W. Porter, Probate Judge

9478

Main

I, the undersigned widow, of the within named testator resident of the State of Ohio, hereby waive further notice and consent to the probate of said Will.

Dated this 30<sup>th</sup> day of September, A.D. 1920.

Flora Freese

9478

Order

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Testimony

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Journal Entry: Orders for Filing Will, Notice and Hearing

Probate Court, Union County, Ohio.  
September, 30<sup>th</sup> 1920.

Orders  
for  
Filing  
will

In the Matter of  
The Will of  
John A. Freese, Deceased.

notice  
and hearing

This day an instrument of writing, purporting to be the last Will and Testament of John A. Freese, late of Jerome Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof, and of the application to admit the same to probate and record be omitted the widow of the testator, resident of the State of Ohio, having waived service herein, said application will be for hearing before this Court on the 5<sup>th</sup> day of October, 1920. at One O' clock P.M.

Eduard H. Porter, Probate Judge.

9478

Testimony of Witnesses

Probate Court, Union County, Ohio.

Testimony  
of  
Witnesses

In the Matter of  
The Will of  
John A. Freese, Deceased.

No. 9478  
Testimony of Witnesses

The State of Ohio, Union County, ss.

Personally appeared in open Court, John J. Mahoney and Tho. F. Meloh, who bring first duty sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of John A. Freese, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 17<sup>th</sup> day of September 1920, purporting to be the Last Will and Testament of John A. Freese, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said John A. Freese at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

John J. Mahoney - Tho. F. Meloh.

Sworn to before me and signed in my presence by said witnesses in open Court, this 5<sup>th</sup> day of October, 1920.

Eduard H. Porter, Probate Judge.

9478

Journal Entry: Orders On Hearing Admission To Probate and Record.

Probate Court, Union County, Ohio.

Orders on  
Hearing  
Admission  
to Probate and Record

In the Matter of  
The Will of  
John A. Freese, Deceased.

Tuesday, Oct. 5<sup>th</sup> 1920.

9478

Be it Remembered, that heretofore, to-wit: on the 30<sup>th</sup> day of September A. D. 1920, an instrument of writing purporting to be the Last Will and Testament of John A. Freese, late of Jerome Township, in this County, deceased, was produced in open Court, and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will, and of the application to admit the same to probate and record in this Court, has been omitted the widow of the testator, resident of the State of Ohio, having waived notice herein, pursuant to a former order of this Court.

Whereupon on this day came, John J. Mahoney and Thomas H. Misk the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said John A. Freese, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will, be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$ --

Edward W. Porter, Probate Judge.

Last Will and Testament of John A. Freese.

In the name of the Reverend Father of all:

I, John A. Freese, of Miami County, Ohio, being of sound and disposing mind and memory do make, publish and declare the following as and for my Last Will and Testament, hereby revoking any former Wills, Testaments or codicils by me made.

Item I. It is my will that all of my just debts, the expenses of my last illness and my funeral expenses be first paid out of my estate.

Item II. I give, devise and bequeath all of the rest and residue of my property, whether real, personal or mixed, and where soever situated, which I now own or may hereafter acquire to my beloved wife Flora Freese, she to have and to hold the same in fee simple.

I hereby nominate and appoint my beloved wife

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Will

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Application

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Flora Freese, to be the executrix of this my last Will and Testament, and I direct the Probate Court that ~~no~~ bond be required of her as such executrix.

In Testimony whereof I have hereunto subscribed my name and published, acknowledged and declared the foregoing as and for my Last Will and Testament this 17<sup>th</sup> day of September A.D. 1920.

John A. Freese.

Signed, acknowledged and published by testator as and for his Last Will and Testament in our presence, and in the presence of each other and signed by us as witnesses in his presence by and at his request,

John J. Mahoney, (564 Mt. Vernon av., Columbus Ohio)  
Thomas F. Welsh, (1649 North Fourth St. Columbus, Ohio)

9478  
Filed  
Oct. 5 - 1920.

In the matter of the Will of John A. Freese, Deceased.  
Application of Widow. To Take Under Will  
Probate Court, Union County, Ohio.

In the matter of  
The Will of  
John A. Freese,  
Deceased.  
Application

To the Honorable Judge of said Court:

The undersigned, Flora Freese, widow of said John A. Freese, deceased, respectfully makes application to take under the Will of said decedent.

Dated this 5<sup>th</sup> day of October, 1920.

Flora Freese.

9478

Election of Widow

Probate Court, Union County, Ohio,  
No. 9478

Election  
of  
Widow.

In the matter of  
The Will of  
John A. Freese, Deceased.

Election of Widow.

I, Flora Freese, widow of John A. Freese late of Jerome Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court, of said County, the provisions of the Will of said decedent. The rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provisions made for me in the Last Will and Testament of said John A. Freese, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Flora Freese, widow of  
John A. Freese, Deceased.

Signed in open Court this 5<sup>th</sup> day of October, 1920.

Edw. Edward W. Porter, Probate Judge.

9478 Journal Entry: Orders On Election of Widow.

In the Matter of  
The Will of  
John A. Freese, Deceased.

Probate Court, Union County, Ohio,  
Tuesday October 5<sup>th</sup> 1920.  
Orders On Election of Widow.

This day Flora Freese, widow of said John A. Freese, deceased, appeared in open court in person, and made application to take under the will of said decedent.

And the court having explained to her the provisions of said Will the rights under it, and by law in the event of a refusal to take under the Will: said Flora Freese, widow, thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Flora Freese pay the costs herein taxed at \$--., within ten days.

Edward H. Porter, Probate Judge.

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9480 In the Matter of the Last Will and Testament of  
Filed B. Pennypacker, Deceased.

Oct 6- 1920. Be it Remembered, that heretofore, to wit on the 6<sup>th</sup> day of October, 1920, an instrument of writing purporting to be the Last Will and Testament of B. Pennypacker, Deceased, was produced in open court and offered for probate, and the following proceeding were had therein:

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the Matter of  
The Last Will and  
Testament of  
B. Pennypacker, Deceased.

Application  
To Admit To Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that B. Pennypacker, late a resident of the Township of Mill Creek Twp., in said County, died on or about the 28<sup>th</sup> day of September A.D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said B. Pennypacker, died leaving Merilla Pennypacker, his widow, who resides at Marysville, T. 2, and the following named persons his only next of kin, to wit:

Ida Goeden	daughter	Columbus, O.
Sarah Thompson	"	Marysville, O.
Ollie Ebricht	"	Marysville, O. T. 2.
Kamala Kerriest	"	Plain City, T. 3.
Flora Holtoberry	"	East Liberty, R. 3.
Olens Smith	"	Columbus, 311 N. 4 <sup>th</sup> St.

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Testimony  
of  
Witnesses

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Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law, of the pendency of said proceedings.

Sarah Thompson, Petitioner

9480

The State of Ohio, Union County, ss.

The above named Sarah Thompson being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Sarah Thompson,

Known to before me and signed in my presence this 6<sup>th</sup> day of October 1920.

*seal*

Eduard W. Porter, Probate Judge.

9480

We the undersigned widow and next of kin of the within named testator resident of The State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 6<sup>th</sup> day of October A. D. 1920.

Sarah Thompson, Marilla Pennyfacker, Ida Golden Olie Ebrigt, Flora Holtstrey, Hermana Herritt, Mrs. Glennie M. Smith.

9480

Journal Entry: Orders for Filing Will, Notice and Hearing Probate Court, Union County, Ohio, October 6<sup>th</sup> 1920.

Orders for Filing Will, Notice and Hearing

In The Matter of The Will of B. Pennyfacker, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of B. Pennyfacker, late of Mill Creek Township in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived notice herein. Said application will be for hearing before this Court on the 11<sup>th</sup> day of October 1920. at 2. O'clock P.M.

Eduard W. Porter,

Probate Judge.

9480

Testimony of Witnesses

Testimony of Witnesses,

In The Matter of The Will of B. Pennyfacker, Deceased.

Probate Court, Union County, Ohio,

No. 9480

Testimony of Witnesses,

The State of Ohio, Union County, ss.

9480

Personally appeared in open Court Richard L. Cameron, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth in relation to the execution of the Last Will and Testament of B. Perryacker, deceased, depose and say: That he was present at the execution of the instrument of writing now before him bearing date the 11<sup>th</sup> day of July, 1903, purporting to be the Last Will and Testament of B. Perryacker, deceased, that he subscribed his name thereto as a witness at the request of said Testator and in his presence; that he saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said B. Perryacker at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Richard L. Cameron.

Sworn to before me and signed in my presence by said witnesses in open Court. This 11<sup>th</sup> day of October, 1920.

Edward W. Porter, Probate Judge.

9480

Proof of Signature of Witnesses To Will.

Proof of Signature. Probate Court Union Co., Ohio.  
No. 9480  
Testimony

In the matter of  
The Will of  
B. Perryacker, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court Richard L. Cameron and Carrie W. Hornbeck, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of B. Perryacker, deceased depose and say: that Robt M<sup>c</sup> Cory, whose name appears as one of the subscribing witnesses to the Last Will and Testament of B. Perryacker, deceased, herewith annexed, has since the date of said Will, July 11<sup>th</sup> 1903, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Robt. M<sup>c</sup> Cory purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased, witness Robt. M<sup>c</sup> Cory.

Richard L. Cameron, Carrie W. Hornbeck,

Sworn to before me and signed in my presence, in open Court. This 11<sup>th</sup> day of October, 1920.

Edward W. Porter

Probate Judge

9480

Journal  
Order  
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Journal Entry: Orders On Hearing, Admission To Probate and Record Probate Court, Union County, Ohio.

Orders On Hearing To Probate and Record

In the matter of The Will of B. Pennyfacker, deceased.

October 11<sup>th</sup> 1920.

Be it Remembered, that, heretofore, to-wit: on the 6<sup>th</sup> day of October A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of B. Pennyfacker, late of Mill Creek Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court has been omitted the widow, and next of kin of the testator, resident of the State of Ohio, having waived notice herein, pursuant to a former order of this Court. And it is further appearing to the Court that Robt. Mc Croy, one of the subscribing witnesses to said Will, is dead.

Thereupon Richard D. Cameron, and Lemuel H. Hornbeck appeared in open Court, and were duly sworn and examined according to law, touching the genuineness of the signature of said Robt. Mc Croy, attached to said Will. Thereupon on this day came Richard D. Cameron, the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will. Which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said B. Pennyfacker, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that the Executrix hereinafter named pay the costs herein taxed at \$ --

Edward W. Porter, Probate Judge.

9480

Will

In the name of the Benevolent Father of all, I, Benjamin Pennyfacker, of the Township of Mill Creek County of Union, and State of Ohio, being of sound mind and memory, do make and publish this

9480 My last will and testament, hereby revoking and making void all former wills by me made:

Item 1. I desire that after my decease all my just debts and funeral expenses be paid as soon thereafter as may be.

Item 2. I give and devise to my beloved wife, Marilla Pennypacker, all my property both real and personal, to use and enjoy for and during her natural life.

Item 3. At the death of my said wife, I direct that all all personal property remaining, and all my real estate, that I may own at the time of my decease, be equally divided between my children, share and share alike.

I nominate and appoint my said wife the executor of this my last will and testament, authorizing and empowering her to release, adjust and compromise all debts and claims due me, and to do and perform any other matters necessary to the preservation of the estate, the same as I could or would have done.

In witness whereof, I have hereunto set my hand this 11<sup>th</sup> day of July, in the year, 1903.

B. Pennypacker.

Signed and acknowledged by Benjamin Pennypacker, as his last will and testament in our presence; and signed by us in his presence, the day and year above written.

Richard L. Cameron, Robt. McBrody.

9480 Filed Oct 11- 1920 In the matter of The Will of B. Pennypacker, Deceased, Application of Widow - To Take Under Will, Probate Court, Union County, Ohio.

Application To the Honorable Judge of said Court: The undersigned Marilla Pennypacker, widow of said B. Pennypacker, deceased, respectfully makes application to take under the Will of said decedent. Dated this 11<sup>th</sup> day of October, 1920.

Marilla Pennypacker.

9480 Election of Widow - Probate Court, Union County, Ohio, No. 9480 Election of Widow, In the matter of The Will of B. Pennypacker Deceased.

I, Marilla Pennypacker, widow of B. Pennypacker.

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late of Mill Creek Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will: hereby elect to take the provision made for me in the last Will and Testament of said B. Pennypacker, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of her personal estate.

Marilla Pennypacker, widow of B. Pennypacker, Deceased.

Signed in open Court this 11<sup>th</sup> day of October, 1920.

Edward H. Porter, Probate Judge.

9481

Journal Entry: Order On Election of Widow.

Probate Court, Union County, Ohio.

Monday, October, 11<sup>th</sup> 1920.

Order On Election of Widow

In the matter of the Will of B. Pennypacker, Deceased.

Order On Election of Widow.

This day Marilla Pennypacker, widow of said B. Pennypacker, deceased, appeared in open Court, in person, and made application to take under the Will, of said decedent. And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Marilla Pennypacker, widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that said petitioner pay the costs herein taxed at \$ --- within ten days.

Edward H. Porter, Probate Judge.

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In the Matter of the Last Will and Testament of  
Martha Bernhardt Nicol, Deceased.

17<sup>th</sup> 1920. Be it Remembered, That heretofore, to-wit: on the 17<sup>th</sup> day of Sep-  
tember, 1920. an instrument of writing purporting to be the  
last Will and Testament of Martha Bernhardt Nicol, Deceased,  
was produced in open Court and offered for probate and the  
following proceedings were had therein:

9469

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Martha Bernhardt Nicol,  
Deceased.

Application  
To admit  
To  
Probate.

To the Probate Court, of said County:

Application  
for  
Probate  
of  
Will

Your petitioner respectfully represents that Martha Bernhardt  
Nicol late a resident of the Township of Paris, in said County,  
died on or about the 12<sup>th</sup> day of September, A. D. 1920,  
leaving an instrument in writing, here with produced, pur-  
porting to be her last Will and Testament.

That the said Martha Bernhardt Nicol, died leaving  
Will Martin Nicol, her widower who resides at Marysville, Ohio,  
and the following named persons her only next of kin, to-wit:  
Bertha M. Bernhardt, daughter, Dallas, Texas, 1808 St. Louis St.,  
Mrs Amanda Ely, " " Chicago, Ill - 344 N. Lockwood,  
Mrs Minnie L. Fairdon " " Glenland, O. 2149 19<sup>th</sup> St.,  
Mrs Paulina B. Titus, " " Chicago, Ill. 938 Lauscut Pl.,  
Carl E. Bernhardt son, Lima, Ohio, 117 Chestnut St.

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the same,  
and that said above named persons residents in this  
State may be notified according to law of the pendency  
of said proceedings.

Bertha M. Bernhardt, Petitioner.

9469

The State of Ohio, Union County, ss.

Arch.

The above named Bertha M. Bernhardt, being first  
duly sworn, says that the facts stated and allegations  
in the foregoing application contained, are true as  
she verily believes.

Bertha M. Bernhardt,

Sworn to before me, and signed in my presence, this  
17<sup>th</sup> day of September, 1920.

*[Signature]*

Edward M. Porter,

Probate Judge.

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Mr. F  
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Order  
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In the  
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Martha  
Bernhardt  
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Mr. The undersigned next of kin of the within named testatrix, resident of the State of Ohio, hereby raises further notice, and consent to the probate of said Will.

Dated this 17<sup>th</sup> day of September, A.D. 1920.

Bertha M. Bernhardt, Pearl E. Bernhardt,

Wilhelmina E. Rainsow, Amanda Ely.

9469

Journal Entry: Order for Filing Will - notice and Hearing, Probate Court, Union County, Ohio, September, 17<sup>th</sup> 1920.

In the matter of  
The Will of  
Martha Bernhardt Nicol,  
Deceased.

Order  
for  
Filing  
Will

This day an instrument of writing, purporting to be the last Will and Testament of Martha Bernhardt Nicol, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widower and next of kin of the testatrix, resident of the State of Ohio three days prior thereto. That said application will be for hearing before this Court on the 24<sup>th</sup> day of September 1920, at One O'clock P.M.

Edward H. Porter, Probate Judge

9469

Notice,

Probate Court, Union County, Ohio.

No. 9469

Notice of Probate.

In the matter of  
The Will of  
Martha Bernhardt Nicol,  
Deceased.

notice,

To Bertha M. Bernhardt: Greeting:  
you are hereby commanded to notify Martin Nicol, widower, of said Martha Bernhardt Nicol, deceased, resident of the State of Ohio, giving at least 1 days notice:

That on the 17<sup>th</sup> day of September, 1920, an Instrument of Writing, purporting to be the last Will and Testament of Martha Bernhardt Nicol, late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 24<sup>th</sup> day of September 1920, at One O'clock P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 17<sup>th</sup> day of September, 1920.

Edward H. Porter, Probate Judge.

9469 I the undersigned person, within named do hereby acknowledge service of the within notice, this 24<sup>th</sup> day of September, 1920.  
Martin Nicol.

9469 Testimony of Witnesses.  
Probate Court, Union County, Ohio.  
In the Matter of  
The Will of  
Martha Bernhardt Nicol,  
Deceased.

The State of Ohio, Union County, ss.  
Personally appeared in open Court H. L. O. Blue, O.P. Blue and Louisa E. Baker, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Martha Bernhardt Nicol, deceased, depose and say:

Testimony of Witnesses

That they were present at the execution of the instrument of writing now before them bearing date the 18<sup>th</sup> day of May, 1908, purporting to be the Last Will and Testament of Martha Bernhardt Nicol, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Martha Bernhardt Nicol, at the time of executing the same was of full age, and of sound mind and memory, and not under restraint.

O.P. Blue, Louisa E. Baker.

Sworn to before me and signed in my presence, by said witnesses in open Court, this 24<sup>th</sup> day of September, 1920.

Edmund W. Porter, Probate Judge.

9469 Journal Entry: Orders On Hearing Admission To Probate Record.  
Probate Court, Union County, Ohio,  
September, 24<sup>th</sup> 1920.

Orders on Hearing admission

In the Matter of  
The Will of  
Martha Bernhardt Nicol,  
Deceased.

Be it Remembered, That heretofore, to-wit: on the 17<sup>th</sup> day of September A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Martha Bernhardt Nicol, late of Paris Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow the next of kin of the testator, resident of the State of Ohio having waived notice herein, pursuant to a former order of this Court.

Thereupon on this day, came O.P. Blue and Louisa E.

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Baker. The subscribing witnesses to said Will: who bring duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Martha Bernhardt Nicol, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said petitioner pay the costs herein taxed at \$---

Edward W. Porter, Probate Judge.

9469

The Last Will and Testament

of Martha Bernhardt Nicol, of Marysville, Ohio, in the name of The Benerolent Father of all:

I the said Martha Bernhardt Nicol, being of sound disposing mind and memory, considering the uncertainty of continuance in life, and desiring to make such disposition of my worldly estate as I deem best, do make, publish and declare this to be my last will and testament: hereby revoking and annulling any and all former will or wills whatsoever by me made.

First: I desire all my just debts and funeral expenses to be paid, as soon as possible after my decease.

Second: I give and bequeath to my son, Carl A. Bernhardt, In lot number (56) Fifty-six, in Williams Addition to the City of Kenton, Ohio, the same being situated at the corner of North and Blendale streets, together with all the buildings and appurtenances thereunto belonging.

Third: I give and bequeath to my four daughters viz: Bertha E. Bernhardt, Amanda Ely, Miriam Ahrend, and Pauline Bernhardt, equally, share and share alike, all my personal property, house-hold goods, furniture, monies, goods and chattels of what soever kind of which I may die seized.

Fourth: My husband, Martin Nicol, has been provided for by Anti-nuptial contract: which contract bears date of May, 4<sup>th</sup> 1899, and is of record in Volume E. (lease) at page 432, Hardin County County Recorder

9469

9469

office

I nominate and appoint Owen P. Blaw to be the executor of this Will.

In Witness whereof, I have hereunto set my hand and seal this 8<sup>th</sup> day of May, in the year one thousand nine hundred and eight.

Martha Bernhardt Nicol (Seal)

Signed, sealed and acknowledged, by Martha Bernhardt Nicol as and for her last will and testament, in our presence, and subscribed and attested by us, as witnesses in her presence, and at her request.

Louisa E. Baker, H. T. O. Blaw, O. P. Blaw.

9475- Filed

Sept. 28

1920.

In the matter of the Last Will and Testament of Emley A. Spratt - Deceased.

Be it Remembered, That hereofore, to-wit: on the 28<sup>th</sup> day of September 1920, an instrument of writing purporting to be the last Will and Testament of Emley A. Spratt, Deceased, was produced in open Court and the following proceedings were had therein:

9475-

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of The Last Will and Testament of

Emley A. Spratt, Deceased.

Application to admit To Probate.

To the Probate Court of said County:

application

Your petitioner respectfully represents that Emley A. Spratt, late a resident of the township of Delaibourne in said County, died on or about the -- day of -- A.D. 1907, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament.

That the said Emley A. Spratt, died leaving Nathan W. Spratt, his widow who resides at Richwood, O. and the following named persons her only next of kin to-wit: Clarissa E. Shoup, daughter, Richwood, Ohio, Charles A. Spratt, son, Portsmouth, O.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Nathan W. Spratt, Petitioner.

9475-

The State of Ohio, Union County ss.

The above named Nathan W. Spratt, being first

9475-

duly sworn

on this day

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the residence of

9475- Journal Order

for filing Will notice and hearing

in the matter of the last Will and Testament of Emley A. Spratt, deceased, on the 3<sup>rd</sup> day of October 1920.

9475-

notice

in the matter of the last Will and Testament of Emley A. Spratt, deceased.

mentioned in the above application, and the same will be done on the 10<sup>th</sup> day of October 1920.

9476- duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he truly believes  
Warhan H. Spratt.

known to before me and signed in my presence, this 28<sup>th</sup> day of September 1920.

Edward H. Porter, Probate Judge.

9476- The undersigned widow of the within named testator resident of the State of Ohio, hereby raises further notice, and consent to the probate of said Will.

Dated this 28<sup>th</sup> day of September, A.D. 1920.

N.H. Spratt.

9475- Journal Entry: Orders for Filing Will, notice and hearing.

Orders

for  
Filing  
Will  
Notice  
and  
Hearing

In the matter of  
The Will of  
Emley A. Spratt, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Emley A. Spratt, late of Blairbourne Township, in this county, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow, and next of kin of the testator, resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this Court on the 12<sup>th</sup> day of October 1920. at 10 o'clock, A.M.

Probate Court, Union County, Ohio.  
September 28<sup>th</sup> 1920.

Edward H. Porter, Probate Judge.

9475

Notice

Probate Court, Union County, Ohio.

No. 9475

Notice of Probate.

In the matter of  
The Will of  
Emley A. Spratt, Deceased.

To N.A. Spratt, Union County: Greeting:

You are hereby commanded to notify Charissa E. Shoup, and Charles A. Spratt, next of kin of said Emley A. Spratt, deceased, resident of the State of Ohio, giving at least 3 days notice:

That on the 28<sup>th</sup> day of September 1920, an instrument of writing, purporting to be the last Will and Testament of Emley A. Spratt, late of Blairbourne Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 12<sup>th</sup> day of October 1920, at 10 o'clock A.M.

Herein fail not, but of this writ and service thereon

9475- make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 28<sup>th</sup> day of September, 1920.

*Eduard W. Porter*, Probate Judge.

I, the undersigned person, within named, do hereby acknowledge service of the within notice, this 12<sup>th</sup> day of October, 1920.

Chas. A. Spratt,

notice.

Probate Court, Union County, Ohio,

No. 9475-

Notice of Probate.

9475-

In the matter of  
The Will of  
Emley A. Spratt, Deceased.

To H.A. Spratt, of Union County, Greeting:

you are hereby commanded to notify Clarissa E. Shoup and Charles A. Spratt, next of kin of said Emley A. Spratt, deceased, resident of the State of Ohio, giving at least 3 days notice:

notice

That on the 28<sup>th</sup> day of September, 1920, an instrument of writing purporting to be the last will and Testament of Emley A. Spratt, late of Clairbourne Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before said Court, on the 12<sup>th</sup> day of October, 1920, at 10 o'clock a.m.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 28<sup>th</sup> day of September, 1920.

*Eduard W. Porter*, Probate Judge.

9475- I, the undersigned person, within named, do hereby acknowledge service of the within notice, this 12<sup>th</sup> day of October, 1920.

Clarissa Shoup.

Testimony of Witness.

Probate Court, Union County, Ohio,

No. 9475-

Testimony of Witnesses

In the matter of  
The Will of  
Emley A. Spratt, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court Minnie D. Wurtstange, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Emley A. Spratt, deceased, depose and say:

That they were present at the execution of the

Testimony of Witnesses

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9470- instrument of writing now before them bearing date the 22<sup>nd</sup> day of January 1907. purporting to be the Last Will and Testament of Emley A. Spratt, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw Testatrix sign said instrument at the end thereof and heard her acknowledge the same to be her Will, and that said Emley A. Spratt, at the time of executing the same was of full age and of sound mind and memory, and not under any restraint.

Minnie Kurstbaugh,

Sworn to before me and signed in my presence by said witness in open Court, this 12<sup>th</sup> day of October, 1920.

*Edw* Edward W. Porter, Probate Judge.

9470-

Proof of Signature of Witness to Will.

Proof of Signature of Minnie Kurstbaugh to

In the matter of The Will of Emley A. Spratt, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court Carrie H. Hornbeck, and Agnes D. Porter, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Emley A. Spratt, deceased, depose and say; that R. H. Cook, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Emley A. Spratt, deceased, hereto annexed, has, since the date of said Will, January 22<sup>nd</sup> 1907, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said R. H. Cook purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

Agnes D. Porter - Carrie H. Hornbeck,

Sworn to before me and signed in my presence in open Court, this 12<sup>th</sup> day of October 1920.

*Edw* Edward W. Porter, Probate Judge

9475-

Journal Entry: Order on Hearing, Admission to Probate and Records.

Order on Hearing Admission to Probate and Record

In the matter of The Will of Emley A. Spratt, Deceased.

Probate Court, Union County, Ohio, October, 12<sup>th</sup> 1920.

Be it Remembered that, heretofore, to-wit: on the 28<sup>th</sup> day of September A. D. 1920. an instrument of writing, purporting to be the Last Will and Testament of Emley A. Spratt, late of Claibourne Township, in this County,

9475- deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same, to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court that R. G. Cook, one of the subscribing witnesses to said Will is dead;

Thereupon Carrie W. Kouback and Agnes D. Porter appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said R. G. Cook attached to said Will. Thereupon on this day, came Minnie D. Wurtsbaugh the other subscribing witness to said Will, who having been duly sworn testified as to the execution and attestation of said Will.

Which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Emily A. Spratt, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same, was of full age, of sound mind and memory and not under any restraint.

It is therefore by the Court, ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that petitioner pay the costs herein taxed at \$ - -

Edward W. Porter, Probate Judge,  
Will

9475-

Will

I, Emily A. Spratt, of town of Richmond, in Union County and State of Ohio, of the age of 57 years, and being of sound and disposing mind and memory, do make, publish, and declare this my last Will and Testament in manner following, that is to say:

1- I direct that as the home in which I lived during my life time and which was in my husband's and my name by deed in fee simple, that my interest in said property shall revert to my said husband Nathan W. Spratt all the following conditions.

1- he shall have the use of said property to be a home or dispose of if he so chooses, but he is directed to pay to my two children Clarissa E. Shoup three hundred and fifty, (\$350.00) Dollars, said daughter having a son, if the mother of said

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Will

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died should die before the money above mentioned is paid to her then the same shall be paid to the child Elmwood V. Shoup, and I direct that my husband, Nathan W. Spratt, shall pay to my son, Charles A. Spratt the sum of Three Hundred and fifty - (\$ 350<sup>00</sup>) Dollars.

2. I direct that my personal clothing be given to my daughter Clarissa E. Shoup, and that some quilts which I made during my life time are to be given to my children above named, and my husband Nathan W. Spratt shall so divide them, there are two oil paintings I each to give to my children.

Misc.

And now all other household goods in our home is by me bequeathed to my beloved husband, Nathan W. Spratt, with great love and confidence in my husband Nathan W. Spratt, I hereby appoint him my sole executor of this my last Will and Testament, hereby revoking all wills by me at any time made.

In witness whereof I have hereunto set my hand and seal the 22<sup>nd</sup> day of January 1907.

Sign. Emley A. Spratt.

9475-

The foregoing instrument was at date thereof signed, sealed and published, and declared by said Testator, Emley A. Spratt, as for her last Will and Testament who at her request and in her presence, and in the presence of each other have subscribed our witness thereto.

Miriam D. Hurtstange, who lives in Richmond, Ohio  
R. L. Cook, who lives in Richmond, Ohio

9484  
Filed

In the matter of the Last Will and Testament of  
Louis J. Kandal, Deceased.

Oct. 14-  
1920.

Be it Remembered that herebefore to wit: on the 14<sup>th</sup> day of  
October, 1920. an instrument in writing purporting to be  
the Last Will and Testament of Louis J. Kandal, Deceased, was  
produced in open Court and offered for probate and the  
following proceedings were had therein:

9484

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
Louis J. Kandal, Deceased.

Application To  
Admit To Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Louis J. Kandal late  
a resident of the Township of Paris in said County, died on  
or about the 5<sup>th</sup> day of October, A. D. 1920, leaving an instru-  
ment in writing, herewith produced, purporting to be his last Will  
and Testament.

application

That the said Louis J. Kandal, died leaving Mary E. Kandal  
his widow who resides at Mansfield, O. and the following  
named persons his only next of kin, to wit:

- Fred R. Kandal, son, Urbana, O. R. 6.
- Frank R. Kandal, " Spokan O.

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the same, and  
that said above named persons, residents in this State may  
be notified according to law of the pendency of said  
proceedings.

Mary E. Kandal, Petitioner.

9484

The State of Ohio, Union County, ss.

Oath

The Juror, named Mary E. Kandal being duly sworn, says  
that the facts stated and allegations in the foregoing  
Application contained, are true as she verily believes.

Mary E. Kandal.

Sworn to before me and signed in my presence, this 14<sup>th</sup>  
day of October, 1920. *Agnes D. Porter*, Deputy Clerk.

9484

Oath

We, the undersigned, widow and next of kin of the within  
named testator, resident of the State of Ohio, hereby waive  
further notice, and consent to the probate of said Will.

Dated this 14<sup>th</sup> day of October, A. D. 1920.

Mary E. Kandal, Fred R. Kandal, Frank R. Kandal.

9484

Journal Entry: Orders for Filing Will. Notice and Hearing.

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Orders on  
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Probate Court, Union County, Ohio,  
October, 14- 1920

In the matter of  
The Will of  
Louis J. Kandel, Deceased

This day an instrument of writing purporting to be the last Will and Testament of Louis J. Kandel, late of Paris Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator, resident of the State of Ohio, having waived notice herein said application will be for hearing before this Court on the 15<sup>th</sup> day of October, 1920, at One O'clock P.M.

Edward W. Porter, Probate Judge.

Testimony of Witnesses

Probate Court, Union County, Ohio,  
No. 9484

Testimony of Witnesses

In the matter of  
The Will of  
Louis J. Kandel, Deceased.

The State of Ohio, Union County,

Personally appeared in open court John H. Kinkade and Clara A. Kinkade, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Louis J. Kandel, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 20<sup>th</sup> day of April, 1908, purporting to be the Last Will and Testament of Louis J. Kandel, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said Louis J. Kandel at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

John H. Kinkade.  
Clara A. Kinkade.

Sworn to before me and signed in my presence by said Witnesses in open court, this 15<sup>th</sup> day of October, 1920

Edward W. Porter, Probate Judge.

9484  
Orders on  
Hearing  
Admission to  
Probate and Record

Journal Entry: Orders on Hearing, Admission to Probate and Record.

Probate Court, Union County, Ohio,  
October, 15<sup>th</sup> 1920

In the matter of  
Louis J. Kandel,  
Deceased.

9484

Be it Remembered, That hereupon, to wit: on the 15<sup>th</sup> day of October A.D. 1920, an instrument of writing purporting to be the Last Will and Testament of Louis J. Kandel, late of Paris Township, in this County, deceased, was produced, in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been waived by the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came John W. Kinkade, and Clara A. Kinkade, the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Louis J. Kandel, deceased: that the same was duly executed and attested: and that the said Testator, at the time of making signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court, ordered, that the said Will, be admitted, to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said petitioner pay the costs herein taxed at \$ -.

Edward W. Porter, Probate Judge.

Will

I, Louis J. Kandel, of the Township of Jerome, County of Union, State of Ohio, being of sound and disposing mind and memory but mindful of the uncertainty of life and desiring to make such disposition of my estate as seems best to me, do make, publish and declare this my last will and testament, hereby revoking all my former Wills and Codicils.

Item 1. It is my will that all my just debts and funeral expenses be paid.

Item 2. I give, bequeath and devise unto my wife, Mary E. Kandel, all my estate both real and personal to her, her heirs and assigns forever.

Item 3. I hereby nominate my said wife Mary E. Kandel the Execution of this my last will and testament and direct that no bond be required of her as such executrix.

Done at Marysville, O. April 20<sup>th</sup> 1918.  
Louis J. Kandel.

9484

Will

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October 15<sup>th</sup>

1920

In the  
County of  
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State of  
Ohio  
J. Kandel  
under

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Election  
of  
Widow

In the  
County of  
Paris  
State of  
Ohio  
J. Kandel  
under

Sign

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Order on  
Election  
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John  
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The foregoing instrument was signed, declared and acknowledged by Louis J. Kandel as and for his last will and testament in our presence and subscribed by us, as witnesses in his presence at his request, and also signed in presence of each other this 20<sup>th</sup> day of April, 1918.

John H. Kinkade.

Clara A. Kinkade.

9484  
Filed  
October 15<sup>th</sup>

In the matter of The will of Louis J. Kandel, Deceased.

Application of widow to take under will,

Probate Court, Union County, Ohio.

1920

In the matter of

The will of

Louis J. Kandel, Deceased.

Application.

To the Honorable Judge of said Court:

The undersigned Mary E. Kandel, widow of said Louis J. Kandel, deceased, respectfully makes application to take under the Will of said decedent.

Dated this 15<sup>th</sup> day of October, 1920.

Mary E. Kandel.

9484

Election of widow

Probate Court, Union County, Ohio.

Election

In the matter of

The Will of

Louis J. Kandel, Deceased.

No. 9484

Election of widow.

I, Mary E. Kandel, widow of Louis J. Kandel late of Jerome Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will, hereby elect to take the provision made for me in the last Will and Testament of said Louis J. Kandel, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Mary E. Kandel, widow of

Louis J. Kandel, Deceased.

Signed in open Court this 15<sup>th</sup> day of October, 1920.

Edward H. Porter, Probate Judge.

9484  
Order On  
Election

Journal Entry: Order On Election of Widow.

Probate Court, Union County, Ohio.

October 15<sup>th</sup> 1920.

In the matter of

The Will of

Louis J. Kandel, Deceased.

Order On

Election of Widow.

This day Mary E. Kandel, widow of said Louis J. Kandel, deceased, appeared in open Court, in person, and made application to take under the Will of said decedent.

And the Court having explained to her the provisions of said Will, the rights under it, and by

9484 law in the event of a refusal to take under the Will: said Mary E. Kandel widow thereupon elected to take under said Will. It is ordered that this proceeding be recorded and that said Mary E. Kandel pay the costs herein taxed at \$2.00. Costs paid.

Edward W. Porter, Probate Judge.

9490 In the matter of the Last Will and Testament of Hattie M. M<sup>c</sup>Vay, Deceased.

Filed Oct. 25- 1920. Be it Remembered, That heretofore to-wit: On the 25<sup>th</sup> Day of October, 1920 an instrument of writing purporting to be the last will and testament of Hattie M<sup>c</sup>Vay, Deceased, was produced in open Court and offered for Probate and the following proceedings were had therein: Application For Probate of Will.

Probate Court, Union County, Ohio.  
Application  
To  
Admit to Probate.  
In the matter of  
The Last Will and  
Testament of  
Hattie M. M<sup>c</sup>Vay, Deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that Hattie M. M<sup>c</sup>Vay late of the township of Paris, in said County, died on or about the 21<sup>st</sup> day of October, A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Hattie M. M<sup>c</sup>Vay, died leaving Harrison W. M<sup>c</sup>Vay, her widow who resides at Marysville, Ohio, and the following named persons her only next of kin, to-wit:

William Wood	brother	Marysville, Ohio.
Emmet Finetta Bidler	sister	Richmond, Ohio.
Albert J. Wood	brother	Fords Station, Ind.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

H. W. M<sup>c</sup>Vay, Petitioner.

The State of Ohio, Union County, ss.  
The above named Harrison W. M<sup>c</sup>Vay being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Harrison W. M<sup>c</sup>Vay.

Sworn to before me and signed in my presence, this 25<sup>th</sup> day of October, 1920.  
Edward W. Porter Probate Judge.

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Orders for  
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Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio.  
October, 25<sup>th</sup> 1920.  
In the matter of  
The Will of  
Kattie M. McVay, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Marshall M. McVay, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widower and next of kin of the testatrix, resident of the State of Ohio, two days prior thereto, that said application will be for hearing before this Court on the 27<sup>th</sup> day of October 1920, at One O'clock, P.M.  
Edward W. Porter, Probate Judge.

9490

Notice

Probate Court, Union County, Ohio.  
No. 9490.  
Notice of Probate.

Notice


In the matter of  
The Will of  
Kattie M. McVay, Deceased.

To Harrison W. McVay, Next of Kin:  
You are hereby commanded to notify William Wood, and Emmet Finella Sidle, next of kin of said Kattie M. McVay, deceased, resident of the State of Ohio, giving at least 2 days notice:

That on the 25<sup>th</sup> day of October 1920, an instrument of writing, purporting to be the last Will and Testament of Kattie M. McVay, late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 27<sup>th</sup> day of October 1920, at One O'clock, P.M.

Herein fail not. Int of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 25<sup>th</sup> day of October, 1920.

 Edward W. Porter,  
Probate Judge

9490  
Notice

We the undersigned persons, herein named, do hereby acknowledge service of the within notice, this 25<sup>th</sup> day of October, 1920.

William T. Wood,  
Emmet F. Sidle

9490

Testimony of Witnesses

In the matter of  
The Will of  
Katie M. McVay, Deceased.

No. 9490

Testimony of Witnesses

The State of Ohio, Union County, ss.

Testimony  
of  
Witnesses

Personally appeared in open Court Delia Kegerdeser and  
Phillip Kegerdeser, who being first duly sworn to testify the  
truth, the whole truth, and nothing but the truth, in  
relation to the execution of the Last Will and Testament of  
Katie M. McVay deceased, depose and say: That they were  
present at the execution of the instrument of writing now before  
them bearing date the 20<sup>th</sup> day of November, 1917, purporting to  
be the Last Will and Testament of Katie McVay, deceased, that  
they respectively subscribed their names thereto as witnesses  
at the request of said Testatrix and in her presence; that they  
saw Testatrix sign said instrument at the end thereof, and  
heard her acknowledge the same to be her Will, and that  
said Katie McVay at the time of executing the same was  
of full age, and of sound mind and memory, and,  
not under any restraint.

Delia Kegerdeser,

Phillip Kegerdeser.

Sworn to before me and signed in my presence by said  
witnesses in open Court, this 27<sup>th</sup> day of October, 1920.

Edward W. Porter, Probate Judge

9490

Journal Entry: Orders On Hearing, Admission To Probate and Record,  
Probate Court, Union County, Ohio.

Orders On  
Hearing  
Admission

In the matter of  
The Will of  
Katie M. McVay, Deceased,

October, 27 - 1920.

1.  
Probate  
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Record

Be it Remembered, that hereofore, to-wit: on the 20<sup>th</sup> day of  
October A.D. 1917, an instrument of writing, purporting to be the  
Last Will and Testament of Katie M. McVay, late of Paris  
Township, in this County, deceased, was produced in open  
Court, and offered for probate and was then filed. And it  
now being shown to the satisfaction of the Court that  
due notice of the filing of said Will and of the application  
to admit the same to probate and record in this Court,  
has been given to the widows and next of kin of the  
testatrix, resident of the State of Ohio, pursuant to a former  
order of this Court.

Whereupon on this day came Delia Kegerdeser and  
Phillip Kegerdeser the subscribing witnesses to said Will;  
who being duly sworn, testified as to the execution and  
attestation of said Will; which testimony was reduced to  
writing, by said will.

Whereupon the Court finds aforesaid instrument of writing

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is the last will and Testament of said Kattie M. McVay, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner, pay the costs herein taxed at \$-

Eduard H. Foster, Probate Judge.

Last Will and Testament

9490

In the name of the Benevolent Father of all: -  
I, Kattie M. McVay, do make and publish this my last will and testament.

will

Item I. It is my will, and I do order, that my just debts and funeral expenses be duly paid and satisfied and a monument be erected for myself and husband, not to exceed Five Hundred (\$500.00) Dollars, in case one is not erected during my life time.

Item II. I give and bequeath unto my beloved husband, Harrison H. McVay, all my property, both real and personal, to be his absolutely.

Item III. I do hereby nominate my beloved husband, executor without bond, and in case he is not living, then I nominate and appoint Noble Ford, of Ann Arbor, Michigan.

In Testimony Whereof I have hereunto set my hand this 20<sup>th</sup> day of November, A. D. 1917.

Kattie M. McVay.

Signed and acknowledged by said Kattie M. McVay, as her last Will and Testament, in our presence; and signed by us in her presence.

Lelia Regenderfer.

Phillip Regenderfer.

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 Sept. 14<sup>th</sup> 1920.  
 In the matter of the Will of Nancy E. Harriman, Deceased.  
 Be it Remembered, that heretofore to wit: On the 14<sup>th</sup> day of September 1920, an instrument of writing purporting to be the last Will and Testament of Nancy E. Harriman, Deceased, was produced in open Court and offered for probate, and the following proceedings were had therein:

9494  
 Application For Probate of Will.  
 Probate Court Union County, Ohio,  
 Application to  
 admit to Probate.  
 In the matter of  
 the Last Will and  
 Testament of  
 Nancy E. Harriman, Deceased.  
 Application  
 To the Probate Court of said County:  
 your petitioner respectfully represents that Nancy E. Harriman, late a resident of the township of Jackson in said County, died on or about the 4<sup>th</sup> day of September A.D. 1920, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament.

That the said Nancy E. Harriman, died leaving no widow, and the following named persons her only next of kin, to wit:

W. J. Watkins	brother	Dayton, Ohio, 39 Hess St.
C. W. Watkins	brother	Huntington, Ind.
James Watkins	brother	Rushsylvania, O.
Joseph Watkins	brother	" "
S. R. Watkins	brother	" "
D. A. S. Watkins	brother	Germantown, Ohio,
Mrs. Siebert Grabiel	sister	Rushsylvania, Ohio,
Mrs. Addie Turner	Niece	East Liberty, Ohio,
Mrs. Ora Yoder	Niece	Keaton, Ohio, R.D.
Howard Skidmore	Nephew	West Mansfield, Ohio,

Your petitioner offers said Will for probate, and prays that a time may be fixed for the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Amos H. Phelps, Richmond, Ohio, R.I.  
 Petitioner,

9494  
 Oath:  
 The State of Ohio, Union County, ss.  
 The above named Amos H. Phelps, being first duly sworn says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.  
 Amos H. Phelps.  
 Sworn to before me and signed in my presence this 25<sup>th</sup> day of September, 1920.

Edward H. Porter,  
 Probate Judge.

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We, the undersigned next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 25- day of September, A.D. 1920.

Amos R. Phelps.

Howard Skidmore.

Addis E. Turner.

J. N. Watkins.

Mrs Gilbert Grubel

J. M. Watkins

Keayle R. Yoder.

J. H. Watkins.

9494

Journal Entry: Orders for Filing Will, Notice and Hearing.

Probate Court, Union County, Ohio.

September, 14<sup>th</sup> 1920.

Orders

for Filing Will,

In the matter of

The Will of

Nancy E. Harriman.

Deceased.

Notice,

and

Hearing

This day an instrument of writing, purporting to be the last Will and Testament of Nancy E. Harriman, late of Taylor Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testatrix resident of the State of Ohio having waived notice herein, said application will be for hearing before this Court on the 28<sup>th</sup> day of October 1920. at One O' clock P.M.

Eduard W. Potter Probate Judge.

9494

Notice

Probate Court, Union County, Ohio.

No. 9494

Notice of Probate.

In the matter of

The Will of

Nancy E. Harriman.

Deceased.

Notice

To Amos R. Phelps.

You are hereby commanded to notify H. J. Watkins and Dr. A. S. Watkins, next of kin of said Nancy E. Harriman, Deceased, resident of the State of Ohio, giving at least three days notice:

That on the 14<sup>th</sup> day of September 1920, an instrument of writing, purporting to be the last Will and Testament of Nancy E. Harriman, late of Jackson Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before this Court on the 28<sup>th</sup> day of October, 1920, at One O' clock P.M.,

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 14<sup>th</sup> day of September

9494 14<sup>th</sup> 1920.

Seal Edward H. Porter, Probate Judge.

I the undersigned person, within named, do hereby acknowledge service of the within notice, this 28<sup>th</sup> day of October, 1920.

M. J. Watkins.

9494

Notice.

Probate Court, Union County, Ohio,  
No. 9494  
Notice of Probate.

In the matter of  
The Will of  
Nancy E. Harriman, Deceased,  
To Aaron B. Phillips.

Notice

You are hereby commanded to notify M. J. Watkins and Dr. A. S. Watkins, next of kin of said Nancy E. Harriman, deceased, resident of the State of Ohio, giving at least 3 days notice:

That on the 14<sup>th</sup> day of September, 1920, an instrument of writing, purporting to be the last Will and Testament of Nancy E. Harriman, late of Jackson Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before said Court on the 28<sup>th</sup> day of October 1920, at One O' clock P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 14<sup>th</sup> day of September, 1920.

Seal Edward H. Porter, Probate Judge

9494

I the undersigned person, within named, do hereby acknowledge service of the within notice, this 28<sup>th</sup> day of October, 1920.

Aaron B. Watkins.

9494

Testimony of Witnesses

Probate Court, Union County, Ohio,  
No. 9494

Testimony of Witnesses

In the matter of  
The Will of  
Nancy E. Harriman, Deceased,  
The State of Ohio, Union County, ss.

Testimony of Witnesses

Personally appeared in open Court, Bert Yeasley and Mrs Bert Yeasley who bring just duty sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Nancy E. Harriman, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 16<sup>th</sup> day of October, 1918, purporting to be the Last Will and Testament of Nancy E. Harriman, deceased, that they

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9494 respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Nancy E. Harriman, at the time of executing the same was of full age, and of sound mind and memory, and, not under any restraint.

Best Yearsley,  
Mrs Best Yearsley,

known to before me, and, signed in my presence, by said witnesses in open Court, this 28<sup>th</sup> day of October, 1920.

Edward W. Porter, Probate Judge.

9494 Journal Entry: Orders On Hearing, Admission To Probate and Record, Probate Court, Union County, Ohio,

October, 28<sup>th</sup> 1920.

Order In the Matter of  
The Will of  
Nancy E. Harriman, Deceased,

Admission To Probate and Record  
It is Remembered, that heretofore, to-wit: on the 14<sup>th</sup> day of September A. D. 1920. an instrument of writing, purporting to be the Last Will and Testament of Nancy E. Harriman, late of Jackson Township, in this County, deceased, was produced in open Court and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will, and of the application to admit the same to probate and record in this Court, has been waived by the next of kin of the Testator, resident of the State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came Best Yearsley, and Mrs Best Yearsley the subscribing witnesses to said Will, who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Nancy E. Harriman, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said petitioner pay the costs herein taxed at \$--  
Edward W. Porter, Probate Judge.

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Will

In the Name of the Almighty Father of all:

I, Nancy E. Harriman of the Township of Taylor, County of Union and State of Ohio, do make and publish this my Last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient.

Second: I Give, Devise and Bequeath to my son-in-law Amos W. Phelps, all my property, both personal and real.

I do here nominate and appoint Gilbert Grahl, Executor of this my Last Will and Testament. I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name this 16<sup>th</sup> day of October in the year of our Lord One thousand nine hundred eighteen.

Nancy E. Harriman

The foregoing instrument was signed at the end thereof by the said Nancy Harriman in our presence and we heard her acknowledge the same as her Last Will and Testament and at her request and in her presence we hereunto respectively subscribe our names as attesting witnesses, at Peoria, Ohio, this 16<sup>th</sup> day of October, A. D. 1918.

Bert Yeardsley, resides at Broadway, Ohio.  
Mrs Bert Yeardsley, resides at Broadway, Ohio.

Will

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In the matter of The Last Will and Testament of  
George W. Coons, Deceased,  
Be it Remembered, that heretofore, to wit: on the 30<sup>th</sup> day of  
October 1920, an instrument of writing purporting to be the  
Last Will and Testament of George W. Coons, deceased, was  
produced in open Court and the following proceedings were  
had therein:

Application for Probate of Will,  
Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
George W. Coons, Deceased,

Application  
To  
Admit To Probate.

Application  
for  
Probate  
of  
Will

To the Probate Court of said County:  
Your petitioner respectfully represents that George W.  
Coons late a resident of the township of York in said  
County, died on or about the 22<sup>nd</sup> day of October A. D.  
1920, leaving an instrument in writing, herewith  
produced, purporting to be his last Will and Testament;

That the said George W. Coons, died leaving Mary E.  
Coons his widow who resides at Richmond, Ohio, R. R.  
and the following named persons his only next of  
kin, to wit:

- A. T. Coons - son - Richmond, Ohio, R. D.
- Birdella J. Boggs - daughter - Bellefontaine, Ohio

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the  
same, and that said above named persons residents  
in this State may be notified according to law of the  
pendency of said proceedings.

Mary E. Coons, Petitioner.

9496  
Oath.

The State of Ohio, Union County, ss.  
The above named, Mary E. Coons being first duly sworn,  
says that the facts stated and allegations in the  
forgoing application contained, are true as she truly  
believes.

Mary E. Coons,

Known to before me and signed in my presence, this 30-  
day of October 1920.

*Edw*  
Edward W. Porter, Probate Judge.

9496  
Waiver.

We, the undersigned widow, and next of kin of the within  
named testator, resident of the State of Ohio, hereby waive  
further notice, and consent to the probate of said Will.  
Dated this 30<sup>th</sup> day of October, A. D. 1920

Mary E. Coons

A. T. Coons.

Birdella J. Boggs.

9496  
 Order for Filing Will, Notice and Hearing  
 Probate Court, Union County, Ohio  
 Saturday Oct. 30 - 1920.

In the matter of  
 The Will of  
 George W. Coons, Deceased.

This day an instrument of writing purporting to be the last Will and Testament of George W. Coons, late of York Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testator resident of the State of Ohio having waived notice herein, said application will be for hearing before this Court on the 30<sup>th</sup> day of October 1920, at One O'clock P.M.

Edward W. Porter, Probate Judge.

9496  
 Testimony of Witness  
 Probate Court Union County, Ohio  
 No. 9496  
 Testimony of Witnesses.

In the matter of  
 The Will of  
 George W. Coons, Deceased.

The State of Ohio, Union County, ss.  
 Personally appeared in open Court George E. Whitney who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of George W. Coons deceased, depose and say: That she was present at the execution of the instrument of writing now before here bearing date the 24<sup>th</sup> day of November, 1915, purporting to be the Last Will and Testament of George W. Coons, deceased, that he respectively subscribed his name as witness at the request of said Testator and in his presence; that he saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said George W. Coons, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Geo. E. Whitney.

Sworn to before me and signed in my presence, by said witness in open Court, this 30<sup>th</sup> day of October, 1920.

Edward W. Porter, Probate Judge

9496  
 Proof of Signature of Witness to Will.  
 Probate Court Union County, Ohio.  
 No. 9496  
 Testimony.

In the matter of  
 The Will of  
 George W. Coons, Deceased.

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The State of Ohio, Union County ss.

Personally appeared in open Court George E. Whitney, and Carrie W. Hornbeck, who bring just duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of George W. Coons, deceased, depose and say: that James McCampbell, whose name appears as one of the subscribing witnesses to the Last Will and Testament of George W. Coons, deceased, hereunto annexed, has, since the date of said Will, Nov. 24<sup>th</sup> 1915, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said James McCampbell purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased, witness James McCampbell,

Geo. E. Whitney,

Carrie W. Hornbeck.

Sworn to before me and signed in my presence, in open Court, this 30<sup>th</sup> day of October, 1920.

Edward W. Porter, Probate Judge

9496

Journal Entry: Order On Hearing Admission to Probate and Record, Probate Court, Union County, Ohio.

Orders  
On  
Hearing  
Admission  
To  
Probate  
and  
Record.

In the Matter of  
The Will of  
George W. Coons, Deceased.

October, 30<sup>th</sup> 1920.

But it Reminded, That, heretofore, to wit: on the 30<sup>th</sup> day of October A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of George W. Coons, late of York Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been waived by the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

And it appearing to the Court that James McCampbell one of the subscribing witnesses to said Will, is dead, thereupon Geo. E. Whitney, and Carrie W. Hornbeck, appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said James McCampbell, attached to said Will. Thereupon on this day came Geo. E. Whitney the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said George W. Coons.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said George W. Coons.

9496 H. Coons deceased: that the same was duly executed and attested, and that the said Testator, at the time of making signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$-.

<sup>Seal</sup>  
Edward W. Porter, Probate Judge.

9496

Last Will and Testament

In the Name of the Benevolent Father of all:

I, George W. Coons, of York Township Union County, Ohio, (formerly of Logan County, Ohio), do make and publish this my last Will and Testament, viz:

Item 1. I direct the prompt payment of my just debts and funeral expenses.

Will

Item 2. I give, devise, and bequeath all my property, real and personal, of every description and wheresoever situated or found, in lieu of her dower and distributive share in my estate, to my wife, Mary E. Coons, for and during the term of her natural life. Provided, however, that in the event that the income of and from my estate shall prove insufficient, in her judgment, to maintain her in comfort, my said wife may reduce to money, by sale or collection, so much of my personal estate as she may consider necessary for that purpose and use the principal thereof for such maintenance.

At the death of my said wife, I give, devise, and bequeath all my real estate, and my personal property or the remainder thereof, to my son, Arland T. Coons, and his heirs, in fee simple and absolutely.

Item 3. I do hereby nominate and appoint my said son, Arland T. Coons, Executor of this my last Will and Testament, hereby authorizing and empowering him to compromise, adjust, release and discharge, in such manner as he may deem proper, the debts and claims due me.

I do also authorize and empower my said Executor, if it shall become necessary in order to pay my debts, to sell, by private sale, or in such manner, upon such terms of credit, or otherwise, as he may think proper, all or any part of my real estate, and deeds to purchasers to execute, acknowledge, and deliver, in fee simple. I request that my Executor be not required to give bond.

I do hereby revoke all former Wills by me made.

9496

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9496  
Filed  
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In Fe  
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Application

9496

In Ho  
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Widow  
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9496  
Order  
on  
Election  
of Widow  
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9496

In Testimony Whereof, I have hereunto set my hand this 27<sup>th</sup> day of November, A. D. 1915;

George W. Coons

Signed, and acknowledged by the said George W. Coons, as his Last Will and Testament, in our presence; and signed by us in his presence, as witnesses,

Geo. E. Whitney

James M<sup>c</sup> Campbell.

9496  
Filed  
Oct 30  
1920.

In the matter of the Will of George W. Coons, Deceased,  
Application of Widow To Take Under Will.

Probate Court, Union County, Ohio.

Application

In the matter of  
The Will of  
George W. Coons, Deceased.

Application

To the Honorable Judge of said Court:

The undersigned, Mary E. Coons, widow of said George W. Coons, deceased, respectfully makes application to take under the Will of said decedent.

Dated this 30<sup>th</sup> day of October 1920.

Mary E. Coons.

9496

Election of Widow

Probate Court, Union County, Ohio,

No. 9496.

Election  
of  
Widow

In the matter of  
The Will of  
George W. Coons, Deceased.

Election of Widow.

I, Mary E. Coons widow of George W. Coons late of York Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said George W. Coons, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Mary E. Coons, widow of  
George W. Coons, Deceased.

Signed in open Court this 30<sup>th</sup> day of October, 1920.

Edward W. Potter Probate Judge

9496  
Orders  
on  
Election  
of Widow

Journal Entry: Orders On Election of Widow

Probate Court, Union County, Ohio.

October 30 - 1920.

Orders On Election of Widow.

In the matter of  
The Will of  
George W. Coons, Deceased.

This day Mary E. Coons, widow of said George W.

9496 Coons, deceased. Appeared in open court in person, and made application to take under the Will of said decedent. And the court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will: said Mary E. Coons widow thereupon elected to take under said Will. It is ordered that this proceeding be recorded and that Arland T. Coons, as Executor, pay the costs herein taxed at \$ 2.00.  
Edward H. Porter, Probate Judge.

9499 In the matter of the Last Will and Testament of  
Nov. 1 - 1920. William Williams, Deceased.  
Be it Remembered, that hereto to-wit: On the 1<sup>st</sup> day of November, 1920, an instrument of writing purporting to be the Last Will and Testament of William Williams, Deceased, was produced in open court and offered for probate, and the following proceedings were had therein:

9499 Application for Probate of Will.  
Probate Court, Union County, Ohio.  
Application  
To admit to Probate  
In the matter of  
The Last Will and  
Testament of  
William Williams,  
Deceased.

application  
To the Probate Court of said County:  
your petitioner respectfully represents that William Williams late a resident of the township of Paris in said County, died on or about the 26<sup>th</sup> day of August, A.D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said William Williams died leaving no widow and the following named persons his only next of kin, to-wit:

Leash Williams	brother	Pottersburg, Ohio.
Addie Blue	sister	Marysville, Ohio.
Anderson Williams	brother	Malolius, Oregon
Lucy Tywell	sister	Findlay, Ohio
Fannie Houston	sister	Columbus, Ohio (Ohio State Hospital)
Jennie Williams	sister	unknown.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Henrietta Robinson,  
Petitioner.

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The State of Ohio, Union County, ss.

The above named Henrietta Robinson being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true as she verily believes.

Henrietta Robinson

Known to before me and signed in my presence, this 7<sup>th</sup> day of September 1920.

Milo S. Myers, Notary Public

We, the undersigned next of kin of the estate named Testator resident of the State of Ohio, hereby waive further notice, and consent to the Probate of said Will.

Dated this 7<sup>th</sup> day of September, A. D. 1920.

Henrietta Robinson - Leach Williams  
Addie Blue - Lucy Tyrnell

9499

Journal Entry: Order for Filing Will, Notice and Hearing.

Probate Court, Union County, Ohio.  
November, 1<sup>st</sup>, 1920.

Order for Filing Will, Notice and Hearing

In the matter of  
The Will of  
William Williams,  
Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of William Williams, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator resident of the State of Ohio, three days prior thereto, that said application will be for hearing before this Court on the 6<sup>th</sup> day of November 1920, at 2. O'clock P.M.

Eduard W. Porter, Probate Judge.

9499

Testimony of Witnesses

Probate Court, Union County, Ohio

Testimony of Witnesses

In the matter of  
The Will of  
William Williams,  
Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court, Maud Myers and Milo S. Myers who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth in relation to the execution of the Last Will and Testament of William Williams deceased, depose and say:

That they were present at the execution of the

9499 instrument of writing now before them bearing date the 18<sup>th</sup> day of May, 1920, purporting to be the Last Will and Testament of William Williams, deceased. that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said William Williams at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Maud Pyers - Milo L. Myers.

Shown to before me and signed in my presence, by said witnesses in open court, this 6<sup>th</sup> day of November 1920.

Edward H. Porter Probate Judge.

9499 Journal Entry: Order On Hearing, Admission To Probate and Record, Probate Court, Union County, Ohio.

Order On Hearing Admission To Probate and Record. In the matter of The Will of William Williams, Deceased.

November, 6<sup>th</sup> 1920.

To Be it Remembered, that heretofore, to-wit: on the 1<sup>st</sup> day of November A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of William Williams, late of Paris Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came Maud Pyers and Milo L. Myers, the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said William Williams, deceased: that the same was duly executed and attested: and that the said Testator, at the time of making, signing and sealing, the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that, Henrietta Robinson pay the costs herein taxed at \$ - - within ten days.

Edward H. Porter, Probate Judge.

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Will.

Last Will and Testament of William Williams.

I, William Williams of the Village of Marysville, County of Union, and State of Ohio, do make, publish and declare this to be my last Will and Testament, hereby revoking all former Wills and codicils by me made, and,

Item One: I direct that my remains be buried in Oak-Dale Cemetery, in a casket of not less than \$100.00 in value, in a cement vault, in a lot in said Cemetery; all to be selected by my sister, Addie Blue and Henrietta Robinson.

Item Two: I direct the payment of all my just debts, those of my last sickness, funeral expenses, and the payment for a suitable marker at my grave.

Item Three: All the rest and residue of my property, be it of what so ever nature, kind or description and where- ever found, I give and bequeath to Henrietta Robinson, absolutely, and I hereby appoint her executrix of my estate, and direct that she be allowed to qualify as such without bond.

In Testimony whereof, I have hereunto set my hand this 18<sup>th</sup> day of May, 1920.

William Williams.

Signed and acknowledged by the said William Williams as his last will and testament, in our presence and signed by us at his request in his presence, and in the presence of each other, this 18<sup>th</sup> day of May, 1920.

Maud Piers.

Wils L. Myers.

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Nov. 13-1920

In the Matter of The Last Will and Testament of  
Ralph Moffitt, Deceased.  
Be it Remembered, that heretofore to wit: on the 13<sup>th</sup> day of November  
1920, an instrument of writing purporting to be the Last Will  
and Testament of Ralph Moffitt, Deceased, was produced in open  
court and offered for Probate and the following proceedings were  
had therein:

9502

Application for Probate.  
Probate Court, Union County, Ohio.  
Application  
To  
Admit to Probate.

In the Matter of  
The Last Will and  
Testament of  
Ralph Moffitt, Deceased.

Application

To the Probate Court of said County:  
Your petitioner respectfully represents that Ralph Moffitt late  
a resident of the township of Clairbourne in said County, died  
on or about the 19<sup>th</sup> day of October, A. D. 1920, leaving an instru-  
ment in writing, herewith produced, purporting to be his last  
Will and Testament. That the said Ralph Moffitt died  
leaving no widow and the following named persons his only  
next of kin, to wit:

- |                   |           |                    |
|-------------------|-----------|--------------------|
| Firman L. Moffitt | son       | Richmond, Ohio.    |
| Frank Moffitt     | son       | Richmond, Ohio.    |
| Fredrick Moffitt  | son.      | Bay City, Michigan |
| Effie Jacobs      | daughters | Richmond, Ohio.    |

Your petition offers said Will for Probate, and prays that  
a time may be fixed for the proving of the same, and  
that said above named persons residents in this State  
may be notified according to law of the pendency of said  
proceedings.

Effie Jacobs, Petitioner.

9502  
Oath

The State of Ohio, Union County, ss.  
The above named Effie Jacobs, being first duly sworn, says  
that the facts stated and allegations in the foregoing  
Application contained, are true as she verily believes.

Effie Jacobs.

Sworn to before me and signed in my presence this 13<sup>th</sup>  
day of November, 1920.

*Eduard H. Porter*, Probate Judge.

9503  
waiver

We the undersigned, next of kin of the within named  
testator resident of the State of Ohio, hereby waive further  
notice, and consent to the probate of said Will.

Dated this 13<sup>th</sup> day of November, A. D. 1920.

Effie Jacobs - Frank Moffitt,  
Firman L. Moffitt.

9572

Journal  
Order for  
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Journal Entry: Orders for Filing Will, Notice and Hearings  
Probate Court, Union County, Ohio.

Orders for  
Filing  
Will  
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and

In the Matter of  
The Will of  
Ralph Moffett, Deceased.

Waverly, Ohio.

November, 13<sup>th</sup>, 1920.

This day an instrument of writing, purporting to be the last Will and Testament of Ralph Moffett, late of Blair-Bearse Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator, resident of the State of Ohio, 1 day prior thereto, that said application will be for hearing before this Court on the 15<sup>th</sup> day of November, 1920, at 10 O'clock A.M.

Edward H. Porter Probate Judge

9572

Testimony of Witnesses

Probate Court, Union County, Ohio.

No. 9572

Testimony  
of  
Witnesses

In the Matter of  
The Will of  
Ralph Moffett, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court Ethel Darling Collier, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Ralph Moffett, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 8<sup>th</sup> day of May, 1912, purporting to be the last Will and Testament of Ralph Moffett, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof and heard him acknowledge the same to be his Will, and that said Ralph Moffett at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Ethel Darling Collier

Sworn to before me and signed in my presence by said witnesses in open Court, this 15<sup>th</sup> day of November, 1920

Edward H. Porter, Probate Judge

9502

Proof of Signature of Witnesses to Will.

Probate Court, Union County, Ohio.

No. 9502

Testimony.

Proof of Signature

In the matter of  
The Will of

Ralph Moffett, Deceased,

The State of Ohio, Union County, &c.

Personally appeared in open Court Ethel Darling (Callier) and Carrie W. Hornbuck, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Ralph Moffett, deceased, depose and say: that S. A. McNeil whose name appears as one of the subscribing witnesses to the Last Will and Testament of Ralph Moffett, deceased, herewith annexed, has, since the date of said Will, May 8<sup>th</sup> 1912, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said S. A. McNeil, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness S. A. McNeil.

Ethel Darling, Callier.

Carrie W. Hornbuck.

Sworn to before me and signed in my presence, in open Court, this 15<sup>th</sup> day of November, 1920.

Edward W. Porter, Probate Judge

Probate Court, Union County, Ohio.  
November, 15<sup>th</sup> 1920.

9502  
Orders  
on  
Hearing  
admission  
to  
Probate  
and  
Hearing

Journal Entry: Order On Hearing, Admission to Probate and Record.

In the matter of  
The Will of  
Ralph Moffett, Deceased,

Be it Remembered, That, heretofore, to-wit: on the 13<sup>th</sup> day of November A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Ralph Moffett late of Blairtown Township, in this County deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow, and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court. And it further appearing to the Court that S. A. McNeil, one of the subscribing witnesses to said Will, has since the date of said Will, deceased.

Therefore, Ethel Darling (Callier) and Carrie W. Hornbuck, appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said S. A. McNeil attached to said Will. Therefore on this day came Ethel Darling Callier,

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the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon, the Court finds the aforesaid instrument of writing is the last will and Testament of said Ralph Moffett, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$ - - -

Edward H. Porter, Probate Judge.

9502

Last Will and Testament

I, Ralph Moffett, Sen. of Richmond, Ohio, being of sound and disposing mind and memory, considering the uncertainty of continuance in life, and desiring to make such disposition of my worldly estate, as I deem best, do make, publish and declare this to be my last will and testament, hereby revoking any and all former wills and testament, hereby revoking any and all former wills and codicils whatsoever by me made.

First, I desire that all my just debts and funeral expenses be paid as soon as practicable after my decease.

Second: I give and bequeath to my wife Elizabeth Moffett all my estate; the same to be hers during her natural life, and at her decease, I bequeath to my daughter Effie Jacobs the West half of lot No. 279, situated on the South Side of West Bondford Street, Richmond, Ohio, the same to be hers in fee simple, and I give and bequeath to my three sons, Herman Moffett, Frank Moffett and Fred Moffett, each, the sum of Five Dollars, to be paid out of my Personal property, that is left at the decease of my wife, Elizabeth Moffett.

The condition on which the bequest is made to Effie Jacobs is: that she shall well and faithfully care for her mother during her life.

I nominate and appoint my daughter Effie Jacobs to be the executor of this Will without bond, and without appraisement.

In Witness whereof, I have hereunto set my hand, this Eightth day of May, in the year one thousand nine

9502

9502 hundred and tenth. (1912)

Ralph Moffett, dean

signed, published and acknowledged by the said Ralph Moffett as and for his last will and testament, in our presence and subscribed and attested by us, as witnesses, in his presence and at his request.

Echel Darling  
S. A. McNeil

9504 In the matter of the Last Will and Testament of  
Filed Alfred Johnson, Deceased.

400. 15<sup>th</sup> 1920. Be it Remembered that heretofore, to-wit: on the 15<sup>th</sup> day of Nov. 1920. an instrument of writing purporting to be the last will and Testament of Alfred Johnson, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

9504

Application For Probate Of Will

Probate Court, Union County, Ohio

Application to admit to Probate.

Application

In the matter of  
The Last Will and  
Testament of  
Alfred Johnson, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that Alfred Johnson, late a resident of the township of Leesburg in said County, died on or about the 28<sup>th</sup> day of October A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last will and Testament.

That the said Alfred Johnson died leaving Mary J. Johnson his widow who resides at R. D. # 5, Richmond, Ohio, and the following named persons his only next of kin, to-wit:

Dorothy Spicer	daughter	456 E. George St. Marion, Ohio.
Minnie Farmer	"	R. 6. Richmond, Ohio.
Ada M. Moore	"	" " "
Fraunceanna Patrick	"	" " "
William A. Johnson	son,	" 8 " "
Lizzie Klinges	daughter	Dixon, Van Wert, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceeding.

Mary J. Johnson, Petitioner.

9504 The State of Ohio, Union County ss.

I, the above named Mary J. Johnson, being first duly sworn, Oath says that the facts stated and allegations in the foregoing application contained, are true as she verily believes. Mary J. Johnson.

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known to be before me and signed in my presence, this 15<sup>th</sup> day of November, 1920. *Seal* Edward H. Porter, Probate Judge.

We, the undersigned, widow and next of kin of the <sup>main</sup> deceased named testator resident of the State of Ohio, hereby further notice, and consent to the probate of said Will.

Dated this 15<sup>th</sup> day of November, A.D. 1920.

Mary J. Johnson - Adm. M. Moor.

9504

Journal Entry: Order for filing Will, notice and hearing. Probate Court, Union County, Ohio.

Order

for filing Will

In the matter of The Will of Alfred Johnson, Deceased.

November 15<sup>th</sup> 1920.

notice and

hearing

This day an instrument of writing purporting to be the last Will and Testament of Alfred Johnson, late of Linsburg Township in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court; and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio, three days prior thereto, that said application will be for hearing before this Court, on the 22<sup>nd</sup> day of November, 1920, at 10 O'clock, A.M.

Edward H. Porter, Probate Judge.

9504

Notice

Probate Court, Union County, Ohio.

No. 9504

Notice of Probate.

In the matter of The Will of Alfred Johnson, Deceased.

Notice

To Mary J. Johnson, Union County, Greeting:

You are hereby commanded to notify Lizzie Klingler, of Dixon, Van Wert County, Ohio, and Dorothy Spier, of 456 East George Street, Marion, Ohio, next of kin of said Alfred Johnson, deceased, resident of the State of Ohio, giving at least three days notice:

That on the 15<sup>th</sup> day of November 1920, an instrument of writing, purporting to be the last Will and Testament of Alfred Johnson late of Linsburg Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 22<sup>nd</sup> day of November, 1920, at 10 O'clock, A.M.

He/she fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 15<sup>th</sup> day of November, 1920.

*Seal* Edward H. Porter, Probate Judge

95-04

We, the undersigned persons, within named, do hereby acknowledge service of the within notice, this 22- day of November, 1920.  
Francis A. Patrick, Minnie V. Carner,

William A. Johnson, Dorothy R. Spicer,

95-04

Notice.

Probate Court, Union County, Ohio  
No. 95-04  
Notice of Probate

notice

In the matter of  
The Will of  
Alfred Johnson, Deceased,

To Mary J. Johnson, of Union County, Ohio, greeting:

You are hereby commanded to notify Lizzie Klingler of Dixon Van Wert County, Ohio, and Dorothy Spicer of 456 E. George St., Marion, Ohio, next of kin of said Alfred Johnson, deceased, resident of the State of Ohio, giving at least three days notice:

notice

That on the 15<sup>th</sup> day of November, 1920, an instrument of writing, purporting to be the last Will and Testament of Alfred Johnson, late of Deebury Township, in said County, deceased, was produced in open court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 22<sup>nd</sup> day of November, 1920, at 10 o'clock A.M. Hencein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 15<sup>th</sup> day of November, 1920.  
Edward W. Potter, Probate Judge

95-04

We, the undersigned persons within named, do hereby acknowledge service of the within notice, this 22- day of November, 1920.  
Lizzie B. Klingler,

95-04

Testimony of Witnesses

Probate Court, Union County, Ohio  
No. 95-04  
Testimony of Witnesses

Testimony

In the matter of  
The Will of  
Alfred Johnson, Deceased.

The State of Ohio, Union County ss.

Personally appeared in open Court Vella Hood and Samuel Baker, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Alfred Johnson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 12- day of October 1920, purporting to be the Last Will and Testament of Alfred Johnson, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him

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acknowledges the same to be his Will, and that said Alfred Johnson at the time of executing the same was of full age and of sound mind and memory, and, not under any restraint.

Vella Wood,

Samuel Baker,

known to before me, and signed in my presence, by said witnesses in open Court, this 22-day of November 1920.

Edward H. Porter, Probate Judge.

95-04

Journal Entry: Orders On Hearing Admission To Probate and Record.

Orders

Probate Court, Union County, Ohio.

On

In the matter of

November, 22-1920.

Hearing

The Will of

Admission

Alfred Johnson, Deceased.

To

Be it Remembered, That heretofore to wit: on the 15-day of November, A. D. 1920, an instrument of writing purporting to be the Last Will and Testament of Alfred Johnson, late of Deebury Township, in this County, deceased, was produced in open Court and offered for probate and was then filed.

Probate

and

Record

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow, and next of kin of the testator, resident of the State of Ohio pursuant to a former order of this Court.

Thereupon on this day came, Vella Wood and Samuel Baker, the subscribing witnesses to said Will; who bring duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Alfred Johnson, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$--.

Edward H. Porter, Probate Judge

95-04

Will.

Will

In the name of the Benevolent Father;  
I, Alfred Johnson, do make and Publish this my last will and testament.  
First, I give and devise to my blood wife Mary J. Johnson

9504

in lieu of her dower, the farm joining the place which we reside, situated in Liberty Tp. one mile south of Layborne and containing about 13 1/2 acres. during her natural life, and all the stock household good furniture provisions and other goods and chattels which may be thereon at the time of my decease, I give and bequeath to her absolutely, she however being permitted to sell if necessary any Property to pay my just debts.

at the death of my said wife, the real estate aforesaid I give and devise to my children 1<sup>st</sup> Lizzie Belle Klinger 2<sup>nd</sup> Dorothy R. Spicer 3 Mimmie V. Parmer 4 Ada M. Moore, 5 Francanna Patrick and W. A. Johnson, and their heirs. if either of these children should die before my wife, their equal share shall be given to their heirs and if there be no heirs their share is to be divided equally with the others living children.

Will.

if my wife should not survive then I devise and bequeath the Property aforesaid to my children as herein stated and their heirs forever.

I do hereby nominate and appoint my wife Mary J. Johnson Executor of this my last will and testament, hereby authorizing and empowering her to compromise, adjust, release and discharge in such manner as she may deem proper the debts and claims due me I do also authorize and empower her if it shall become necessary in order to pay my debts to sell by private sale or in such manner upon such terms of credit or otherwise as she may think proper all or any part of my real estate and deeds to purchasers to execute acknowledge and deliver in fee simple

I desire that no appraisement and no sale of my Personal Property be made and that the Court of Probate direct the omission of the same in Pursuance of the Statute.

I do hereby revoke all former wills made by me, in testimony whereof, I have hereunto set my hand this 12<sup>th</sup> day of October, A. D. 1920.

Alfred Johnson.

Signed and acknowledged by said Alfred Johnson in our Presence and signed by us in his Presence,  
Vella Wood  
Sarnard Baker.

L. H. Collins Justice of Peace

9504  
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Nov. 22-  
1920.

Application

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In the matter of the will of Alfred Johnson, Deceased,  
Application of Widow To Take under Will,  
Probate Court, Union County, Ohio,  
Application

Application

In the matter of  
The Will of  
Alfred Johnson, Deceased,  
To the Honorable Judges of said Court:  
The undersigned, Mary J. Johnson, widow of said  
Alfred Johnson, deceased, respectfully makes application  
to take under the will of said decedent.  
Dated this 22<sup>nd</sup> day of November 1920.  
Mary J. Johnson.

9504

Election of Widow  
Probate Court, Union County, Ohio,  
No. 9504  
Election of Widow.

Election  
of  
Widow

In the matter of  
The Will of  
Alfred Johnson, Deceased,  
I, Mary J. Johnson, widow of Alfred Johnson, late of  
Leesburg Township, Union County, Ohio, deceased, having had  
explained to me, by the Probate Court of said County, the  
provisions of the Will of said decedent, the rights under it,  
and by law in the event of a refusal to take under  
the Will; hereby elect to take the provision made for me,  
in the last Will and Testament of said Alfred Johnson,  
deceased, in lieu of being endowed of the lands of  
my deceased consort, and taking the distribution share  
of his personal estate.

Mary J. Johnson, widow of  
Alfred Johnson, Deceased,  
Signed in open Court this 22<sup>nd</sup> day of November, 1920.  
Edward H. Porter, Probate Judge

9504  
Orders  
on  
Election  
of  
Widow

Probate Court, Union County, Ohio,  
November, 22<sup>nd</sup> 1920.  
Orders On Election of Widow.

In the matter of  
The Will of  
Alfred Johnson, Deceased,  
This day Mary J. Johnson, widow of said Alfred Johnson  
deceased, appeared in open Court, in person, and made  
application to take under the will of said decedent,  
And the Court having explained to her the pro-  
visions of said Will, the rights under it, and by law  
in the event of a refusal to take under the Will; said  
Mary J. Johnson, widow thereupon elected to take  
under said Will.

It is ordered that this proceeding be recorded and that  
said Petitioner pay the costs herein taxed at \$ 2.<sup>00</sup>.  
Edward H. Porter  
Probate Judge

9485-  
Filed  
Oct. 18"  
1920

In the matter of the Last Will and Testament of  
Sylvester Ford, Deceased.  
Be it Remembered, that heretofore, to wit on the 18<sup>th</sup> day of October  
1920, an instrument of writing purporting to be the Last Will  
and Testament of Sylvester Ford, deceased, was produced in  
open Court and offered for Probate and the following  
proceedings were had therein:

9485

Application For Probate of Will.  
Probate Court, Union County, Ohio,  
Application To  
Admit To Probate.  
In the matter of  
The Last Will and  
Testament of  
Sylvester Ford, Deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that Sylvester Ford  
late a resident of the township of Taylor in said  
County, died on or about the 15<sup>th</sup> day of October  
A. D. 1920, leaving an instrument in writing,  
herewith produced, purporting to be his last Will and  
Testament.

That the said Sylvester Ford, died leaving no widow,  
and the following named persons his only next of  
kin, to wit:

Amanda E. Lockwood	Daughter	Urbana, Ohio
Oliver White	daughter	Raymond, Ohio
T. C. Ford	son	Plover, Ohio, R. 1.
Walla Dishmuth	grand-son	Sunbury, Ohio
Sylvia Gubb	grand-daughter	Johnstown Ohio
Sampton Dishmuth	grand-son	Johnstown, Ohio

Your petitioner offers said Will for probate, and prays that  
a time may be fixed for the proving of the same, and  
that said above named persons residents in this State  
may be notified according to law of the pendency of  
said proceedings.

T. C. Ford, Petitioner.

9485  
Oath

The State of Ohio Union County ss.  
The above named T. C. Ford being first duly sworn, says  
that the facts stated and allegations in the foregoing  
Application contained, are true as he verily believes.  
T. C. Ford.

Sworn to before me and signed in my presence, this  
18<sup>th</sup> day of October, 1920.  
Edward H. Potter, Probate Judge.

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We, the undersigned next of kin of the within named testator resident of the State of Ohio, hereby give further notice, and consent to the probate of said Will

Dated this 18<sup>th</sup> day of October, A. D. 1920.

T. C. Ford, Oliver White, Sylvia Gubb,  
Walter Dishburnett, T. F. Dishburnett,

9485-

Journal Entry: Order for Filing Will, notice and hearing Probate Court, Union County, Ohio.

Oct. 18<sup>th</sup> 1920.

Order for Filing Will notice and hearing

In the matter of The Will of Sylvester Ford, Deceased

This day an instrument of writing, purporting to be the Last Will and Testament of Sylvester Ford late of Taylor Township, in this County, deceased, was produced in open court for Probate: it is now ordered that the said Will be filed in this court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator, resident of the State of Ohio, two days prior thereto, that said application will be for hearing before this Court on the 25<sup>th</sup> day of October 1920, at One O'clock P. M.

Edward H. Porter, Probate Judge,

9485-

Notice Probate Court, Union County, Ohio.

No. 9485-

Notice

In the matter of The Will of Sylvester Ford, Deceased,

Notice of Probate

To T. C. Ford, Union County, Kentucky:

You are hereby commanded to notify Amanda E. Lockwood, next of kin of said Sylvester Ford, deceased, resident of the State of Ohio, giving at least 3 days notice:

That on the 18<sup>th</sup> day of October 1920, an instrument of writing, purporting to be the last Will and Testament of Sylvester Ford, late of Taylor Township, in said County, deceased, was produced in open court, and an application to admit the same to probate was the same day made in said court. Said application will be for hearing before said Court, on the 25<sup>th</sup> day of October, 1920, at One O'clock P. M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 18<sup>th</sup> day of October, 1920.

Edward H. Porter,

Probate Judge.

*copy*

9485- I, the undersigned person herein named, do hereby acknowledge service of the within notice, this 25<sup>th</sup> day of Oct. 1920. Mrs Amanda C. Lockwood.

9485

Testimony of Witnesses.

Probate Court, Union County, Ohio, No. 9485

In the matter of The Will of Sylvester Ford, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Testimony of Witnesses

Personally appeared in open Court, John H. Willis, and Jannin Fields who bring first duty sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Sylvester Ford, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 29<sup>th</sup> day of June, 1920, purporting to be the Last Will and Testament of Sylvester Ford, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Sylvester Ford at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 25<sup>th</sup> day of October, 1920. Edward H. Porter, Probate Judge

9485 Orders on hearing admission to Probate and Record

Journal Entry: Orders on hearing, Admission to Probate and Record, Probate Court, Union County, Ohio, October 25<sup>th</sup> 1920

In the matter of The Will of Sylvester Ford, Deceased.

Be it Remembered, That heretofore, to-wit: on the 18<sup>th</sup> day of October A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Sylvester Ford, late of Taylor Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will, and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the Testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came Jannin Fields, and John H. Willis, the subscribing witnesses to said Will; who

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bring duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Sylvester Ford, deceased: that the same was duly executed and attested: and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be Admitted to Probate, and that the same together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$---

Edward H. Porter, Probate Judge

Last Will and Testament

9486

Sylvester Ford, of the of Taylor Township, in the County of Union and State of Ohio bring of sound mind and memory, do make, publish, and declare this my last Will and Testament, in manner following, that is to say:

Will

First: It is my will that all my just debts and funeral expenses be paid as soon after my decease as may be convenient.

Second: I give and bequeath to my daughter Olivia White the sum of Twenty three hundred and thirty three (\$2333.00) Dollars to be paid to her by my son, T. C. Ford, within six months after my decease and without interest and the payment thereof is hereby made a charge upon the real estate herein in Item Seven devised to my said son T. C. Ford.

Third: I give and bequeath to my grand-son, Walter Dishmuntt, the sum Seven hundred and seventy-five (\$775.00) Dollars to be paid to him by my son T. C. Ford, within six months after my decease and without interest and the payment thereof is hereby made a charge upon the real estate herein in Item Seven devised to my said son T. C. Ford.

Fourth: I give and bequeath to my grand-daughter, Sylvia Grubb, the sum of Seven hundred and seventy-five (\$775.00) Dollars to be paid to her by my son T. C. Ford, within six months after my decease and without and the payment thereof is hereby made a charge upon the real estate herein in Item Seven devised to my said son T. C. Ford.

Fifth: I hereby give and bequeath to my grand son

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Tuxton Dishbush, the sum of Seven Hundred and Seventy five (\$775.00) Dollars, to be paid to him by my son T. C. Ford within six months after my decease and without interest and the payment thereof is hereby made a charge upon the real estate herein in Item Seven devised to my said son T. C. Ford.

Sixth: It is my will that my daughter Amanda E. Lockwood have no part in the distribution of my estate after my decease for the reason that she has already received from my said son T. C. Ford, the sum of Twenty three Hundred and Thirty three (\$2333.00) Dollars, as her full share of all my property, I having heretofore conveyed to her her full share of all my estate and she having conveyed the same to my said son T. C. Ford, and received from him the said sum of Twenty three Hundred and Thirty three (\$2333.00) Dollars therefor.

Will

Seventh: I give devise and bequeath to my son T. C. Ford, the farm of 102 acres upon which I now reside and situated in the Township of Taylor in the County of Union and State of Ohio, absolutely and in fee simple, to the said T. C. Ford, however, paying to my daughter Olive White the sum of \$2333.00 as designated in Item Second of this Will, and also paying to my grand children, Walla Dishbush, Sylvia Gantt, and Tuxton Dishbush the sum of \$775.00 as designated in Items Third, Fourth, and Fifth of this Will.

I desire that the payment of said four legacies herein created by Items Second, Third, Fourth and Fifth by my said son T. C. Ford, be and the same is hereby made a charge upon the real estate herein in Item Seven devised to my said son T. C. Ford.

Eighth: I give devise and bequeath to my son T. C. Ford all the rest and residue of my estate of whatever kind or character that I may own or have the right to dispose of at the time of my decease, absolutely, and in fee simple.

Lastly, I hereby appoint my son T. C. Ford, executor of this my last will and Testament and direct that he serve without bond and that the Probate Court direct the omission of the same and also direct the omission of an inventory of my estate according to law. I hereby revoking all former Wills by me made.

In Witness Whereof, I have hereunto subscribed my name the 29 day of June, in the year Nineteen Hundred and Twenty.

Sylvester Ford (seal)

We, whose names are hereto subscribed, do Certify, that on the 29 day of June, 1920, Sylvester Ford testator above named, subscribed his name to this instrument in our presence and in the presence of each

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Application  
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of us, and at the same time, in our presence and hearing, declared the same to be his last Will and Testament, and requested, us and each of us, to sign our names thereto as witnesses to the execution thereof, which we hereby do in the presence of the testator and of each other, on the day of the date of the said Will, and write opposite our names our respective places of residence

John H. Willis, residing at Marysville, Ohio.  
 Jervis Fields residing at Dayton, Ohio.

9486  
Filed

In the matter of The Last Will and Testament of Elizabeth Miller, Deceased.

Oct. 18<sup>th</sup>  
1920.

Be it Remembered, That heretofore, to wit on the 18<sup>th</sup> day of October, 1920, an instrument of writing purporting to be the Last Will and Testament of Elizabeth Miller, Deceased, was produced in open Court and offered for Probate and the following proceedings were had therein:

9486

Application for Probate, of Will,

Probate Court, Union County, Ohio.

In the matter of  
 The Last Will and  
 Testament of

Application to admit  
 To Probate.

Elizabeth Miller, Deceased.

To the Probate Court of said County:

Application  
 for  
 Probate of  
 Will

your petitioner respectfully represents that Elizabeth Miller late a resident of the Township of Jerome in said County, died on or about the 8<sup>th</sup> day of September A.D. 1920, leaving an instrument in writing herewith produced, purporting to be her, last Will and Testament.

That the said Elizabeth Miller died leaving Henry G. Miller her widower who resides at Plain City, R. F. D. #3, and the following named persons her only next of kin, to wit:

Alfred H. Miller - age 6 years, son - Plain City, O. R. 3.

your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Henry G. Miller.

Petitioner

9486

The State of Ohio, Union County, ss.

The above named Henry G. Miller, being first duly

9486 says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Henry G. Miller,

known to before me and signed in my presence, this 18<sup>th</sup> day of October, 1920.

*Seal* Agnes D. Porter, Deputy Clerk.

9486 The undersigned widow of the within named testatrix, resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.

Dated this 18<sup>th</sup> day of October, A.D. 1920.

Henry G. Miller,

9486 Journal Entry: Orders for Filing Will, notice and hearing, Probate Court, Union County, Ohio, Monday, October, 18<sup>th</sup> 1920.

Orders for In the matter of Filing the Will of Elizabeth Miller, Deceased.

Notice, and Hearing. This day an instrument of writing, purporting to be the last Will and Testament of Elizabeth Miller, late of Jerome Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof of the application to admit the same to probate and record be given to the widow and next of kin of the testatrix, resident of the State of Ohio, three days prior thereto, that said application will be for hearing before this Court on the 9<sup>th</sup> day of November, 1920. at One O'clock, P.M.

Edward H. Porter, Probate Judge.

9486 Application for Commission To Take Deposition of Witnesses To Will.

Probate Court, Union County, Ohio,

no. 9486

application For Commission

Application for Commission To Take Deposition of Witnesses In the matter of the Will of Elizabeth Miller, Deceased.

To Take Deposition of Witnesses To the Probate Court, of said County!

The undersigned respectfully represents that Elizabeth Miller late of said County, deceased, died testate on or about the 8<sup>th</sup> day of September, 1920; and that her Will was on the 18<sup>th</sup> day of October 1920, produced in open Court for Probate.

That Elizabeth W. Durboraw one of the witnesses to said Will resides out of the jurisdiction of said Court, to wit: at Akron, Ohio,

The undersigned therefore makes application for and requests said Court to issue a commission, with said Will annexed, directed to some suitable

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9486 Jour Order for Commission To Take Deposition of Witnesses

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9486 person, to take the deposition of said witness,  
Dated this 18<sup>th</sup> day of October, 1920.  
Respectfully, Henry G. Miller.

9486 The State of Ohio, Union County ss.  
Henry G. Miller, being duly sworn, says that the  
statements in the foregoing Application are true, as he  
verily believes.  
Henry G. Miller.  
Known to before me and signed in my presence,  
this 18<sup>th</sup> day of October, 1920.  
Edward W. Porter, Probate Judge.

9486 Journal Entry: Order for Commission To Take  
Deposition of Witness to Will.  
Probate Court, Union County, Ohio,  
Monday, October, 18<sup>th</sup> 1920.  
Order For Commission.  
In the matter of  
The Will of  
Elizabeth Miller, Deceased,  
This day Henry G. Miller, appeared in open Court  
and made application for a Commission to issue  
to some suitable person to take the deposition of  
Elizabeth H. Durboraw one of the witnesses to the  
Will of said Elizabeth Miller, deceased,  
and it appearing to the Court that said witness  
resides out of the jurisdiction of this Court, to wit:  
at Akron, Ohio,  
It is therefore ordered that such Commission,  
with said Will annexed, issue to John L. Porter, a  
suitable person, to be duly executed, and together  
with the deposition of said witness as taken,  
signed, certified and sealed, be returned to this  
Court with all convenient speed, and this cause  
is continued.

Edward W. Porter, Probate Judge-  
Notice.

9486 Probate Court, Union County, Ohio,  
No. 9486  
Notice of Probate.  
In the matter of  
The Will of  
Elizabeth Miller, Deceased,  
To Henry G. Miller, of Union County, Greeling:  
You are hereby commanded to notify Henry G.  
Miller, widower and Alfred H. Miller, next of kin of  
said Elizabeth Miller, deceased, resident of the State  
of Ohio giving at least three days notice:  
That on the 18<sup>th</sup> day of October, 1920, an  
instrument of Writing, purporting to be the last  
Will and Testament of Elizabeth Miller, late of Jerome

9486

Township, in said County deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before said Court, on the 9<sup>th</sup> day of November, 1920. at One O'clock, P. M.

Hereto fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 18<sup>th</sup> day of October, 1920.

Edward H. Porter, Probate Judge

9486

Marysville, Ohio, November, 9<sup>th</sup> 1920.

Oath

I, Henry G. Miller, being sworn, make oath and say, that I served a true copy of this writ, with all the endorsements thereon, personally upon said Alfred H. Miller, on the 18<sup>th</sup> day of October, 1920. The said Henry G. Miller, and this affiant being one and the same person.

Henry G. Miller.

9486

Commission to Take Deposition of Witness P. Hill.

Probate Court, Union County, Ohio.

No. 9486

Commission

In the matter of the will of Elizabeth Miller Deceased.

Probate of Will Commission.

To Take

To John R. Porter, Scrutiny;

Deposition

you have been duly appointed by the Probate Court, of said County, to take the deposition of Elizabeth Dubrow Collier, one of the subscribing witnesses to the last will and Testament of Elizabeth Miller, late of the County of Union, in the State of Ohio, deceased, hereto annexed.

Witness

you will therefore cause the said Elizabeth Dubrow Collier to come before you at a certain time and place, and there and there examine her on oath or affirmation first taken before you, touching the due execution of said Will of the said Elizabeth Miller, deceased, and return such Deposition, together with this Commission and said Will thereto annexed, closed up under seal to said Probate Court, with all convenient speed.

Witness my signature and the seal of said Court, this 27<sup>th</sup> day of October, 1920.

Edward H. Porter.

Judge and Ex-officio Clerk of the Probate Court.

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Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9486

Testimony of Witnesses.

In the matter of  
The Will of  
Elizabeth Miller, Deceased

The State of Ohio, Union County.

Personally appeared in open Court Edward Black,  
who being first duly sworn to testify the truth, the  
whole truth, and nothing but the truth, in  
relation to the execution of the last Will and  
Testament of Elizabeth Miller, deceased, depose and say:

That he was present at the execution of the  
instrument of writing now before them bearing date  
the 13<sup>th</sup> day of May, 1913, purporting to be the Last Will  
and Testament of Elizabeth Miller, deceased, that they  
respectively subscribed their names thereto as  
witnesses at the request of said Testatrix and in  
his presence; that saw Testatrix sign said instru-  
ment at the end thereof and heard her acknowledge  
the same to be her Will, and that said Elizabeth  
Miller at the time of executing the same was  
of full age, and of sound mind and memory,  
and not under any restraint.

Edward B. Black.

Sworn to before me, and signed in my presence,  
by said witnesses in open Court, this 9<sup>th</sup> day of  
November, 1920.

Edward W. Potter, Probate Judge

9486

Deposition of Witness To Will.

Probate Court, Union County, Ohio.

No. 9486

Probate of Will.

Deposition.

Deposition  
of  
Witness  
To  
Will.

In the matter of  
The Will of  
Elizabeth Miller, Deceased.

Deposition of Elizabeth Durboraw Collier, subscribing  
witness to the last Will and Testament of Elizabeth  
Miller, deceased, late of the County of Union,  
State of Ohio, in said matter pending in the said  
Probate Court, taken before me, a Commissioner  
appointed by said Court, pursuant to the annexed  
Commission, on the 6<sup>th</sup> day of November, 1920, at  
Five Engine House Number 1, Akron, Summit Co., Ohio,  
Deposition taken Ella-Atta Apartment Adams St.,  
Akron, O. John L. Potter resident.

Elizabeth Durboraw (Collier) of lawful age, being  
by me first duly sworn, as hereinafter certified,  
depose and say:

9486

That she was present at the execution of the instrument of writing now before her, bearing date the 13<sup>th</sup> day of May, 1920, purporting to be the last Will and Testament of Elizabeth Miller, deceased; that she subscribed her name thereto as witness, at the request of said Testatrix and in her presence; that she saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Elizabeth Miller, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Elizabeth Duboraw Collier

9486

The State of Ohio, Summit County, ss.

Commissioner

I, John L. Porter, duly appointed and commissioned by the Probate Court of the County of Union, and the State of Ohio, to take the deposition of Elizabeth H. Duboraw (Collier) one of the subscribing witnesses to the last Will and Testament of Elizabeth Miller, deceased, late of Union County, State of Ohio, which Commission and the said Will are hereto annexed, do hereby certify that in pursuance of said Commission I caused the above named Elizabeth H. Duboraw (Collier) the subscribing witness as aforesaid, to appear before me, at the time and place above mentioned; that she was by me first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of said Will, and that the deposition by her respectively subscribed, as above set forth, was reduced to writing by John L. Porter, and, also, so written in the presence of the witness aforesaid respectively, and was subscribed by the said witness in my presence, and I further certify that I am not counsel, attorney, or relation of any of the parties named in said Will, or, otherwise interested in the Probate thereof;

In Witness Whereof I have hereto set my hand this 6<sup>th</sup> day of November, 1920.

John L. Porter, Commissioner

9486  
Orders On  
Bearing  
Admission  
To Probate  
and Record

Journal Entry: Orders On Bearing, Admission to Probate and Record, Probate Court Union County, Ohio, November, 9<sup>th</sup> 1920.  
In the matter of  
The Will of  
Elizabeth Miller, Deceased  
Be it Remembered, that heretofore, to-wit: on the 18<sup>th</sup>

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day of October A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of Elizabeth Miller, late of Jerome Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow, and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

John L. Porter, the Commissioner heretofore appointed to take the deposition of Elizabeth G. Duboraw (Callier) one of the subscribing witnesses to said Will, duly returned the Commission issued to him, with said Will annexed, and also the deposition so taken, duly certified; thereupon on this day came Howard C. Black the other subscribing witness to said Will, said subscribing witness to said Will, having been duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witness respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Elizabeth Miller, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint; It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said petitioner pay the costs herein taxed at \$--.

Eduard W. Porter, Probate Judge.

9486

Will.

Last Will and Testament of Elizabeth Miller.

In the name of the Benevolent Father of all:

I, Elizabeth Miller, of Jerome, Union County, Ohio, Post Office address, Plain City, Ohio, R. F. D. No. 3, being of sound and disposing mind and memory, considering the uncertainty of continuance in life, and desiring to make such disposition of my worldly estate as I deem best, do make, publish, and declare this to be my Last Will and Testament, hereby revoking any and all other will or wills by me made.

First: I direct that all my just debts and funeral

Will.

9486. expenses be paid as soon as may be practicable and convenient after my decease.  
 Second. I give, devise and bequeath to my beloved husband, Henry G. Miller all the property of which I may die seized, whether the same be real, personal or mixed to be his absolutely.

In Testimony whereof I have hereunto subscribed my name at Plain City, Ohio, this thirteenth day of May, in the year of our Lord, One thousand nine hundred and nineteen,  
 Elizabeth Miller.

The foregoing instrument was signed at the end thereof by the said Elizabeth Miller, in our presence and we heard her acknowledge the same as her Last Will and Testament and at her request and in her presence, and in the presence of each other, we hereunto respectively subscribe our names as Attesting Witnesses at Plain City, Ohio, this 13<sup>th</sup> day of May, 1919.

Elizabeth H. Durbin, resides at Plain City, O. R. F. D. No. 3.  
 Howard C. Black, resides at Plain City, Ohio.

9492 Filed Oct. 25<sup>th</sup> 1920 In the matter of the Last Will and Testament of Rebecca J. Robinson, Deceased.  
 Be it Remembered, that heretofore, to-wit: on October 25<sup>th</sup> 1920 an instrument of writing purporting to be the Last Will and Testament of Rebecca J. Robinson, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

9492 Application for Probate of Will, Probate Court, Union County, Ohio.  
 In the matter of Application to The Last Will and Testament of Rebecca J. Robinson, Deceased, Admit to Probate.

To the Probate Court of said County:  
 your petitioner respectfully represents that Rebecca J. Robinson late a resident of the township of Paris in said County, died on or about the 2<sup>nd</sup> day of April, A. D. 1905, leaving an instrument in writing, heretofore produced, purporting to be her last Will and Testament.

That the said Rebecca J. Robinson died leaving Robert N. Robinson her widower who resides at 25<sup>th</sup> N. 8<sup>th</sup> St., Mansville, Ohio, and the following named persons her only next of kin. To-wit:

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9492	Adelaide R. Kennedy	daughter	Marysville, Ohio.
	Roberta Robinson	daughter	Columbus, O. 1474 Summit St.
	Emily R. Cameron	daughter	Marysville, Ohio.
	Wm G. Robinson	son	Seattle, Washington 1940. 14 <sup>th</sup> av.
	Ruth H. Schirfer	Grand-daughter	Leland, Ohio.
	Margaret Hamilton	Grand-daughter	Countington N. Va. 122 N. 10 <sup>th</sup> av.
	George R. Hamilton	Grand-son	Marysville, Ohio.
	Harold B. Kennedy	Grandson	Columbus, Ohio.
	James H. Kennedy	Grandson	Columbus, Ohio.
	Roland H. Kennedy	Grandson	Columbus, Ohio.
	Alfred Kennedy	Grandson	Columbus Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings.

R. L. Cameron Petitioner.

9492 The State of Ohio, Union County ss.

The above named R. L. Cameron, being first duly sworn, Oath says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

R. L. Cameron.

Sworn to before me and signed in my presence, this 25<sup>th</sup> day of October, 1920.

Agnes D. Porter, Deputy Clerk.

9492 Journal Entry: Orders for Filing Will, notice and hearing.  
 Orders for Probate Court, Union County, Ohio.  
 Filing In the Matter of  
 Will The Will of  
 notice Rebecca J. Robinson, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Rebecca J. Robinson late of Paris Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widower and next of kin of the testatrix, resident of the State of Ohio 5 days prior thereto, that said application will be for hearing before this Court on the 19<sup>th</sup> day of November, 1920, at One O'clock, P.M.

Edward H. Porter, Probate Judge.

9492

Notices

Probate Court, Union County, Ohio

In the matter of  
The Will of  
Rebecca J. Robinson, Deceased.

No. 9492

Notice of Probate.

To R. B. Cameron, Union County, Esq. writing:

You are hereby commanded to notify Robert N. Robinson  
widow, and Adelaide R. Kennedy 509 W. 4<sup>th</sup> St., Marysville,  
Ohio; Roberta Robinson 1474 Summit St., Columbus, Ohio;

Emily R. Cameron, 251 W. 8<sup>th</sup> St., Marysville, Ohio;

Ruel W. Schriefer, Griswold Hotel, Cleveland, Ohio;

George R. Hamilton Marysville, Ohio;

Harold B. Kennedy, N. Fourth St., Columbus, Ohio.

James Wallace Kennedy, 20 East Broad St., Columbus, Ohio

Roland N. Kennedy, S. A. E. House, Columbus, Ohio; Alfred Kennedy,

N. 4<sup>th</sup> St. Columbus Ohio; next of kin of said Rebecca J. Robinson  
deceased, resident of the State of Ohio, giving at least five  
days notice:

That on the 5<sup>th</sup> day of November 1920, an instrument  
of writing, purporting to be the last Will and Testament of  
Rebecca J. Robinson, late of Paris Township, in said County,  
deceased, was produced in open Court, and an application  
to admit the same to probate was the same day made  
in said Court.

Said application will be for  
hearing before said Court, on the 19<sup>th</sup> day of November 1920, at  
One P. clock, P. M.

Herein fail not, but of this writ and service thereon  
make due return.

Witness my signature as Judge of the Probate Court and  
the seal of said Court, this 5<sup>th</sup> day of November, 1920.

Edward W. Porter, Probate Judge.

9492  
Main

We, the undersigned persons, within named, do hereby  
acknowledge service of the within notice, this 6<sup>th</sup> day of  
November, 1920.

Emily Robinson - Roberta Robinson Adelaide R. Kennedy

Roland N. Kennedy - C. Alfred Kennedy, Wallace Kennedy,

Harold B. Kennedy Ruel W. Schriefer, Geo. B. Hamilton

Robert N. Robinson

9492

Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9492.

Testimony of Witnesses

Testimony  
of  
Witness

In the matter of  
The Will of  
Rebecca J. Robinson, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court Richard L. Cameron,  
who being first duly sworn to testify the truth, the

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whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Rebecca J. Robinson, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 23<sup>rd</sup> day of May, 1904, purporting to be the Last Will and Testament of Rebecca J. Robinson, deceased, that they respectively subscribed their names thereto as witnesses, at the request of said Testatrix and in her presence; that he saw Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will and that said Rebecca J. Robinson at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Richard L. Cameron.

Sworn to before me and signed in my presence by said witness in open Court, this 19<sup>th</sup> day of November, 1920

Edward W. Porter, Probate Judge

9492

Proof of Signature of Witness To Will.

Probate Court, Union County, Ohio,

No. 9492

Testimony

Proof of Signature of Witness To Will.

In the matter of  
The Will of  
Rebecca J. Robinson, Deceased,  
The State of Ohio, Union County, ss.

Personally appeared in open Court Richard L. Cameron and Adelaide R. Kennedy who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Rebecca J. Robinson, deceased, depose and say: that F. N. Hamilton whose name appears as one of the subscribing witnesses to the Last Will and Testament of Rebecca J. Robinson deceased, hereto annexed, has since the date of said Will, May 23 A.D. 1904, deceased, that we are each of us well acquainted with the hand writing and signature of said deceased witness, and that the signature of said F. N. Hamilton purporting to be his, one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness F. N. Hamilton.

Richard L. Cameron.

Adelaide R. Kennedy.

Sworn to before me and signed in my presence, in open Court, this 19<sup>th</sup> day of November, 1920.

Edward W. Porter

Real

Probate Judge

9491

Journal Entry: Order on Hearing, Admissions to Probate and Records, Probate Court, Union County, Ohio, November 19<sup>th</sup> 1920.

In the matter of the Will of Rebecca J. Robinson, Deceased.

Order on Hearing admission to Probate and Record

Be it Remembered, that heretofore, to-wit: on the 25<sup>th</sup> day of October A. D. 1920. an instrument of writing, purporting to be the last Will and Testament of Rebecca J. Robinson, late of Paris Township, in this County, deceased, was produced in open Court, and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widows, and next of kin of the testatrix, resident of the State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court that F. N. Hamilton one of the subscribing witnesses to said Will; is dead.

Whereupon Richard L. Cameron, and Adelaide R. Kennedy appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said F. N. Hamilton attached to said Will.

Whereupon on this day came Richard L. Cameron, the other subscribing witness to said Will, who having been duly sworn testified as to the execution and attestation of said Will, which testimony was reduced to writing by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Rebecca J. Robinson, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$

Eduard W. Porter Probate Judge.

9492

Will of Rebecca Jane Robinson In the name of the Benevolent Father of all, I, Rebecca Jane Robinson, do make and publish this my last Will and Testament;

9491

Item by p... He... pres... and... He... spec... dir... no... he... and... tom... his... Sign... as... sign... abo... 9508. Du... Filed Nov. 26<sup>th</sup> 1920. Br... Nov... the... was... the... 9508 Du... Th... Test... Application... Viol... in... Aug... her... Test

9492

Item 1

It is my will that all my just debts and charges be paid out of my estate.

Item 2

I give and devise all my estate whether real or personal to my husband, Robert Robinson, to be his and his heirs forever.

Item 3

I hereby appoint my said husband, Robert Robinson executor of this my last will and testament, and direct that no bond shall be required and that no appraisement of my estate be made and that he be empowered to sell real estate and adjust and compromise claims and act in all respects toward my said estate as I could myself if living.

In testimony hereof I have hereunto set my hand, this 23<sup>rd</sup> day of May A.D. 1904.

Rebecca J. Robinson.

Signed and acknowledged by the said Rebecca Jane Robinson as her last will and testament, in our presence and signed by us in her presence on the day and date above set forth.

F. W. Hamilton,

R. L. Cameron.

9508  
Filed

In the matter of the Last Will and Testament of John B. Violet, Deceased.

Nov. 26<sup>th</sup>  
1920

Be it Remembered that heretofore to wit, on the 26<sup>th</sup> day of November, 1920, an instrument of writing purporting to be the last will and Testament of John B. Violet, Deceased, was produced in open court and offered for probate and the following proceedings were had therein:

9508

Application For Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of

Application

To admit to Probate

John B. Violet, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that John B. Violet late a resident of the Township of Union in said County, died on or about the 21<sup>st</sup> day of August A.D. 1920, leaving an instrument in writing heretofore produced, purporting to be his last will and Testament.

Application

95-08

That the said John B. Violet died leaving Elizabeth H. Violet his widow who resides at Irwin and the following named persons his only next of kin, to wit:

- |                   |          |                    |
|-------------------|----------|--------------------|
| Charles B. Violet | son,     | Plain City, Ohio   |
| Wilbur W. Violet  | son,     | Milford Center, O. |
| Lida Smith        | daughter | Irwin, O.          |
| Janis C. Pyle     | "        | Beaver, O.         |
| Julia J. Roley    | "        | Manorville, O.     |

Your petitioners offer said Will for probate, and pray that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

C. B. Violet -  
D. W. Daily, Petitioners

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The State of Ohio, Union County, ss.  
The State of Ohio, Union County, ss.

Oath

The above named Daniel W. Daily, and Charles B. Violet, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as they verily believe.

C. B. Violet  
D. W. Daily,

known to before me and signed in my presence, this 26 day of November, 1920.

Agnes D. Porter, Deputy Clerk.

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Now the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 26 day of November A. D. 1920.  
C. B. Violet, Wilbur W. Violet, Lida V. Smith  
Julia V. Roley, Elizabeth H. Violet,

95-08  
Testimony  
of  
Witnesses

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for  
filing  
Will  
notice  
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Hearing

Journal Entry; Orders for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio, November, 26<sup>th</sup> 1920.  
In the matter of  
The Will of  
John B. Violet, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of John B. Violet late of Union Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice

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thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio three days prior thereto, that said application will be for hearing before this Court on the 6<sup>th</sup> day of December, 1920. at 2 O'clock P.M.

Edward W. Porter, Probate Judge.

9508

Notice,

Probate Court, Union County, Ohio,

No. 9508

Notice of Probate,

In the matter of  
The Will of  
John B. Violet, Deceased.

Notice

To C. B. Violet, of Union County, Kentucky:  
you are hereby commanded to notify Jane C. Pyle, next of kin of said John B. Violet, deceased, resident of the State of Ohio, giving at least three days notice:

That on the 26<sup>th</sup> day of November 1920, an instrument of writing, purporting to be the last Will and Testament of John B. Violet late of Union Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before said Court, on the 6<sup>th</sup> day of December, 1920, at 2 O'clock, P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 26<sup>th</sup> day of November, 1920.

Seal

Edward W. Porter, Probate Judge.

9508

main

The undersigned person herein named, do hereby acknowledge service of the within notice, this 6<sup>th</sup> day of December, 1920.

Jane C. Pyle.

9508

Testimony of Witnesses

Testimony of Witnesses

Probate Court, Union County, Ohio

No. 9508

Testimony of Witnesses.

In the matter of  
The Will of  
John B. Violet, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court Mrs A. J. Williams, and A. J. Williams, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of John B. Violet, deceased, depose and say: That they were present at the execution of the

95-08

instrument of writing now before them bearing date the 29<sup>th</sup> day of July, 1920, purporting to be the last Will and Testament of John B. Violet, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said John B. Violet at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Mrs. A. J. Williams  
A. J. Williams

Sworn to before me and signed in my presence, by said witnesses in open Court, this 6<sup>th</sup> day of December, 1920.

Edward W. Porter, Probate Judge

95-08

Journal Entry: Orders On Hearing, Admission To Probate and Record, Probate Court, Union County, Ohio, December, 6<sup>th</sup> 1920.

Orders On Hearing

In the Matter of The Will of John B. Violet Deceased.

To Probate and Record

Be it Remembered that heretofore, to-wit: on the 26<sup>th</sup> day of November A.D. 1920, an instrument of writing, purporting to be the Last Will and Testament of John B. Violet, late of Union Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came Mrs. A. J. Williams and A. J. Williams the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said John B. Violet deceased: that the same was duly executed and attested: and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

95-08

It is admitted that the entire costs

95-08

Will

In the presence of J. J. and bring Do not Testa void hereat First exper my a second Eliza proper and third Daily my will ratify my I in this, 29<sup>th</sup> mine B. Vi deca and pres attes July Resid Resid

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It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioners pay the costs herein taxed at \$--.

Edward W. Porter,  
Probate Judge,

9508

Will

Last Will and Testament.

In the name of the Benevolent Father of all, amen:

I, John B. Violet of the Village of Irwin, County of Union and State of Ohio, being about 75 years of age, and being of sound and disposing mind and memory, Do make, Publish, and Declare this my Last Will and Testament, hereby revoking and making null and void all other Last Wills and Testament by me made heretofore:

First, my Will is that all my just debts and funeral expenses shall be paid out of my Estate, as soon after my decease as shall be found convenient.

Second: I Give, Devise and Bequeath To my beloved wife, Elizabeth H. Violet, all my real estate and personal property, whatsoever and wheresoever situate, to her, and her heirs forever.

Third, I hereby constitute and appoint Daniel H. Daily and Charles B. Violet, to be the executor of this, my last Will and testament, revoking and making null and void all former wills by me made, and ratifying and confirming this, and no other, to be my last will and testament.

In Testimony whereof, I have hereunto set my hand to this, my Last Will and Testament, at Irwin, Ohio, this 29<sup>th</sup> day of July, in the year of our Lord, one thousand nine hundred and twenty (1920)

John B. Violet.

The foregoing instrument was signed by the said John B. Violet in our presence, and by him published and declared as and for his Last Will and Testament, and at his request, and in his presence, and in the presence of each other, we hereunto subscribe our names as attesting witnesses at Irwin, Ohio, this 29<sup>th</sup> day of July A. D. 1920.

Residing at Mrs A. J. Williams, Irwin, Ohio.  
Residing at A. J. Williams, Irwin, Ohio.

95-08  
Filed  
Feb. 1920

In the matter of the Will of John B. Violet, Deceased.  
Application of Widow To Take Under Will.  
Probate Court, Union County, Ohio.  
application

In the matter of  
The Will of  
John B. Violet, Deceased.

To the Honorable Judge of said Court:  
The undersigned Elizabeth H. Violet widow of said John B. Violet, deceased, respectfully makes application to take under the Will of said decedent.

Dated this 6<sup>th</sup> day of December, 1920.

Elizabeth H. Violet.

95-08

Election of Widow.

Probate Court, Union County, Ohio,  
no. 95-08

Election of Widow.

In the matter of  
The Will of  
John B. Violet, Deceased.

I, Elizabeth H. Violet widow of John B. Violet late of Union Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said John B. Violet, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Elizabeth H. Violet widow

of John B. Violet, Deceased.

Signed in open Court this 6<sup>th</sup> day of December, 1920.

Edmund H. Potter, Probate Judge

Journal Entry:

Probate Court, Union County, Ohio,

December, 6<sup>th</sup> 1920.

Order On Election

of Widow.

In the matter of  
The Will of  
John B. Violet, Deceased.

This day Elizabeth H. Violet widow of said John B. Violet, deceased, appeared in open Court, in person, and made application to take under the will of said decedent, and the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Elizabeth H. Violet widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Elizabeth H. Violet, pay the Costs herein taxed at \$2.00 within ten days. Costs paid. Edmund H. Potter Probate Judge

95-09  
Filed  
Nov. 29<sup>th</sup>  
1920.

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9509  
Filed  
Nov. 29<sup>th</sup>  
1920.

In the matter of the Last Will and Testament  
of Mathew E. Stamats, Deceased.  
Be it Remembered, that heretofore, to-wit: on the 29<sup>th</sup> day  
of November, 1920, an instrument of writing pur-  
porting to be the Last Will and Testament of  
Mathew E. Stamats, deceased, was produced in  
open court and offered for probate and the following  
proceedings were had thereon:

9509

Application for Probate of Will.

Probate Court, Union County, Ohio,

In the matter of  
The Last Will and  
Testament of

application to  
admit  
To

Mathew E. Stamats, Deceased, Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Mathew E.  
Stamats late a resident of the township of Delaune  
in said County, died on or about the 23<sup>rd</sup> day of  
November, A. D. 1920; leaving an instrument in writing  
herewith produced, purporting to be his last Will and  
Testament.

That the said Mathew E. Stamats died leaving Mary  
Malissa Stamats his widow, who resides at Richmond,  
in said County and the following named persons  
his only next of kin, to-wit:

Lura E. Henshaw	niece	Oboliva, Ohio,
E. W. Haines	nephew	Ada, Ohio,
Attie Stamats Chaney	niece	Columbus, Ohio,
Frankie Stamats Baker	"	Mt Victory, Ohio,
Leandine Stamats Hoager	"	West Mansfield, Ohio,
Marv Stamats Linn	"	Richmond, Ohio,
Carrie Stamats Williams	"	Richmond, Ohio,
John Stamats	nephew	Richmond, Ohio, R <sup>th</sup> 6.
Dora Stamats Smith	niece	Champaign, Ills -
Tracie O. Tohy	great-niece	Sunbury, O.
Gladys Parmer Adams	Great-niece	Sunbury, O.
Mathew Parmer	Great-nephew	Sunbury, O.
Royal Parmer	Great-nephew	Sunbury, Ohio
B. H. Hammett	nephew	Delaware, Ohio
Fred Hammett	Grand-nephew	Richmond, Ohio
Vadney Bent	Grand-niece	Lanslet, Del.
Rosa Bent	Grand-niece	Ft Wayne, Ind.
Alice Buffman	niece	Merriam, Ohio.
Floa Nyckoff	niece	Mercksville, Ohio
Maggie Mulvaney	niece	Richmond, Ohio.
Alvada Koch	niece	Battle Creek, Mich.
Carrie Landersbark	niece	Maumee, Ohio.
Wallace Heorn	nephew	Hicksville, Ohio

95-09	Ed. Horn	nephew	Hicksville, Ohio,
	Horace Horn	nephew	Hicksville, Ohio,
	Effie Horn Clark	niece	Hicksville, Ohio,
	Jimmie Horn Lane	niece	Garret, Ind.
	Ora L. Danner	nephew	Warren, O.
	Jessie Danner	nephew	Warren, Ohio
	Otto Danner	nephew	Warren, Ohio
	Effie Hiram	niece	Toledo Ohio,
	John Price	nephew	Toledo, Ohio,
	Wm Price	nephew	Bryan, Ohio,
	Pauline Overholt	Grand niece	Toledo, Ohio,
	Christian A. Overholt	Grand-nephew	Bryan, Ohio,
	Vergil A. Barner	" "	Sunbury, Ohio

Your petitioner offers said Will for probate and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Mary Malissa Starnats, Petitioner

95-09 The State of Ohio, Union County, ss.

The above named Mary Malissa Starnats being first duly sworn, says that the facts stated and Allegations in the foregoing application contained, are true as she truly believes.

Mary Malissa Starnats,

known to before me and signed in my presence, this 29<sup>th</sup> day of November, 1920.

Edward H. Porter, Probate Judge

95-09 We the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 29<sup>th</sup> day of November, A. D. 1920.

Mary Malissa Starnats

Lura Hamilton Keusner

Maggie Melvaine

Ora Danner

Otto Danner

William Danner

Jesse Danner

Harris Linderbach

B. H. Hamilton

Alice Hoffman

95-09 Journal entry: Orders for filing Will, notice and hearing.  
Probate Court, Union County, Ohio.

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In the matter of  
The will of  
Matthew E. Stamato  
Deceased.

November 29 - 1920.

This day an instrument of writing, purporting to be the last will and testament of Matthew E. Stamato, late of Blairtown Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said will be filed in this Court, and that due notice thereof, and of the application to admit the same to probate and record be given to the widow and next of kin of the testator, resident of the State of Ohio, three days, prior thereto, that said application will be for hearing before this Court on the 24<sup>th</sup> day of December, 1920, at 10 o'clock A.M.

Edward W. Porter, Probate Judge

95-09

Notice

Probate Court, Union County, Ohio.

No. 9509

In the matter of  
The will of  
Matthew E. Stamato.  
Deceased.

Notice of Probate.

To H. A. Hunsauer, Greeting:

You are hereby commanded to notify Mary Malissa Stamato widow, and next of kin of said Matthew E. Stamato, deceased, resident of the State of Ohio, giving at least three days notice:

That on the 29<sup>th</sup> day of November, 1920.

an instrument of writing purporting to be the last will and testament of Matthew E. Stamato late of Blairtown Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court on the 24<sup>th</sup> day of December, 1920, at 10 o'clock P.M.

Be sure fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 29<sup>th</sup> day of November, 1920.

Edward W. Porter, Probate Judge.

95-09

We the undersigned persons, within named, do hereby acknowledge service of the within notice, this 2<sup>nd</sup> day of December, 1920.

Effie M. Hines.

Wm. B. Price

John O. Price.

Christian W. Overholt

9509 Pauline E. Overholt, Mather Farmer, Royal Farmer  
Elsays Adams, Geo. E. Farmer adm. of Marguerite A. Farmer,

9509 Notice,  
Probate Court, Union County, Ohio.  
In the matter of  
The will of  
Mather E. Starnats Deceased.  
vs.  
Notice of Probate.

To W. A. Hensner, Executor:  
You are hereby commanded to notify Mary Malissa Starnats, widow, and next of kin of said Mather E. Starnats deceased, resident of the State of Ohio, giving at least three days notice;

That on the 29-day of November 1920, an instrument of writing, purporting to be the last Will and Testament of Mather E. Starnats late of Blairtown Township, in said County, deceased, was produced, in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 24-day of December 1920, at 10 O'clock A.M.

Hereto fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and seal of said Court, this 29-day of November, 1920.  
Edmund W. Porter, Probate Judge

9509 We, the undersigned persons within named, do hereby acknowledge service of the within notice, this 2-day of December 1920.

Mrs Max Linn, Carrie S. Williams  
John O. Starnats, Fred Harrington  
Elandia M. Hayes, Frank B. Baker  
Mrs Alice Starnats-Chaney, Cyrus N. Haines.

9509 Notice,  
Probate Court, Union County, Ohio.  
In the matter of  
The Will of  
Mather E. Starnats  
Deceased.  
vs.  
Notice of Probate.

To W. A. Hensner, Executor:  
You are hereby commanded to notify Mary Malissa Starnats, widow, and next of kin of said Mather E. Starnats, deceased, resident of the State of Ohio, giving at least three days notice;

That on the 29-day of November, 1920  
an instrument of writing, purporting to be the

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the last Will and Testament of Mathew E. Starnato late of Belmont Township in said County, deceased was produced in open Court, and an application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 24<sup>th</sup> day of December, 1920, at 10 O'clock A.M.

Herein fail not, but of this writ and service make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 29<sup>th</sup> day of November, 1920.

Edward H. Porter, Probate Judge

9509

We the undersigned persons, within named, do hereby acknowledge service of the within notice, this 2<sup>nd</sup> day of December, 1920.

F. Mychoff - W. H. Horn - Edd. S. Horn  
Horace H. Horn Effa A. Leask  
Trucel O. Tobey.

9509

Testimony of Witnesses

Probate Court, Union County, Ohio.

No. 9509

Testimony of Witnesses

In the matter of  
The will of  
Mathew E. Starnato, deceased.

The State of Ohio, Union County,

Personally appeared in open Court, L. E. Kagay and Marcella R. Peet, both of Richmond, Union County, Ohio, who bring first duty sworn to testify the truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Mathew E. Starnato, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 18<sup>th</sup> day of February, 1916, purporting to be the Last Will and Testament of Mathew E. Starnato, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will and that said Mathew E. Starnato at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

L. E. Kagay.

Marcella R. Peet.

Sworn to before me and signed in my presence by said witnesses in open Court, this 24<sup>th</sup> day of December, 1920. Edward H. Porter, Probate Judge

9509

Journal Entry: Orders on Hearing, Admission to Probate and Record  
Probate Court Union County, Ohio.

In the matter of  
The Will of  
Mathew E. Stamats, Deceased

December 24- 1920.

Be it Remembered, that hereofon, to-wit: on the 24<sup>th</sup> day of  
November, A.D. 1920, an instrument of writing, purporting to be  
the Last Will and Testament of Mathew E. Stamats, late of  
Delairtown, Township, in this County, deceased, was pro-  
duced in open court and offered for probate and was  
then filed. And it now being shown to the  
satisfaction of the Court that due notice of the filing  
of said Will and of the application to admit the same  
to probate and record in this Court, has been given to the  
widow and next of kin of the testator, resident of the  
State of Ohio, pursuant to a former order of this Court.

Whereupon on this day came L. E. Kayay, and, Marcella  
R. Peet, the subscribing witnesses to said Will; who being  
duly sworn, testified as to the execution and attestation  
of said Will; which testimony was reduced to writing, by  
said witnesses respectively subscribed, and filed with  
said Will.

Whereupon the Court finds the aforesaid instrument  
of writing is the Last Will and Testament of said  
Mathew E. Stamats, deceased; that the same was duly  
executed and attested; and that the said testator,  
at the time of making, signing and sealing the  
same was of full age, of sound mind and memory  
and not under any restraint.

It is therefore, by the Court ordered, that the said Will  
be admitted to Probate, and that the same, together  
with the testimony of the witnesses above named, be  
entered of record in this Court.

It is further ordered that said Petitioner pay the  
costs herein taxed at \$ -

Eduard W. Potter, Probate Judge.

Last Will, and Testament.

In the name of the Benevolent Father of all:

I, Mathew E. Stamats of the Village of Richmond, County  
of Union and State of Ohio do make and publish this  
my Last Will and Testament.

First: My Will is that all my just debts and  
funeral expenses be paid out of my estate, as soon after  
my decease as may be found convenient.

Second: I give, Devise and Bequeath to my wife, Mary  
Melissa Stamats, all my property both personal and  
real, to have and enjoy the income therefrom  
and so much of the principal as she may

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Will

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need for her comfort and happiness during her life time, and at her death and after the expense of her last illness and funeral, and all just debts have been paid, and a suitable monument, similar to the one erected at the grave of my parents in the York Presbyterian Cemetery, has been erected at our burial place. It is my will and desire that the balance of my estate be divided as follows:

To my namesake, Mathew Pinner, I give my watch, desk, and book case, and fifty dollars in cash.

To my niece, Mrs. Claudia Starnats Bayer, I give the enlarged picture of my parents.

To the First Presbyterian Church of Richmond, Va., I give the sum of Fifty Dollars.

To the foregoing nieces and nephews, I give one half of the residue of my estate, share and share alike.

Mrs. Claudia Starnats Bayer, Mrs. Alice Starnats Cheney, Mrs. Frank A. Starnats Baker, Mrs. Dora Starnats Smith, Mrs. Carrie Starnats Williams, Mrs. Max Starnats Linn, Mrs. Lura Hamilton Heuser, Cyrus K. Haines, and John O. Starnats.

To the nieces and nephews of my wife, Mary Melissa Starnats, I give the other one-half of the residue of my estate, share and share alike.

It is my will and desire that any of the beneficiaries under this my last will and testament not being satisfied, hereunto and shall attempt to make any trouble or try to break this will, shall forfeit all their interest in my estate under this will.

I do hereby nominate and appoint W. A. Heuser Executor of this my Last Will and Testament.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name at Richmond, O., this 18<sup>th</sup> day of February in the year of our Lord One Thousand Nine Hundred and Sixteen.

his  
Mathew E. Starnats,  
mark.

95-09

The foregoing instrument was signed at the end thereof by the said Mathew E. Starnats in our presence, and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively

9509 subscribe our names as attesting witnesses at Richmond, O. this 18<sup>th</sup> day of February, A. D. 1916.  
J. E. Kagay, resides at Richmond, O.  
Marcella R. Peet, resides at Richmond, O.

9509 In the matter of the will of Mathew E. Starnats, Deceased,  
Filed Probate Court, Union County, Ohio,  
Dec. 24- Application of Widow To Take Under Will.  
1920. In the matter of Application  
The Will of  
Mathew E. Starnats, Deceased.  
To the Honorable Judge of said Court:  
The undersigned Mary Malissa Starnats widow of  
said Mathew E. Starnats, deceased, respectfully makes  
application to take under the Will of said decedent,  
Dated this 24<sup>th</sup> day of December, 1920.

9509 Election of Widow.  
Probate Court, Union County, Ohio,  
No. 9509  
In the matter of Election of Widow.  
The Will of  
Mathew E. Starnats, Deceased.  
I, Mary Malissa Starnats widow of Mathew E.  
Starnats late of Clairbourne Township, Union County, Ohio,  
deceased, having had explained to me, by the Probate  
Court of said County, the provisions of the Will of said  
decedent, the rights under it, and by law in the  
event of a refusal to take under the Will; hereby elect  
to take the provision made for me in the last Will and  
Testament of said Mathew E. Starnats, deceased, in lieu  
of being endowed of the lands of my deceased consort,  
and taking the distribution share of his personal estate.  
Mary Malissa Starnats,  
Widow of  
Mathew E. Starnats, Deceased.  
Signed in open Court this 24<sup>th</sup> day of December, 1920  
Edward W. Porter, Probate Judge

9509 Journal Entry: Order On Election of Widow.  
Probate Court, Union County, Ohio,  
December 24<sup>th</sup> 1920.  
In the matter of Order On  
The Will of Election of Widow,  
Mathew E. Starnats, Deceased.  
This day Mary Malissa Starnats, widow of said  
Mathew E. Starnats, deceased, appeared in open Court,  
in person, and made application to take under  
the Will of said decedent. And the Court having  
explained to her the provisions of said Will,

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9509 the rights under it and by law in the event of a refusal to take under the will; said Mary Malissa Stumats widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that W. A. Hensner, Executor herein, pay the costs herein taxed at \$2.00 within ten days.

Edward H. Potter, Probate Judge

9521 In the matter of the Last Will and Testament of John S. Scheidner, Deceased.

Dec. 21- 1920. Be it Remembered that heretofore to wit on the 21st day of December, 1920, an instrument of writing purporting to be the last will and testament of John S. Scheidner deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

Application for Probate, of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and  
Testament of  
John S. Scheidner, Deceased.

Application to admit  
To Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that John S. Scheidner late of the Township of Paris in said County died on or about the -- day of December, A. D. 1920, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament;

That the said John S. Scheidner died leaving Anna Scheidner, his widow, who resides at Marysville, Ohio and the following named persons his only next of kin, to wit:

Walter Scheidner	19	son	Marysville, Ohio.
Herman Scheidner	31	son	Columbus, Ohio, 64 W. Rich St.
Frank Scheidner	39	son	Marysville, Ohio
Tracy Keall	28	daughter	Columbus, Ohio
Lillian Klein	26	" "	Zanesville, Ohio 833 W. Maple St.
Lena Montgomery	35	" "	Napa County, Soldiers Home - California.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Frank S. Scheidner, Petitioner

The State of Ohio, Union County, ss.

The above named Frank S. Scheidner being first

95-21. duly sworn says that the facts stated and allegations in the foregoing application contained are true, as he truly believes  
Frank S. Scheiderer.

brings before me and signed in my presence this 21- day of December 1920.

A. H. Kallefrath, Notary Public.

Wainr  
Mr. the undersigned widow and next of kin of the within named testator resident of the State of Ohio hereby wainr furthes notice and consent to the probate of said Will.

Dated this 11<sup>th</sup> day of December, A. D. 1920.

Frank T. Scheiderer  
Tracy Hall  
Heriman J. Scheiderer  
Lillis E. Kline  
Anna D. Scheiderer

Journal Entry: Order for Filing Will, notice and Hearing Probate Court, Union County, Ohio  
December 21- 1920.

Filing  
of  
Will.  
In the matter of  
The Will of  
John S. Scheiderer, Deceased

This day an instrument of writing, purporting to be the last will and Testament of John S. Scheiderer late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator resident of the State of Ohio two days prior thereto, that said application will be for hearing before this Court on the 31- day of December 1920. at 10 o'clock P. M.

Edward H. Porter, Probate Judge.

Notice.  
Notice,  
Probate Court, Union County, Ohio,  
no. 95-21.  
Notice of Probate.

In the matter of  
The Will of  
John S. Scheiderer, Deceased  
To A. H. Kallefrath, Marysville, Ohio.

You are commanded to notify Walter Scheiderer next of kin of said John S. Scheiderer, deceased, resident of the State of Ohio, giving at least 2 days notice;

That on the 21- day of December 1920. an instrument of writing, purporting to be the last Will and Testament of John S. Scheiderer late of Paris Township, in said County, deceased, was produced, in open Court, and an Application to admit the same to probate was the same day made in

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95-21 said Court. Said application will be for hearing before said court on the 31- day of December 1920, at the 10'clock P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the Seal of said Court, this 25- day of December, 1920.

Edward W. Porter Probate Judge

Return

Return

The State of Ohio, Union County, ss.

A. H. Kellefrath, being duly sworn, says that on the 28- day of December, 1920, he served the within notice by delivering a true copy thereof personally to the within named Walter Scheidner.

A. H. Kellefrath

Known to before me and signed in my presence, this 28- day of December, 1920.

Edward W. Porter Probate Judge

Testimony of

Testimony of Witnesses

witnesses

In the matter of  
The Will of  
John S. Scheidner, Deceased.

Probate Court, Union County, Ohio,  
No. 9521.

Testimony of Witnesses

The State of Ohio, Union County, ss.  
Personally appeared in open court A. H. Kellefrath Fred L. Asman, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of John S. Scheidner deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 14<sup>th</sup> day of January, 1920, purporting to be the Last Will and Testament of John S. Scheidner, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said John S. Scheidner at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

A. H. Kellefrath. F. L. Asman

Known to before me and signed in my presence, by said witnesses in open court, this 31- day of December, 1920.

Edward W. Porter  
Probate Judge

95-21

Testimony of Witnesses to Codicil.

Probate Court, Union County, Ohio,  
No. 95-21.

In the matter of  
The Will of  
John S. Scheiderer Deceased.

Testimony of Witnesses to Codicil.

The State of Ohio Union County.

Testimony  
to  
Codicil

Personally appeared in open Court A. H. Kallefrach and C. H. Mastlake who being first duly sworn to testify the truth the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of John S. Scheiderer, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 21- day of August 1920, purporting to be the Codicil to the Last Will and Testament of John S. Scheiderer, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at and thereof, and heard him acknowledge the same to be his Codicil to his Will, and that said John S. Scheiderer at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint,

A. H. Kallefrach - C. H. Mastlake

Known to before me and signed in my presence by said witnesses in open Court, this 31- day of December 1920.

Edward H. Porter, Probate Judge,

Journal Entry, Order on Hearing Admission to Probate and Record  
Probate Court, Union County, Ohio

Admission  
to  
Probate  
and  
Record

In the matter of  
The Will of  
John S. Scheiderer, Deceased.

December 31- 1920.

Be it Remembered, That hereafter, to-wit: on the 21- day of December A. D. 1920, an instrument of writing, purporting to be the Last Will and Testament of John S. Scheiderer, late of Paris Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came A. H. Kallefrach, and F. J. Asman, the subscribing witnesses to said Will; and A. H. Kallefrach, and C. H. Mastlake, the subscribing witnesses to the Codicil, a part thereof.

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who bring duly sworn, testified as to execution and attestation of said Will and Codicil; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will and Codicil

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said John B. Scheiderer, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing was of full age, of sound mind <sup>(and)</sup> memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$ - - -

Eduard W. Porter, Probate Judge.

Will

Will

I, John B. Scheiderer, of Paris Township, Union County, Ohio, Do make and publish this my last will and testament revoking all other last Wills and testaments, made by me heretofore.

It is my wish and will that all my just debts funeral expenses be paid out of my estate as soon as possible after my decease.

I give hereunto and will to my wife Anna Scheiderer in lieu of her dower the house situate on Third Street Mansfield, Ohio, \$1000.00 Liberty Bonds \$500.00 in money and \$200.00 for a year support. The house is valued at \$4500.00 situate on fourth street. The automobile is hers as she and I bought it with our own money.

I have 208 1/4 acres of land. I give and will to my son Frank the 105 acres lying west of the Kenton Pike Paris Township Union Co., Ohio, be honored to pay the sum of \$150.00 per acre into the estate.

I give and will to my son Walter the east side land of 103 1/4 acres lying east of Kenton road be to pay into the estate the sum of \$100.00 per acre.

I want all my personal property of whatever nature the same may be to be sold right away as soon as can be done with convenience.

I want the proceeds of sale and all money, and obligations of any kind of indebtedness drawn and divided equally among my six children

95-21

Walter Scheidner, Herman Scheidner, Frank Scheidner, Tracy Hall, Dillie Klein and Lena Montgomery or their heirs.

I want Frank to have \$2000.00 less than the others for the reason that I advanced him the amount, which he owes me, and the \$2000.00 is to be taken out of his share. I want Frank Executor of my will

In testimony whereof I have hereunto set my hand this 14-day of June 1920.

John S. Scheidner

Signed and acknowledged by said John S. Scheidner as his last will and testament in his presence and in the presence of each other this 14-day of June, 1920.

A. H. Kollfrach - F. J. Asman.

I, John S. Scheidner of the Township of Paris County of Union and State of Ohio, do hereby make, publish and declare this Codicil to my last will and testament dated the 14-day of June 1920.

I do hereby give and bequeath to my wife Anna Scheidner in addition, the sum of one thousand dollars, to what I had willed to her in said will.

I hereby satisfy and confirm my said will in all other respects. In witness whereof I have hereunto set my hand this 21-day of August 1920.

John S. Scheidner.

Signed and acknowledged by the said John S. Scheidner as and for a Codicil to his last will and testament in our presence, and by us subscribed as attesting witnesses in his presence and at his request and in the presence of each other this 21-day of August 1920.

A. H. Kollfrach. C. H. Matlack

95-21  
Filed

In the matter of the Will of John S. Scheidner, Deceased,  
Application of Widow To Take Under The Will,  
Probate Court, Union County, Ohio

Dec. 31-  
1920

In the matter of  
The Will of  
John S. Scheidner, Deceased.

Application

To the Honorable Judges of said Court:

The undersigned Anna Scheidner widow of said John S. Scheidner, deceased, respectfully makes application to take under the Will of said decedent,

Dated this 31-day of December, 1920,

Anna Scheidner

Election of Widow

Probate Court, Union County, Ohio

In the matter of the Will of  
John S. Scheidner Deceased.

Application of Widow.

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I Anna Scheiderer, widow of John B. Scheiderer late of Paris Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said John B. Scheiderer, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Anna Scheiderer, widow of John B. Scheiderer, deceased.

Signed in open Court This 31- day of December, 1920.

Edw Edward W. Porter, Probate Judge.

Journal Entry:

Probate Court, Union County, Ohio.

December, 31- 1920.

Orders In the matter of  
on the Will of  
Election John B. Scheiderer, Deceased.

Order on Election of Widow.

This day Anna Scheiderer widow of said John B. Scheiderer, deceased, appeared in open Court, in person, and made application to take under the will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it and by law in the event of a refusal to take under the Will: said Anna Scheiderer widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that said Petitioner pay the costs herein taxed at \$2.00 within ten days.

Edward W. Porter, Probate Judge.

9526  
Filed

In the matter of the Last Will and Testament of  
Geo. W. Longbrake, Deceased.

Jan. 3-  
1921

Be it Remembered, that heretofore to-wit: on the 3<sup>rd</sup> day of  
January, 1921, an instrument of writing purporting to be  
Last Will and Testament of Geo. W. Longbrake, Deceased,  
was produced in open Court and offered for probate and  
the following proceedings were had therein:

Application for Probate of Will.

Probate Court, Union County, Ohio,

Application to

Admit to Probate.

In the matter of  
The Last Will and  
Testament of  
Geo. W. Longbrake, Deceased.

To the Probate Court of said County:

Application

Your petitioners respectfully represent, that Geo. W. Long-  
brake late a resident of the township of Paris in said  
County, died on or about the 21<sup>st</sup> day of December, A.D.  
1920 leaving an instrument in writing, herewith  
produced, purporting to be his last will and Testament

that the said Geo. W. Longbrake, died leaving Isabelle  
J. Longbrake his widow who resides at Marysville,  
and the following named persons his only next of kin, to-wit:

Alma E. Stenul	50	daughter	Ostrander, Ohio
Lina Piersol	41	"	Freedom, Pa.
Mark Longbrake	36	son	Marysville, O.

Your petitioners offer said Will for probate, and pray  
that a time may be fixed for the proving of the same  
and that said above named persons residents  
in this State may be notified according to law of  
the pendency of said proceedings.

Mark Longbrake, Petitioner,

The State of Ohio Union County ss.

Oath.

The above named Mark Longbrake, being first duly  
sworn, says that the facts stated and allegations  
in the foregoing application contained, are true as he  
verily believes.

Mark Longbrake

Sworn to before me and signed in my presence this  
3<sup>rd</sup> day of January, 1921.

Agnis D. Porter, Deputy Clerk

Witness

The undersigned, next of kin of the within named  
testator resident of the State of Ohio, hereby waive further  
notice, and consent to the probate of said Will.

Dated this 3<sup>rd</sup> day of January, A.D. 1921

Mark Longbrake.

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Journal Entry: Orders for Filing Will, Notice and Hearing  
Probate Court, Union County, Ohio.

Monday, January 3-1921.

Filing of Will

In the matter of  
The Will of  
George W. Longbrake, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of George W. Longbrake, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator resident of the State of Ohio 3 days prior thereto. That said application will be for hearing for hearing before this Court on the 7<sup>th</sup> day of January 1921, at One O'clock, P.M.

Edward W. Porter, Probate Judge.

notice

Notice

Probate Court, Union County, Ohio.

No. 9526.

Notice of Probate.

In the matter of  
The Will of  
Geo. W. Longbrake, Deceased  
To Mark Longbrake.

You are hereby commanded to notify Isabella J. Longbrake, widow, and Anna E. Stimmond, next of kin of said Geo. W. Longbrake, deceased, resident of the State of Ohio, giving at least 2 days notice:

That on the 3 day of January 1920, an instrument of writing, purporting to be the last Will and Testament of Geo. W. Longbrake, late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before said Court on the 7<sup>th</sup> day of January, 1921, at One O'clock, P.M.

Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 3<sup>rd</sup> day of January 1921.

Edward W. Porter, Probate Judge.

Winn

The undersigned persons herein named, do hereby acknowledge service of the within notice, this 7<sup>th</sup> day of January, 1921.

Isabella J. Longbrake

Anna E. Stimmond

95-26

Testimony of Witnesses

Probate Court, Union County, Ohio,  
No. 95-26

Testimony  
of  
witnesses

In the Matter of  
The Will of  
Geo. W. Longbrake, Deceased.

Testimony of Witnesses

The State of Ohio, Union County, ss.

Personally appeared in open Court, W. E. Lorrless, and  
Juff. L. Richey, who being first duly sworn to testify the  
truth, the whole truth, and nothing but the truth, in  
relation to the execution of the Last Will and Testament of  
Geo. W. Longbrake, deceased, depose and say:

That they were present at the execution of the instrument of  
writing now before them bearing date the 2<sup>d</sup> day of January  
1921, purporting to be the Last Will and Testament of Geo.  
W. Longbrake, deceased, that they respectively subscribed their  
names thereto as witnesses at the request of said Testator  
and in his presence; that they saw Testator sign said  
instrument at the end thereof, and heard him ack-  
nowledge the same to be his Will, and that said  
Geo. W. Longbrake at the time of executing the same  
was of full age, and of sound mind and memory,  
and not under any restraint.

W. E. Lorrless,

Juff. L. Richey,

Sworn to before me, and signed in my presence by  
said witnesses in open Court, this 7<sup>th</sup> day of January  
1921  
Edw. W. Porter, Probate Judge.

Journal Entry: Order on Hearing Admission to Probate and Record,  
Probate Court, Union County, Ohio,  
January 7<sup>th</sup> 1921.

admission  
to  
Probate  
Record

In the Matter of  
The Will of  
George W. Longbrake, Deceased.

Be it Remembered, that heretofore, to-wit: on the 3<sup>rd</sup>  
day of January A.D. 1921, an instrument of writing  
purporting to be the Last Will and Testament of  
George W. Longbrake, late of Paris Township, in this County,  
deceased, was produced in open Court, and  
offered for probate and was then filed. And it  
now being shown to the satisfaction of the Court  
that due notice of the filing of said Will and of the  
application to admit the same to probate and record  
in this Court, has been given to the widow and next  
of kin of the testator, resident of the State of Ohio,  
pursuant to a former order of this Court.

Thereupon on this day came W. E. Lorrless and  
Juff. L. Richey, the subscribing witnesses to said Will;  
who being duly sworn, testified as to the execution

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and attestation of said Will; which testimony was reduced to writing by said witnesses respectively subscribed, and filed with said Will. whereupon the Court finds the aforesaid instrument of writing is the last will and Testament of said George W. Longbrake, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$5.00, within 10 days.

Edward W. Porter,

Probate Judge,

Will.

Will.

In the name of the benevolent Father of all:

I, George W. Longbrake, of Watkins Union County, Ohio, being of lawful age, sound mind and memory do make, publish and declare this to be my last will and Testament hereby revoking any wills or codicils by me at any time heretofore made. Item First: It is my will that as soon as is practicable after my decease that all of my just debts be paid.

Item Second: I give and bequeath to my beloved wife Isabell J. Longbrake, at my death the old home farm containing one hundred (100) acres more or less, also fifty (50) acres more or less, adjoining the home farm in Millcreek Township Union County, Ohio, the entire use of these lands for her support during her life time. The said lands must not be sold or conveyed to any other person or party by Isabell J. Longbrake or my heirs during the life time of the said Isabell J. Longbrake my wife.

If at anytime these lands shall become encumbered by taxes, said lands shall be rented for money rent for one year or more until said taxes is paid.

Item Third. At the death of my wife Isabell J. Longbrake, the said above described lands shall be divided as follows:

The old home farm containing one hundred acres more or less shall go to my two daughters Alma E. Stimmel and Anna Pierceol share and share alike. The fifty (50) acres more or less

95-26

adjoining the old home farm on the South and known as the John B. Rogers land shall go to my son Mark F. Longbrake.

Item Fourth. Now if at the death of my son Mark F. Longbrake he shall not have come into possession of the said fifty-two (52) acres of land herein named, and he leaves his children living, it shall then be equally divided between my two daughters Alma E. Stimml and Lina Piersol or their heirs.

Will

Item Fifth. All property real and personal money notes or accounts in my possession or coming to me at my death except the one hundred and fifty-two acres (152) mentioned above shall go to my beloved wife Isabell J. Longbrake, my son Mark F. Longbrake, and my two daughters Alma E. Stimml and Lina Piersol, share and share alike.

I hereby nominate and appoint my son Mark F. Longbrake, as Executor of this my last will without Bond.

In witness whereof, I have signed, sealed and declared this instrument to be my last will and testament, hereby revoking all former wills or codicils by me at any time, heretofore made.

Dated this second (2) day of January, 1912.  
signed: Geo. W. Longbrake,

He said George W. Longbrake, at the date above given in our presence, signed his name to the foregoing instrument and published and declared the same to be his last will and testament and we at his request and in his presence and in the presence of each other have hereto subscribed our names as witnesses thereto.

W. E. Lomless - Juff. L. Richey,

95-38

Filed

Jan. 8<sup>th</sup>

1921

In the matter of the Last Will and Testament of John M. Lorr, Deceased.

Be it Remembered, that heretofore to wit on the 8<sup>th</sup> day of January 1921, an instrument of writing purporting to be the last Will and Testament was produced in open court and offered for Probate, and the following proceedings were had therein:

application

In the matter of The Last Will and Testament of John M. Lorr, Deceased.

Probate Court, Union County, Ohio, Application to admit To Probate.

95-38.

To a y lat. bo. A. B. riv Test. Th. in fol. Bro. g. this su. rec. to. The Th. each say for the 8. Mr. m. m. D. Jo. In Jo. the Dec du. the dr. The in the app. 8.

95-38.

To the Probate Court of said County:

Your petitioner respectfully represents that John M. Loom late a resident of the township of Leesburg in said County, died on or about the 15<sup>th</sup> day of December, A.D. 1920, leaving an instrument in writing, here inish produced, purporting to be his last Will and Testament.

That the said John M. Loom died leaving Mary A. Loom, his widow who resides at Marysville, Ohio, R. 3, and the following named persons his only next of kin, to wit: George W. Loom — Son — Marysville, Ohio, R. 3.

Your petitioner offers said Will, for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Mary A. Loom, Petitioner.

This State of Ohio, Union County, ss.

Each

The above named Mary A. Loom, being first duly sworn says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Mary A. Loom.

Subscribed before me and signed in my presence this 8<sup>th</sup> day of January, 1921.

Edward W. Porter, Probate Judge

Drainor

To the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby drain further notice, and consent to the probate of said Will, Dated this 8<sup>th</sup> day of January, A.D. 1921.

Mary A. Loom - George W. Loom -

Journal Entry: Orders for Filing Will, notice and hearing Probate Court, Union County, Ohio, Saturday, January, 8<sup>th</sup> 1921.

Filing of Will

In the matter of The Will of John M. Loom, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of John M. Loom, late of Leesburg Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this court, and that due notice thereof and of the application to admit the same to probate and record be omitted The widow and next of kin of the testator resident of the State of Ohio having drained service thereon, said application will be for hearing before this Court, on the 8<sup>th</sup> day of January 1921 at 10 o'clock P.M. Edward W. Porter Probate Judge

Known as K. F. Mark F. on of the med, and equally in mid my notes at my across wife and my thro share Mark F. out Bond, and and or codicils bon the cared out and in the led our 8<sup>th</sup> day supporting used the ty. Ohio,

9538

Testimony of Witnesses.

Probate Court, Union County, Ohio,  
No. 9538.

Testimony of Witnesses.

Testimony  
of  
Witnesses

In the matter of  
The Will of  
John M. Lorr, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court C. C. Jarvis and  
John M. Brodrick, who being first duly sworn to testify  
the truth, the whole truth, and nothing but the truth,  
in relation to the execution of the Last Will and Testament  
of John M. Lorr, deceased, depose and say:

That they were present at the execution of the in-  
strument of writing now before them bearing date the  
19<sup>th</sup> day of June, 1920, purporting to be the Last Will and  
Testament of John M. Lorr, deceased, that they respectively  
subscribed their names thereto as witnesses at the  
request of said Testator and in his presence; that they  
saw Testator sign said instrument at the end  
thereof, and heard him acknowledge the same to be  
his Will, and that said John M. Lorr, at the time  
of executing the same was of full age, and of sound  
mind and memory, and not under any restraint.

C. C. Jarvis

John M. Brodrick

Sworn to before me and signed in my presence, by  
said witnesses in open Court, this 8<sup>th</sup> day of January, 1921.

Edward W. Porter

Probate Judge

Journal Entry: Orders On Hearing, Admission to Probate and Record.

Probate Court, Union County, Ohio.

January 8<sup>th</sup> 1921

Hearing  
admission  
to  
Probate  
and Record

In the matter of  
The Will of  
John M. Lorr, Deceased.

Be it Remembered that heretofore, to-wit: on the 8<sup>th</sup> day of  
January, A. D. 1921, an instrument of writing, purporting  
to be the Last Will and Testament of John M. Lorr,  
late of Leesburg, Township, in this County, deceased was  
produced in open Court and offered for probate and  
was then filed. And it now being shown to the  
satisfaction of the Court that due notice of the  
filing of said Will and of the application to  
admit the same to probate and record in this  
Court has been omitted the widow and next of kin  
of the testator, resident of the State of Ohio, having  
trained service herein, pursuant to a former order  
of this Court.

Thereupon on this day came C. C.  
Jarvis and John M. Brodrick the subscribing witnesses to  
said Will; who being duly sworn, testified as to

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Will

95-38

the execution and attestation of said Will, which testimony was reduced to writing by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said John M. Lorr, deceased; that the same was duly executed and attested and that the said Testator at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that said Petitioner pay the costs herein taxed at \$5.00

Edward H. Porter, Probate Judge.

Will

Will

I, John M. Lorr, of Lestary Township, Union County, Ohio, do make and publish, this my Last Will and Testament hereby revoking all other Last Wills and Testament by me heretofore made.

Item 1. After the payment of all my just debts and funeral expenses, I give devise and bequeath all of my property real and personal to my wife Mary A. Lorr, to have and to hold the same for and during her natural life.

I hereby request that my son George Lorr shall operate my home farm during the life of my said wife, and that it be managed and operated as nearly as may be, as I have managed and operated it during my life.

Item 2. After the death of my said wife and after the payment of her funeral expenses I give and devise my said home farm of one hundred acres, to my said son George Lorr, to have and to hold the same for and during his natural life. Provided, that he shall move on to and live on said farm and keep the taxes paid up on the same, and shall keep said farm in reasonably good repair. However, after he arrives at the age of fifty years he may rent said farm to one of his children.

Item 3. After the death of my said son, George Lorr, I give and devise my said home farm to my grandson John Floyd Lorr, to have and to hold the same to him and to his heirs and assigns forever. Provided, however, that my said grandson

9538

shall pay to my grand daughter Carol Lorn, the sum of four thousand dollars within three years after the death of my said son, George Lorn, and I hereby make the payment of said sum of four thousand dollars, a charge upon said farm.

will

Item 4. In the event that after the making of this will my said son George shall have another child or children born to him, then in lieu of Item 3 above I give and devise to my said grandson, John Floyd Lorn, the front fifty acres of my said farm, fronting on the Beech Grove Grant road and on which are the buildings, to have and to hold the same to him and to his heirs, and assigns forever. Said John Floyd Lorn, shall have privilege of buying their interest if they agree.

The remaining fifty acres of said farm I give and devise to my other grand children to have and to hold the same to them in equal proportions, share and share alike, and, to their heirs and assigns forever.

Item 5. After the death of my said wife, I give and bequeath all of my money, stocks, bonds, and personal property of whatsoever kind that may be left to my said son, George Lorn my grandson John Floyd Lorn, and my grand daughter Carol Lorn, in equal proportions share and share alike. The portion to each of my said grand children to be given to them when they respectively arrive at the age of twenty-one year.

Item 6. I do hereby nominate and appoint my said wife Mary A. Lorn, and my said son, George Lorn, as executors of this my Last Will and Testament, and I request that they be not required to give bond as such executors.

In Testimony Whereof, I have hereunto set my hand this 19<sup>th</sup> day of June A. D. 1920.

John M. Lorn,

Signed, published and declared by said John M. Lorn as his Last Will and Testament in our presence and signed by us in his presence this 19<sup>th</sup> day of June, A. D. 1920.

J. C. Jarvis

John M. Bondick,

Election of widow

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Filed  
Jan. 8 - 1921

In the matter of the will of John M. Lorn, Deceased  
Application of Widow, To Take Under Will,  
Probate Court, Union County, Wis.  
Application  
In the matter of  
The Will of  
John M. Lorn, Deceased.

To the Honorable Judge of said Court  
The undersigned Mary A. Lorr, widow of said John M. Lorr, deceased, respectfully makes application to take under the Will of said decedent.

Dated this 8<sup>th</sup> day of January, 1920.  
Mary A. Lorr.

Election

Election of Widow

Probate Court, Union County, Ohio.

of

no. 9338.

In the matter of  
The Will of  
John M. Lorr, Deceased.

Election of Widow.

I, Mary A. Lorr, widow of John M. Lorr, late of Leesburg Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said John M. Lorr, deceased, in lieu of being endowed of the lands of my deceased Consort, and taking the distribution share of his personal estate.

Mary A. Lorr, widow of

John M. Lorr - Deceased -

Signed in open Court this 8<sup>th</sup> day of January 1920.

Edward W. Porter, Probate Judge

Journal Entry:

Probate Court, Union County, Ohio.

In the matter  
of The Will of

Saturday, January, 8<sup>th</sup> - 1920.

Order On Election of Widow.

Election

John M. Lorr, Deceased.

This day Mary A. Lorr, widow of said John M. Lorr, deceased, appeared in open Court, in person, and made application to take under the will of said decedent.

And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Mary A. Lorr, widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that said Executors pay the costs herein taxed at \$ --- within ten days.

Edward W. Porter.

Probate Judge -

95-28  
Filed  
Jan. 4 1921

In the matter of the Last Will and Testament of  
Martha Reed. Deceased,  
Probate Court, Union County, Ohio.  
Be it Remembered, that on the 4<sup>th</sup> day  
of January, 1921, an instrument in  
writing, purporting to be the Last  
Will and Testament of Martha Reed, dec'd,  
was produced in writing and offered for probate and  
the following proceedings were had therein:

95-28  
Application

In the matter of  
The Last Will and  
Testament of  
Martha Reed. Deceased  
Application for Probate of Will,  
Probate Court, Union County, Ohio  
Application to  
admit to Probate.

To the Probate Court, of said County:  
Your petitioner respectfully represents that Martha  
Reed, late a resident of the township of Paris in said  
County, died on or about the 29<sup>th</sup> day of December, A.D.  
1920, leaving an instrument in writing, herewith pro-  
duced, purporting to be her last Will and Testament.

That the said Martha Reed died leaving Alongo Reed,  
her widower who resides at Marysville, R.D. and the  
following named persons her only next of kin, to-wit:  
Lorn L. Reed, son, Marysville, O. R.D. #4.  
Joie E. Turner, daughter, Marion, O. Longrow St.,  
Marysville, O. R. #4.  
Maud E. Dunbar, " Marysville, O. R. #5.

Your petitioner offers said Will for probate, and prays that  
a time may be fixed for the proving of the same, and that  
said above named persons residents in this State may be  
notified according to law of the pendency of said  
proceedings.

Alongo Reed, Petitioner.

95-28  
Cash

The State of Ohio, Union County, ss.  
The above named Alongo Reed being first duly sworn,  
says that the facts stated and allegations in the fore-  
going application contained, are true as he verily believes.  
Alongo Reed.

Sworn to before me and signed in my presence, this 4<sup>th</sup>  
day of January, 1921.

Edward H. Porter, Probate Judge.

The undersigned next of kin of the within  
named testator resident of the State of Ohio, hereby  
waives further notice, and consent to the probate  
of said Will.

Dated this 4<sup>th</sup> day of January, A.D. 1921.  
Lorn L. Reed.

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Journal Entry: Orders for Filing Will, Notice and Hearing,  
Probate Court, Union County, Ohio,  
January, 14<sup>th</sup> 1921.

Orders for  
Filing  
will  
notice  
and  
hearing

In the matter  
of the Will of  
Martha Reed, Deceased.

This day an instrument of writing, purporting to be  
the last Will and Testament of Martha Reed, late of  
Paris Township in this County, deceased, was produced,  
in open Court for Probate: it is now ordered that  
the said Will be filed in this Court, and that  
due notice thereof and of the application to admit  
the same to probate and record be given to the widow  
and next of kin of the testatrix resident of the State of  
Ohio three days prior thereto, that said application will  
be for hearing before this Court on the 11<sup>th</sup> day of January  
1921, at one o'clock P.M.

Edward W. Porter, Probate Judge.

9528

Notice

Probate Court, Union County, Ohio,  
No. 9528.

Notice

In the matter of  
the Will of  
Martha Reed, Deceased,  
To Alongs Reed.

Notice of Probate.

You are hereby commanded to notify Jessie E. Turner,  
May Reed, and Maud E. Dunbar, next of kin of said  
Martha Reed, deceased, resident of the State of Ohio,  
giving at least three days notice:

That on the 4<sup>th</sup> day of January 1921, an instrument of  
writing, purporting to be the last Will and Testament  
of Martha Reed, deceased, resident of the State of Ohio,  
giving at least 3 days notice: That on the 4<sup>th</sup> day  
of January 1921 an instrument of writing, purporting  
to be the last Will and Testament of Martha Reed,  
late of Paris Township, in said County, deceased, was  
produced in open Court, and an application to admit  
the same to probate was the same day made in  
said Court. Said application will be for hearing  
before said Court, on the 11<sup>th</sup> day of January 1921, at  
one o'clock P.M.

Herein fail not, but of this writ and service thereon  
make due return.

Witness my signature as Judge of the Probate Court,  
and the seal of said Court, this 4<sup>th</sup> day of January, 1921.

Edward W. Porter, Probate Judge

We, the undersigned persons within named, do hereby  
acknowledge service of the within Notice, this 10<sup>th</sup> day of  
January 1921  
Maud E. Dunbar - Luad. Reed - Jessie E. Turner

9528

Testimony of Witnesses

Probate Court, Union County, Ohio.  
No. 9528

In the matter of  
The Will of  
Martha Reed, Deceased

Testimony of Witnesses.

Testimony  
of  
witness

The State of Ohio, Union County, ss.  
Personally appeared in open Court, F. J. Asman, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Martha Reed, deceased, depose and say: That she was present at the execution of the instrument of writing now before him bearing date the 11<sup>th</sup> day of January 1921, purporting to be the Last Will and Testament of Martha Reed, deceased, that he respectively subscribed his name thereto as witness at the request of said Testatrix and in her presence; that he saw Testatrix sign said instrument at the end thereof and heard her acknowledge the same to be her Will, and that said Martha Reed at the time of executing the same was of full age, and of sound mind and memory and not under any restraint.

F. J. Asman.

Sworn to before me and signed in my presence by said witness in open Court, this 11<sup>th</sup> day of January 1921.

Seal Edward W. Porter, Probate Judge

9528

Proof of Signatures of Witness to Will.

Probate Court, Union County, Ohio.

No. 9528

Testimony.

Proof of  
Signature  
of  
Witness  
to  
Will

In the matter of  
The Will of  
Martha Reed, Deceased.

The State of Ohio, Union County, ss.  
Personally appeared in open Court F. J. Asman and J. L. Longhrey who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Martha Reed, deceased, depose and say: That Helen Connor whose name appears as one of the subscribing witnesses to the Last Will and Testament of Martha Reed, deceased, her name annexed, has, since the date of said Will, June 28<sup>th</sup> 1913, has gone to parts unknown, that we on each of us well acquainted with the hand writing and signature of said deceased witness, and that the signature of said Helen Connor, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said witness Helen Connor.

F. J. Asman - John L. Longhrey.

Sworn to before me and signed in my presence, in open Court, this 11<sup>th</sup> day of January 1921. Seal Edward W. Porter, Probate Judge.

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Journal Entry: Order on Hearing, Admission to Probate, <sup>and Record</sup>  
Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Martha Reed, Deceased.

January 11<sup>th</sup> 1921.

Orders  
on  
Hearing  
admission  
to  
Probate  
and  
Record.

Be it Remembered, that, heretofore, to-wit: on the 4<sup>th</sup>  
day of January A.D. 1921, an instrument of writing  
purporting to be the Last Will and Testament of  
Martha Reed, late of Paris Township in this County deceased,  
was produced in open court and offered for probate <sup>and</sup>  
admission was then filed. And it now being shown to the  
satisfaction of the Court that due notice of the  
filing of said Will, and of the application to admit  
the same to probate and record in this Court, has  
been given to the widow and next of kin of the  
testatrix, resident of the State of Ohio, pursuant to a  
former order of this Court.

And it further  
appearing to the Court that Helen Connor, one of the  
subscribing witnesses to said Will, has gone to parts  
unknown. Thereupon F. J. Asman, and John L.  
Longhry appeared in open court, and were duly  
sworn and examined according to law, touching  
the genuineness of the signature of said Helen Connor  
attached to said Will. Thereupon on this day F. J.  
Asman, the other subscribing witness to said Will,  
who having been duly sworn testified as to the  
execution and attestation of said Will, which testimony  
was reduced to writing, by said witnesses respectively  
subscribed, and filed with said Will. Whereupon  
the Court finds the aforesaid instrument of writing  
is the Last Will and Testament of said Martha Reed,  
deceased; that the same was duly executed and  
attested; and that the said testatrix, at the time  
of making, signing, and sealing the same, was  
of full age, of sound mind and memory, and not  
under any restraint.

It is therefore, by the Court ordered, that the said  
Will be admitted to Probate, and that the same,  
together with the testimony of the witnesses above  
named, be entered of record in this Court.

It is further ordered that said petitioner  
pay the costs herein taxed at \$--

Edward W. Porter, Probate Judge  
Last Will and Testament

95-28

In the name of the Benevolent Father of all:  
I, Martha Reed, do make and publish this my Last  
Will and Testament:

Item 1. I give and devise to my blood husband,

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Probate Judge.

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Alongs Reed, in line of his dowry, all my real estate during his natural life; and all the stock, household goods, furniture, provisions, and other goods and chattels which I may own at the time of my deceased, I give and bequeath to him absolutely, but in case he does not survive me then I direct that the residue of my personal property be divided equally between my children or their legal representatives, subject to Item IV.

Item I. At the death of my said husband, I give and devise to my three daughters, Jessie E. Turner, Meg Reed, and Mand C. Duntar or their legal representatives, share and share alike in fee-simple, about forty acres (40) of land more or less, located in Paris Township, Union County, Ohio, near the Blue and Jamel Grand Road, East of the T. & O. Ry., and being a portion of the same land formerly owned by Wesley Amrine.

Will

Item II. At the death of my said husband, I give and devise to my blond son, Loren K. Reed, or his legal representatives, all of my real estate West of the T. & O. Ry., directly opposite the land given my daughters as described in Item I, consisting of about two and one-half (2 1/2) acres, more or less.

Item III. I further direct in case a monument has not been erected for myself and husband, that a stone be purchased, not to exceed Two Hundred (\$200.00) Dollars for myself and husband, in case there should be sufficient personal property to purchase same after my just debts and expenses of administration are paid.

Item IV. I do hereby nominate and appoint John L. Longhery executor of this my last Will and Testament, hereby authorizing and empowering him to compromise, adjust, release, discharge, in such manner as he may deem proper, the debts and claims due me.

I do hereby revoke all former Wills by me made. In Testimony whereof, I have hereunto set my hand, this 28 Day of June in the year 1913.

Martha Reed,

Signed and acknowledged by said Martha Reed, as her last Will and Testament, in our presence, and signed by us in her presence.

F. J. Asman,  
Helen Cramer.

95-28

Filed

January,

11<sup>th</sup> 1913.

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January  
11<sup>th</sup> 1921.

In the matter of the Will of Martha Reed, Deceased.  
Application of Widow To Take Under Will.  
Probate Court, Union County, Ohio.

application

In the matter of  
The Will of  
Martha Reed, Deceased.  
To the Honorable Judge of said Court:  
The undersigned Alonzo Reed, widower of said  
Martha Reed, deceased, respectfully makes application  
to take under the Will of said decedent. Dated  
this 11<sup>th</sup> day of January, 1921.

Application.

Alonzo Reed.

95-28

Election of Widow

Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Martha Reed, Deceased.

No. 95-28

Election of Widow

Election  
of  
widow

I Alonzo Reed, widower of Martha Reed late of  
Paris Township, Union County, Ohio, deceased, having  
had explained to me, by the Probate Court of said County,  
the provisions of the Will of said decedent, the rights  
under it, and by law in the event of a refusal to  
take under the Will: hereby elect to take the provision  
made for me in the last Will and Testament of  
said Martha Reed, deceased, in lieu of being endowed  
of the lands of my deceased consort, and taking the  
distribution share of her personal estate.

Alonzo Reed, widower of  
Martha Reed, Deceased.

Signed in open Court this 11<sup>th</sup> day of January, 1921,  
Edmund H. Porter, Probate Judge.

95-28

Journal Entry

Probate Court, Union County, Ohio.

Order on  
election

In the matter of  
The Will of  
Martha Reed, Deceased.

January 11<sup>th</sup> 1921.

Order of

Election of Widow.

of  
Widow.

This day, Alonzo Reed, widower of said Martha Reed  
deceased, appeared in open Court, in person, and  
made application to take under the Will of said  
decedent. And the Court having explained to him  
the provisions of said Will, the rights under it, and by  
law in the event of a refusal to take under the Will:  
said Alonzo Reed widower thereupon elected to take  
under said Will.

It is ordered that this proceeding be recorded and that  
said petitioner pay the costs herein taxed at \$--  
within ten days.

Edmund H. Porter, Probate Judge.

9549  
Filed

In the matter of the Last Will and Testament of Lydia Ann Brown, Deceased.

Jan. 26-  
1921.

Be it Remembered, that heretofore to wit: on the 26<sup>th</sup> day of January, 1921, an instrument of writing purporting to be the Last Will and Testament of Lydia Ann Brown, Deceased was produced in open court and offered for probate and the following proceedings were had therein:

9549

Application for Probate of Will

Probate Court, Union County, Ohio

In the matter of  
The Last Will and  
Testament of  
Lydia Ann Brown, Deceased.

Application to  
Admit to Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Lydia Ann Brown late a resident of the Township of Paris in said County, died on or about the 19<sup>th</sup> day of January, A.D. 1921, leaving an instrument in writing therein produced, purporting to be her last Will and Testament.

That the said Lydia Ann Brown died leaving block Brown her widow who resides at Marysville, and the following named persons her only next of kin, to wit:  
Annie Brown daughter Marysville, Ohio  
Homer Brown " " " "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings.  
Annie Brown, Petitioner.

9549

The State of Ohio, Union County ss.

The above named Annie Brown, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she Verily Believes.

Annie Brown, Petitioner

Brought to before me and signed in my presence, this 26<sup>th</sup> day of January 1921.

*Read* Agnes D. Pober Deputy Clerk

9549

Waiver

We the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 26<sup>th</sup> day of January A.D. 1921

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Anna Brown, Homer Brown, Clark Brown.

9549

Journal Entry, Order for Filing Will, notice and hearing.  
Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Lydia Ann Brown,  
Deceased.

January 26 - 1921

This day an instrument of writing, purporting to be the last will and testament of Lydia Ann Brown late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the widow and next of kin of the testatrix resident of the State of Ohio having waived notice herein said application will be for hearing before this Court on the 1<sup>st</sup> day of February 1921 at 9 o'clock a. m.

Edward H. Porter Probate Judge.

9549

Testimony of Witnesses

Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Lydia Ann Brown, Deceased.

Testimony of  
Witnesses.

The State of Ohio, Union County, vs.

Personally appeared in open Court Jessie F. Cole and John L. Longuey who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Lydia Ann Brown, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 26-day of January, 1921, purporting to be the Last Will and Testament of Lydia Ann Brown, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Lydia Ann Brown at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Jessie F. Cole - John L. Longuey.

Sworn to before me and signed in my presence by said witnesses in open Court, this 1<sup>st</sup> day of February, 1921

Edward H. Porter, Probate Judge

9549

Journal Entry: Order Hearing Admission Probate and Record,  
Probate Court, Union County, Ohio,  
February 1<sup>st</sup> 1921

In the matter of  
The Will of  
Lydia Ann Brown, Deceased.

Be it Remembered that heretofore, to-wit: on the 26<sup>th</sup> day  
January A.D. 1921, an instrument of writing purporting  
to be the Last Will and Testament of Lydia Ann Brown, late  
of Paris Township, in this County, deceased, was produced  
in open court and offered for probate and was then  
filed. And it now being shown to the satisfaction  
of the Court that due notice of the filing of said Will  
and of the application to admit the same to pro-  
bate and record in this Court, has been omitted the  
widow and next of kin of the testatrix, resident  
of the State of Ohio, having waived service herein,  
pursuant to a former order of this Court.

Whereupon on this day came John L. Longenecker and  
Jessie Cole, the subscribing witnesses to said Will, who  
being duly sworn, testified as to the execution and  
attestation of said Will; which testimony was reduced  
to writing by said witnesses respectively subscribed,  
and filed with said Will.

Whereupon the  
Court finds the aforesaid instrument of writing is the  
last Will and Testament of said Lydia Ann Brown,  
deceased; that the same was duly executed and  
attested; and that the said testatrix, at the time of  
making, signing and sealing the same was of full  
age, of sound mind and memory and not under any  
restraint.

It is therefore by the Court ordered  
that the said Will be admitted to Probate, and  
that the same, together with the testimony of the  
witnesses above named, be entered of record in this  
Court.

It is further ordered that Arvise Brown  
pay the costs herein taxed at \$5.00

Edward W. Porter, Probate Judge

Last Will and Testament

9549

I, Lydia A. Brown of the Village of Mansfield in the County  
of Union and State of Ohio, being of sound mind and  
memory, do make public and declare this my last Will  
and Testament, in manner following that is to say:

Will

- First, That all my just debts including expenses  
of last sickness and funeral expenses be paid.
- Second, I direct my executor to purchase a monu-  
ment for myself and husband, as he may think best
- Third, I give and devise to my beloved daughter  
Arvise Brown, the residue of my estate including  
household goods, furniture, life insurance on self

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husband David C. Brown and son Homer A. Brown, that I have been paying on and I am the beneficiary and all my personal and real property, to her absolutely and in fee simple.

Fourth: I authorize and empower my executor to compromise, adjust, release, and discharge as she may deem proper, the debts and claims due me. I do also authorize and empower her, if it shall become necessary in order to pay my debts, to sell, by private sale, or in such manner, upon such terms of credit, or otherwise, as she may think proper, all or any part of my real estate and deeds to purchasers, to execute, acknowledge and deliver, and convey title in fee simple.

Lastly I hereby appoint Arice Brown, without bond, executrix of this, my last Will and Testament, hereby revoking all former Wills by me made.

In Witness Whereof, I have hereunto subscribed my name, this 16<sup>th</sup> day of October, in the year nineteen hundred and twenty.

Lydia A. Brown L.S.

Mr. whose names are hereto subscribed, do certify that on the 16<sup>th</sup> day of October 1925, Lydia A. Brown, the testatrix above named, subscribed her name to this instrument in our presence, and in the presence of each of us, and at the same time, in our presence and hearing, declared the same to be her last Will and Testament, and, requested us and each of us, to sign our names as witnesses to the execution thereof, which we do in the presence of the testatrix and of each other, on the day of the date of the said Will, and write opposite our names our respective places of residence.

Jessie F. Cole - resides at Marysville, Ohio.

John L. Longhry - resides at Marysville, Ohio

95-51  
Filed  
Jan. 28  
1921

In the matter of the Last Will and Testament of  
Lydia A. Bodine, Deceased.  
Be it Remembered that heretofore to wit: on the 28 day of  
January 1921, an instrument of writing, purporting to be  
the last will and Testament of Lydia A. Bodine, Deceased,  
was produced in open Court and offered for probate, and  
the following proceedings were had therein:

Application for Probate of Will

Probate Court, Union County, Ohio

In the matter of  
The Last Will and  
Testament of  
Lydia A. Bodine, Deceased.

Application to  
Admit to Probate.

To the Probate Court of said County:

Applicant

Your petitioner respectfully represents that Lydia A  
Bodine late a resident of the township of Washington  
in said County, died on or about the 24 day of  
January A.D. 1921, leaving an instrument in writing  
herewith produced, purporting to be her last Will and  
Testament.

That the said Lydia A. Bodine,  
died leaving Amos Bodine, her widower who resides  
at Washington Township, Union County, Ohio, and the  
following named persons her only next of kin, to wit:

Leola B. Shaw	daughter	La Rue, Ohio
John D. Westbrook, commonly called John D. Bodine)	grand-son	Mt Victory, Ohio,

Your petitioner offers said Will for probate, and prays  
that a time may be fixed for the proving of the  
same, and that said above named persons  
residents in this State may be notified according  
to law of the pendency of said proceedings.  
Amos Bodine, Petitioner.

The State of Ohio, Union County, ss.

Oath

The above named Amos Bodine, being first duly  
sworn, says that the facts stated and allegations  
in the foregoing application contained, are true as  
he verily believes.

Amos Bodine,

Known to before me and signed in my presence, this  
2 day of January 1921.

Edward H. Porter, Probate Judge

Minor

Mr. the undersigned widower and next of kin of the  
within named testatrix resident of the State of Ohio,  
hereby gave further notice, and consent to the probate  
of said Will.

95-51  
Filing  
of  
Will

Commission

Oath

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Dated this 28<sup>th</sup> day of January A. D. 1921  
Amos Bodine - Clara B. Shaw John D. Matlock  
Commonly called John D. Bodine.

Filing  
of  
will

Journal Entry: Orders for Filing Will notice for hearing  
Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Lydia A. Bodine, Deceased.

January, 28<sup>th</sup> 1921.

This day an instrument of writing, purporting to be  
the last Will and Testament of Lydia A. Bodine, late  
of Washington Township, in this County, deceased, was  
produced in open Court for Probate: it is now ordered  
that the said Will be filed in this Court, and that  
due notice thereof and of the application to admit  
the same to probate and record be omitted to the  
widow and next of kin of the testatrix resi-  
dent of the State of Ohio having waived service,  
and said application will be for hearing before this  
Court on the 3<sup>rd</sup> day of January 1921, at one o'clock  
P.M.

Edward H. Porter, Probate Judge

Commission

Application for Commission To Take Deposition of Witnesses  
To Will.

Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Lydia A. Bodine, Deceased

No. 9551

Application for Commission

To the Probate Court of said County:

The undersigned respectfully represents that Lydia  
Lydia A. Bodine late of said County, deceased,  
died testate on or about the 24<sup>th</sup> day of January  
1921, and that her Will was on the 28<sup>th</sup> day of  
January 1921, produced in open Court for Probate.

That Ellen Durney and Thomas C. Mahon  
witnesses to said Will reside out of the jurisdiction  
of said Court, to wit: at Kinton, Harding Co., Ohio.

The undersigned therefore makes application  
for and requests said Court to issue a com-  
mission, with said Will annexed, directed to some  
suitable person, to take the deposition of said witnesses.

Dated this 28<sup>th</sup> day of January, 1921.

Respectfully - Amos Bodine

Oath

The State of Ohio, Union County<sup>ss</sup>.

Amos Bodine being duly sworn says that the state-  
ments in the foregoing application are true, as he  
verily believes.  
Amos Bodine

95-51

Known to before me and signed in my presence. This 28<sup>th</sup> day of January, 1921.

*State*

Agnus D. Porter, Deputy Clerk

Journal Entry: Order for Commission to Take Deposition of Witnesses to Will, Probate Court, Union County, Ohio,

January, 28-1921

Order for Commission,

In the matter of  
The Will of

Lydia A. Bodine, Deceased.

Order for  
Commission

This day Agnes Bodine appeared in open court and made application for a commission to issue to some suitable person to take the deposition of Elmer Lummey and Thomas C. Mahon, witnesses to the Will of said Lydia A. Bodine, deceased.

And it appearing to the court that said witnesses reside out of the jurisdiction of this court, to-wit: at Kenton, Ohio.

It is therefore ordered that such Commission, with said Will annexed, issue to Paul T. Mahon a suitable person, to be duly executed, and together with the deposition of said witnesses so taken, signed, certified and sealed, be returned to this court with all convenient speed, and this cause is continued,

Edward H. Porter, Probate Judge.

Commission to Take Deposition of witness to Will,

Probate Court, Union County, Ohio,  
No. 95-51

Commission  
Deposition

In the matter of  
The Will of

Lydia A. Bodine, Deceased.

Probate of Will  
Commission

To Paul T. Mahon, Esq.,

you have been duly appointed by the Probate Court of said County to take the deposition of Elmer Lummey and Thomas C. Mahon subscribing witnesses to the last Will and Testament of Lydia A. Bodine late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said Elmer Lummey and Thomas C. Mahon, to come before you at a certain time and place, and then and there examine them on oath or affirmation first taken before you, touching the due execution of said Will of the said Lydia A. Bodine, deceased, and return such Deposition together with this Commission and said Will thereto annexed, closed up under seal to said Probate Court, with all convenient speed.

Witness my signature and the seal of said Court, this 28<sup>th</sup> day of January, 1921.

*State*  
Edward H. Porter,  
Judge and ex-officio Clerk of the Probate Court.

95-51

Deposition

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95-51

Deposition of witness to Will.

Probate Court Union County, Ohio.

vs. 95-51

Deposition

In the matter of  
The Will of  
Lydia A. Bodine, Deceased.

Probate of Will  
Deposition.

Depositions of Ellen Lurney Berkshire, formerly Ellen Lurney, and Thomas C. Mahon, subscribing witnesses to the last Will and Testament of Lydia A. Bodine, deceased, late of the County of Union, State of Ohio, in said matter pending in the said Probate Court, taken before me, a Commissioner appointed by said Court, pursuant to the annexed Commission, on the 29. day of January A. D. 1921, at the City of Kenton, Hardin County, Ohio.

Ellen Lurney Berkshire, formerly Ellen Lurney, and Thomas C. Mahon, of lawful age, being by me first duly sworn, as hereinafter certified, depose and say:

That they were present at the execution of the instrument of writing now before them, bearing date the 4. day of November, A. D. 1916, purporting to be the last Will and Testament of Lydia A. Bodine, deceased; that they subscribed their names thereto as witnesses, at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Lydia A. Bodine at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Ellen Lurney Berkshire, formerly Ellen Lurney.  
Thomas C. Mahon.

The State of Ohio, Hardin County, ss.

I, Paul T. Mahon, duly appointed and commissioned by the Probate Court, of the County of Union, and the State of Ohio, to take the deposition of Ellen Lurney and Thomas C. Mahon subscribing witnesses to the last Will and Testament of Lydia A. Bodine, deceased, late of Union County, State of Ohio, which Commission and the said Will are hereto annexed, do hereby certify that in pursuance of said Commission I caused the above named Ellen Lurney, now Ellen Lurney Berkshire, and Thomas C. Mahon, subscribing witnesses as aforesaid, to appear before me, at the time and place above mentioned; that they were by me first duly sworn, to testify the truth, the whole truth and nothing but the truth, in relation to the execution of said Will, and that the deposition by them respectively subscribed, as above set forth,

95-51

was reduced to writing by me, and also so written in the presence of the witnesses aforesaid respectively, and were subscribed by the said witnesses in my presence and I further certify that I am not counsel, attorney or relation of any of the parties named in said Will, or otherwise interested in the Probate thereof.

In Witness Whereof I have hereunto set my hand, this 29. day of January, A.D. 1921.

Paul Mahon, Commissioner  
Probate Court, Union County, Ohio,  
February 3-1921

Journal Entry: Orders On Hearing, Admission To Probate and Record.

orders on  
hearing  
admission  
to  
Probate by  
Record

In the matter of  
The will of  
Lydia A. Bodine, Deceased.

But Reminded, that heretofore, to-wit: on the 28. day of January, A.D. 1921, an instrument of writing purporting to be the Last Will and Testament of Lydia A. Bodine, late of Washington Township, in this County, deceased, was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been omitted the wisdom and next of kin of the testatrix, resident of the State of Ohio, having waived notice herein, pursuant to a former order of this Court.

Paul F. Mahon the Commissioner heretofore appointed to take the deposition of Ellen Lurney, and Thomas C. Mahon, the subscribing witnesses to said Will, duly returned the Commission issued to him, with said Will, annexed, and also the deposition so taken, duly attested; said subscribing witnesses to said Will, having been duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will, Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Lydia A. Bodine deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court, ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Amos Bodine pay

95-51

Will

95-51

Filed  
Feb. 3-1921

95-51

the costs herein taxed at \$-

Edward H. Porter, Probate Judge.

Last Will and Testament.

I, Lydia A. Bodine, of the Township of Hale, County of Hardin and State of Ohio, being of full age and of sound mind and memory, do make, publish and declare this to be my last Will and Testament, hereby revoking all wills by me heretofore made.

Will

Item 1. I direct that all my just debts and funeral expenses be paid out of my estate as soon as practicable after the time of my decease.

Item 2. I give and bequeath to my husband, Amos Bodine, all my personal property, absolutely.

Item 3. I give and devise to my husband, Amos Bodine, during his natural life, all of my real property, wherever situated. After the death of my said husband, Amos Bodine, I give and devise said real property to my daughter Clara B. Shaw and my grandson, David A. Westbrook, commonly called and known as John Bodine, son of my deceased daughter, Bertha Westbrook, their heirs and assigns forever, share and share alike.

Item 4. I make, nominate and appoint my said husband, Amos Bodine to be the Executor of this my last Will and Testament. I direct that no bond be required of my said Executor, and that no inventory or appraisal of my estate be made.

In Witness Whereof, I have hereunto set my hand and seal at Kenton, Ohio, this 4<sup>th</sup> day of November, A.D. 1916.

Lydia A. Bodine.

Signed, sealed and acknowledged by the said Lydia A. Bodine to be her last Will and Testament before us and in our presence and by us signed as witnesses at her request, in her presence and in the presence of each other at Kenton, Ohio, this 4<sup>th</sup> day of November, A.D. 1916.

Ellen Lunnay

Thomas C. Haskin

95-51

Fees

Feb. 3-1921

In the matter of the Will of Lydia A. Bodine, Deceased, Probate Court, Union County, Ohio.

In the matter of application,

The Will of Lydia A. Bodine, Deceased.

To the Honorable Judge of said Court:

The undersigned Amos Bodine widow of said

95-51

Lydia A. Bodine, deceased, respectfully makes application to take under the Will of said decedent.  
Dated this 3<sup>rd</sup> day of February 1921.

Amos Bodine,

Election of Widow

Probate Court, Union County, Ohio,  
vs.

Election of Widow

In the matter of  
The Will of  
Lydia A. Bodine, Deceased.

Election

I, Amos Bodine, widow of Lydia A. Bodine late of Washington Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will: hereby elect to take the provision made for me in the last Will and Testament of said Lydia A. Bodine, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of her personal estate.

Amos Bodine, widow of

Lydia A. Bodine, Deceased.

Signed in open Court, this 3<sup>rd</sup> day of February, 1921.

Edward H. Porter, Probate Judge

Journal Entry: Order on Election of Widow

Probate Court, Union County, Ohio,

February 3<sup>rd</sup> 1921.

Order on

In the matter of  
The Will of  
Lydia A. Bodine, Deceased.

Order on  
Election

Election of Widow.

This day Amos Bodine widow of said Lydia A. Bodine, deceased, appeared in open Court, in person, and made application to take under the Will of said decedent. And the Court having explained to him the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will: said Amos Bodine widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Amos Bodine pay the costs herein taxed at \$2.<sup>00</sup> within ten days.

Edward H. Porter, Probate Judge.

9549

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Feb. 1-1921

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Feb. 1-1921

In the matter of the will of Lydia A. Brown, Deceased,  
Application of Widow To Take under Will,  
Probate Court, Union County, Ohio.

In the matter of  
The will of  
Lydia A. Brown, Deceased,

To the Honorable Judge of said Court:  
The undersigned, Clark Brown widow of said  
Lydia A. Brown, deceased, respectfully makes ap-  
plication to take under the will of said  
decedent.

Dated this 1- day of February, 1921,  
Clark Brown.

Election of Widow,  
Probate Court, Union County, Ohio,  
No. 9549

In the matter of  
The will of  
Lydia A. Brown, Deceased,

Election of widow.

Election

I, Clark Brown, widow of Lydia A. Brown late  
of Paris Township Union County, Ohio, deceased,  
having had explained to me, by the Probate Court  
of said county, the provisions of the will of said  
decedent, the rights under it, and by law in  
the event of a refusal to take under the will;  
hereby elect to take the provision made for me  
in the last will and Testament of said  
Lydia A. Brown deceased, in lieu of being  
endowed of the lands of my deceased consort,  
and waiving the right taking the distri-  
butive share of her personal estate.

Clark Brown, widow of

Lydia A. Brown, Deceased.

Signed in open Court this 1- day of February, 1921,  
Edw. H. Potter, Probate Judge.

Journal Entry: Order on Election of Widow,  
Probate Court, Union County, Ohio,

February, 1- 1921.  
Order on Election of Widow.

In the matter of  
The will of  
Lydia A. Brown, Deceased,

This day, Clark Brown widow of said Lydia  
A. Brown, deceased, appeared in open Court, in  
person, and made application to take under  
the will of said decedent, and the Court having  
explained to him the provision of said will,  
the rights under it, and by law in the event of  
a refusal to take under the will; said Clark  
Brown widow thereupon elected to take under

under said Will.

It is ordered that this proceeding be recorded and that Annie Brown pay the costs herein taxed at \$2.00 costs paid.  
Edward W. Porter, Probate Judge.

9492  
Filed  
Dec. 1-

In the Matter of the Will of Rebecca J. Robinson, Deceased.  
Application of Widow to Take Under Will.  
Probate Court, Union County, Ohio.  
Application.

1920.

In the Matter of  
The Will of  
Rebecca J. Robinson, Deceased.

To the Honorable Judge of said Court:  
The undersigned Robert N. Robinson, widow of said Rebecca J. Robinson deceased, respectfully makes application to take under the Will of said decedent.

Dated this 1<sup>st</sup> day of December, 1920.

Robt. N. Robinson.

Election of Widow

Probate Court, Union County, Ohio,

No. 9492

Election of Widow

Election

In the Matter of  
The Will of  
Rebecca J. Robinson, Deceased.

I, Robert N. Robinson, widow, of Rebecca J. Robinson late of Paris Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said Rebecca J. Robinson, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of her personal estate.

Robt. N. Robinson, Widow of  
Rebecca J. Robinson, Deceased.

Signed in open Court this 1<sup>st</sup> day of December, 1920.

Edward W. Porter, Probate Judge.

Journal Entry

Probate Court, Union County, Ohio.

In the Matter of  
The Will of

December 1<sup>st</sup>, 1920.

Orders On Election

Rebecca Jane Robinson, Deceased, of Widow.

This day Robert N. Robinson, widow of said Rebecca Jane Robinson, deceased, appeared in open Court, in person, and made application to take under the will of said decedent, and the Court, having explained to him the provisions of said

95-65-

Filed

Feb. 17-

1921.

95-65-

Application

95-65-

will, the rights under it, and by law in the event of a refusal to take under the will: said Robert W. Robinson widower thereupon elected to take under said will.

It is ordered that this proceeding be recorded and that said Petitioner pay the costs herein taxed at \$2.00 within ten days.

Edward H. Porter,  
Probate Judge.

95-65-  
Filed  
Feb. 17-  
1921.

In the matter of the Last Will and Testament of Margaret Finley, Deceased.  
Be it Remembered, that heretofore to-wit: on the 17<sup>th</sup> day of February 1921, an instrument of writing purporting to be the Last Will and Testament of Margaret Finley, Deceased, was produced in open Court and offered for Probate and the following proceedings were had thereon:

95-65-

Application for Probate of Will,  
Probate Court, Union County, Ohio.

Application

In the matter of  
The Last Will and  
Testament of  
Margaret Finley, Deceased.

Application To Admit  
To Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that Margaret Finley late a resident of the Township of Union in said County, died on or about the 12<sup>th</sup> day of February 1921, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the said Margaret Finley died leaving no widow, and the following named persons her only next of kin, to-wit:

- William M. Watson age 65. brother. Marion, Ohio 148 1/2 East St.
- The following are the children of Cornelia Walker, deceased, sister of Margaret Finley, deceased:
- Norman P. Walker age 28 nephew. Columbus, Ohio 1149 Fair Ave.
- Herman L. Walker age 32 " " " "
- Emmie Fay Smith age 14 grandniece. " " " "

Who is the daughter of Opal Smith, deceased, daughter of Cornelia Walker, deceased.

- The following are the children of Samuel B. Watson, deceased, brother of Margaret Finley, deceased:
- Margaret F. Snodgrass age 38. niece. New Dover, O. R. F. #1.
- Charles Watson age 28. nephew. Marion, O. 165-1/2 East St. Newark, O. R. 2.
- Opal M. Watson age 16 (heir Samuel B. Watson deceased) " " " "
- Robert H. Watson age 14 Newark, O. R. 2. " " " "
- Allen A. Watson age 12 Newark, O. R. 2. " " " "

95-65-

Your petitioner offers said Will for probate, and

95-65- and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this state may be notified according to laws of the pendency of said proceeding.

W. M. Watson, Petitioner.

The State of Ohio, Marion County, ss.

The above named William M. Watson, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

W. M. Watson.

Known to before me and signed in my presence, this 16<sup>th</sup> day of February, 1921. Hoke Donithen, Notary Public.

Journal Entry: Orders for Filing Will, Notice and Hearing. Probate Court, Union County, Ohio, February 17<sup>th</sup> 1921.

95-65-  
Orders  
for  
Filing  
will  
notice  
and  
Hearing

In the matter of  
The Will of  
Margaret Finley Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Margaret Finley, late of Union Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to next of kin of the testatrix resident of the State of Ohio, three days prior thereto, that said application will be for hearing before this Court on the 4<sup>th</sup> day of March 1921, at one o'clock P. M.

H. V. Husted, Probate Judge.

Notice.

Probate Court, Union County, Ohio,  
no. 95-65-  
Notice of Probate.

95-65-  
Notice

In the matter of  
The Will of  
Margaret Finley Deceased.

To Osa Hoffer, You are hereby commanded to notify Opal M. Watson, age 16; Robert W. Watson, age 14 and Allen A. Watson age 12, next of kin of said Margaret Finley, deceased, resident of the State of Ohio, giving at least three days notice. That on the 17<sup>th</sup> day of February 1921 an instrument of writing purporting to be the last Will and Testament of Margaret Finley late of Union Township, in said County, deceased, was produced in open Court, and an Application to admit the same to probate was the same day made in said Court. Said Application will be for hearing before said Court on the 4<sup>th</sup> day of March, 1921, at one o'clock

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9565- P.m. Herin fail not. but of this writ and service thereon make due return. Witness my signature as Judge of the Probate Court, <sup>(seal)</sup> and the seal of said Court, this 24- day of February, 1921. W. H. Husted, Probate Judge.

95-65- Return  
 The State of Ohio, Union County, ss.  
 Mrs Osa Koffen, <sup>with whom the minor reside</sup> being duly sworn, says that on the 24- day of February 1921. she served the within notice by delivering a true copy thereof personally to the within named, Opal M. Watson, Robert W. Watson, and Allen A. Watson. - Mrs Osa Koffen -  
 Known to before me a signed in my presence, this 26- day of February, 1921.  
 W. H. Husted Probate Judge

In the undersigned persons, within named, do hereby acknowledge service of the within notice, this 26- day of February, 1921.  
 Opal M. Watson; Robert W. Watson, Allen A. Watson.

95-65- Notice  
 Probate Court, Union County, Ohio.  
 No. 9565-  
 Notice of Probate.

In the matter of  
 The Will of  
 Margaret Finley, Deceased.  
 To Margaret F. Snodgrass: You are hereby notified as next of kin of said Margaret Finley deceased, resident of the State of Ohio, giving at least 3 day notice: That on the 17- day of February, 1921, an instrument of writing, purporting to be the last will and testament of Margaret Finley, late of Union Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing, before this Court, on the 4- day of March 1921, at One O' clock, P.m.  
 Herin fail not. but of this writ and service thereon make due return. Witness, my signature as Judge of the Probate Court, and the seal of said Court, this 24- day of February, 1921. <sup>(seal)</sup>  
 W. H. Husted, Probate Judge

Margaret F. Snodgrass the undersigned, person within named, do hereby acknowledge service of the within notice this 26- day of February, 1921.  
 Mrs Margaret F. Snodgrass.

95-65- Return  
 In the matter of  
 The Estate of  
 Margaret Finley, Deceased.  
 In the Probate Court of Union County, Ohio.

9565 I, the undersigned, being an heir at law, of Margaret Finley, deceased, do hereby waive in writing the notice of the application to probate the Last Will and Testament of Margaret Finley, deceased, and consent that the same shall be probated.  
Feb. 21-1921. Mr. Charles Watson,

9566 Waiver  
In the Probate Court of Union County, Ohio

In the matter of  
Margaret Finley, deceased.

I, the undersigned, one of the heirs at law of Margaret Finley, do hereby waive the notice of the application to probate the Last Will and Testament of Margaret Finley, and consent that the same shall be probated.  
February 16-1921 W. M. Watson.

9565 Waiver  
In the Probate Court of Union County, Ohio

In the matter of  
The Estate of  
Margaret Finley, deceased

Mr. the undersigned being heir-at-law of Margaret Finley, deceased, do hereby waive in writing the notice of the application to probate the Last Will and Testament of Margaret Finley, deceased, and consent that the same shall be probated.

Herman L. Walker, Homer P. Walker, Herman L. Walker,  
February 21-1921. Guardian of Eunice Fay Smith.

9565 Waiver  
In the Probate Court of Union County, Ohio

In the matter of  
The Estate of  
Margaret Finley, deceased.

I, the undersigned, being an heir at law of Margaret Finley, deceased, do hereby waive in writing the notice of the application to probate the Last Will and Testament of Margaret Finley, deceased, and consent that the same shall be probated.  
Feb. 21-1921 Mrs. Margaret J. Snodgrass

9565 Testimony of Witnesses,  
Probate Court, Union County, Ohio

In the matter of  
The Will of  
Margaret Finley, deceased.

The State of Ohio, Union County ss.  
Personally appeared in open Court, Lydia O. Collins and Hoke Donithen, who being first duly

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sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Margaret Finley deceased. depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 5<sup>th</sup> day of February 1921, purporting to be the Last Will and Testament of Margaret Finley, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Margaret Finley, at the time of executing the same was of full age, and of sound mind and memory, and, not under any restraint.

Lydia O. Collins - Hoke Dorithen  
Known to before me and signed in my presence by said witnesses in open Court, this 4<sup>th</sup> day of March, 1921.

W. H. Kusted, Probate Judge  
Probate Court, Union County, Ohio,  
March, 4<sup>th</sup> 1921.

95-65  
Orders on  
Bearing  
Admission  
to  
Probate  
and  
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Journal Entry: Orders on Bearing, Admission to Probate and Record, Probate Court, Union County, Ohio, March, 4<sup>th</sup> 1921.  
In the matter of  
The Will of  
Margaret Finley, Deceased.

Be it Remembered, that heretofore, to wit: on the 4<sup>th</sup> day of March, A. D. 1921, an instrument of writing purporting to be the Last Will and Testament of Margaret Finley late of Milford Center, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court. Thereupon on this day came Hoke Dorithen and Lydia O. Collins, the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Margaret Finley deceased: that the same was duly executed and attested: and that the said Testatrix at the time of making, signing and sealing the same was of full age, of sound mind and

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95-65 memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that William M. Watson pay the costs herein taxed at \$ -- within -- days.

W. H. Husted, Probate Judge.

95-65

I, Margaret Finley, of the Village of Milford Center, County of Union and State of Ohio, do make and publish this my Last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient.

Second: I give, devise and bequeath to my brothers and sisters share and share alike all property of which I may die possessed of or seized of either personal, real or mixed, wherever the same may be located, or situated.

Will.

The children of my deceased sisters to take the share their parents would take, if they were alive. Except as follows.

Alva Debolt shall have the pictures of his grand father and rocking chair.

John Debolt shall have old clock.

Surilla Watson shall have all house-hold goods, and I request her to make such division of the same as she may see fit.

All property shall be reduced to money by my executor, and divided as soon as can be found convenient.

I do hereby nominate and appoint William M. Watson, Executor of this my last Will and Testament to serve without bonds.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof I here unto subscribe my name at Marion, Ohio, this 5<sup>th</sup> day of February, 1921.

her  
Margaret X Finley.  
mark

The foregoing instrument was signed at the end thereof, by the said Margaret Finley in our presence and we heard her acknowledge the same as her Last Will and Testament, and at her request and in her presence, we here unto respectively subscribe our names as attesting witnesses, at Marion, Ohio, this 5<sup>th</sup> day of February, 1921.

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May 5<sup>th</sup> - 1921.

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May 5<sup>th</sup> 1921

Mrs Lydia O. Collins. resides at Marion, Ohio.  
Hoke Smith resides at Marion, Ohio.  
In the matter of the Last Will and Testament of George R. Slack, Deceased.  
Be it Remembered, that heretofore to-wit: on the 5<sup>th</sup> day of May 1921  
an instrument of writing purporting to be the last Will and  
Testament of George R. Slack, Deceased, was produced in open  
Court and the following proceedings were had therein:

Application for Probate of Will.  
Probate Court, Union County, Ohio.

Application

In the matter of  
The Last Will and  
Testament of George R. Slack Deceased.  
To the Probate Court of said County:  
Your petitioner respectfully represents that George R. Slack  
late a resident of the township of Blairborne in said  
County, died on or about the 24<sup>th</sup> day of March, A. D. 1921,  
leaving an instrument in writing herewith produced, pur-  
porting to be his last Will and Testament. That the  
said George R. Slack died leaving Lucy A. Slack his widow  
who resides at Richmond, Ohio, and the following named  
persons named persons his only next of kin, to-wit:  
-- none --  
Your petitioner offers  
said Will for probate, and prays that a time may be  
fixed for the proving of the same, and that said  
above named persons residents in this State may be  
notified according to law of the pendency of said  
proceedings.  
Lucy A. Slack. Petitioner.

The State of Ohio, Union County, ss.  
The above named Lucy A. Slack being first duly sworn,  
says that the facts stated and allegations in the fore-  
going Application contained, are true as she verily believes  
Lucy A. Slack.

Sworn to before me and signed in my presence, this 5<sup>th</sup> day  
of May 1921. ~~W. H. Husted~~ W. H. Husted, Probate Judge

The undersigned widow of the within named testator  
resident of the State of Ohio, hereby again further notice,  
and consent to the probate of said Will. Dated this 5<sup>th</sup> day  
of May, A. D. 1921.  
Lucy A. Slack.

9604  
Orders for  
Filing  
Will,  
Notice and  
Hearing.

Journal Entry: Orders for Filing Will, Notice and Hearing.  
May 5<sup>th</sup> 1921, Probate Court, Union Co., Ohio.  
In the matter of  
The Will of  
George R. Slack, Deceased  
This day an instrument of writing, purporting to be  
the last Will and Testament of George R. Slack, late of  
Blairborne Township, in this County, deceased, was  
produced in open Court for Probate; Lucy A. Slack being

9604

the only heir of said George R. Slack, and she having signed a Waiver of further notice, said Will was admitted to probate this date.

W. H. Heusted, Probate Judge.

9604

Testimony of Witnesses

Testimony of Witnesses

In the Matter of The Will of George R. Slack, Deceased.

No. 9604

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court J. S. Kagay and B. E. Kagay, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of George R. Slack deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 14<sup>th</sup> day of January 1911, purporting to be the Last Will and Testament of George R. Slack, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said George R. Slack at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

J. S. Kagay.

B. E. Kagay.

Sworn to before me and signed in my presence, by said witnesses in open Court, this 5<sup>th</sup> day of May, 1921.

W. H. Heusted, Probate Judge

9604

Order

On

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Admission

To

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and

Record.

Journal Entry: Order on Hearing Admission to Probate and Record Probate Court, Union County, Ohio.

In the Matter of The Will of George R. Slack, Deceased.

May 5<sup>th</sup> 1921.

Be it Remembered, That heretofore, to-wit: on the 5<sup>th</sup> day of May A. D. 1921, an instrument of writing, purporting to be the Last Will and Testament of George R. Slack, late of Chatham Township in this County, deceased, was produced in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow of the testator, resident of the State of Ohio, pursuant to a former order of this Court. Thereupon on this day came B. E. Kagay and J. S. Kagay the subscribing witnesses to said Will; who being duly sworn testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said George

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Election.

R. S. att. sig. ne. H. ad. the in. the In. J. Un. Las. jus. est. Seco. A. an. my. Ric. Lon. The by the him an. her wit. A. J. S. B. E. Election. Ge. I. Ch. ha. the la. Will. etc.

R. Slack, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Lucy A. Slack pay the costs herein taxed at \$ --- W. H. Hunted, Probate Judge.

Last Will and Testament

In the name of the Benevolent Father of all: I, George R. Slack, of the village of Richmond, County of Union and State of Ohio do make and publish this my Last Will and Testament. First; my Will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient. Second: I give, devise and bequeath to my beloved wife Lucy A. Slack, all all the residue of my property both personal and real to be hers absolutely and in fee simple.

I do hereby <sup>nominate and</sup> appoint Lucy A. Slack, Executrix of this my Last Will and Testament without bond.

I hereby revoke all other Wills by me heretofore made. In Testimony whereof, I hereunto subscribe my name at Richmond, O. this 14<sup>th</sup> day of January in the year of our Lord, One Thousand Nine Hundred and Eleven.

George R. Slack.

The foregoing Instrument was signed at the end thereof by the said George R. Slack, in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as Attesting witnesses, at Richmond, O. this --- day of January.

A. D. 1911.  
J. S. Kagay, resides at Richmond O.  
C. E. Kagay, resides at Richmond O.

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Widow's Election.

Probate Court, Union County, Ohio.  
Election under said Will.

In the matter of  
The Will of  
George R. Slack Deceased.  
Election.

I the undersigned widow of George R. Slack late of Claibourne Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of said will, my rights under it, and by law in the event of my refusal to take under the Will, do hereby elect to take under the Will; my election so made to be entered of record, Lucy A. Slack

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C. E. Kagay,  
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Whereupon, the Court ordered the said election of said Lucy A. Slack to be entered upon its minutes, in the words and figures following, to wit: May 5<sup>th</sup> A.D. 1921.

In the matter of  
The Will of  
George R. Slack, Deceased.

Election.

Election

This day personally came into open Court Lucy A. Slack widow of said George R. Slack, deceased, and applied to make her election whether to take or not to take under the Will of said George R. Slack, deceased. Whereupon the Court explained to her the provisions of said Will and her rights under it and also her rights under the law in the event of her refusal to take under the Will; and she declared herself satisfied with the provisions of said Will, and elected to take under it, and asked that her election so to take might be entered upon the Journal of the Court, which is accordingly done. H. B. Husted, Probate Judge.

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In the matter of the Last Will and Testament of George Dignine, Deceased. Be it Remembered, that herefor to wit: On the 18<sup>th</sup> day of March, 1921, an instrument of writing purporting to be the last Will and Testament of George Dignine, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

Application for Probate of Will.

Probate Court, Union County, Ohio

Application to admit  
To Probate.

Application

In the matter of  
The Last Will and  
Testament of George Dignine, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that George Dignine late a resident of the township of Jerome, in said County, died on or about the 14<sup>th</sup> day of March A.D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said George Dignine died leaving the following named persons his only next of kin, to wit:

Clay S. Dignine	son	age 38	Plain City, # 3, Ohio.
Ethel Hill	daughter	32	Marysville, O. # 2.
Paul A. Dignine	son	27	Brookville, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

The State of Ohio, Union County.

The above named Clay S. Dignine being first duly sworn, says that the facts stated and allegations in the

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95-81 foregoing application contained, are true as he verily believes.  
Clay S. Eugenin.

known to before me and signed in my presence this 18<sup>th</sup> day of March, 1921. *H. H. Husted* Probate Judge.

known to before me and signed in my presence, this 18<sup>th</sup> day of March, 1921. *H. H. Husted* Probate Judge.

W. the undersigned, next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 18<sup>th</sup> day of March, A. D. 1921.

Clay S. Eugenin, Paul A. Eugenin, Ethel Will.

95-81 Journal Entry: Orders on Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio.  
Friday, March 18<sup>th</sup> 1921.

Orders on Filing Will, Notice and Hearing.  
In the Matter of The Will of George Eugenin, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of George Eugenin, late of Jerome Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testator, resident of the State of Ohio having waived service herein, said application will be for hearing before this Court on the 19<sup>th</sup> day of March, 1921 at 10 O'clock A.M.  
*H. H. Husted*, Probate Judge.

95-81 Testimony of Witnesses  
Probate Court, Union County, Ohio.

Testimony of Witnesses  
In the Matter of The Will of George Eugenin, Deceased.  
No. 95-81  
Testimony of Witnesses.

The State of Ohio, Union County.  
Personally appeared in open Court, Charles Knight, and D. Louis Lenzel, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of George Eugenin, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 3<sup>rd</sup> day of June, 1913, purporting to be the Last Will and Testament of George Eugenin, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said George Eugenin at the time of executing the same was of full age, and of sound mind and memory, and not under any

95-81

restraint.

D. Louis Ferral.

Clarice Winget.

Sworn to before me and signed in my presence, by said witnesses in open Court. This 19<sup>th</sup> day of March, 1921.

W. H. Husted, Probate Judge.

95-81

Journal Entry: Orders On Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio, March, 19<sup>th</sup> 1921.

Orders on Hearing, admission to Probate and Record

In the matter of The Will of George Luginier, Deceased.

Probate and Record

Be it Remembered, that heretofore Court; on the 18<sup>th</sup> day of March, A. D. 1921 an instrument of writing, purporting to be the Last Will and Testament of George Luginier, late of Jerome Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin, of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day came D. Louis Ferral and Clarice Winget the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said George Luginier, deceased: that the same was duly executed and attested: and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Clay Luginier, pay the costs herein taxed at \$5.00

Paid Mch. 19<sup>th</sup> 1921.

W. H. Husted, Probate Judge

Last Will and Testament.

95-81

In the Name of the Benevolent Father of all:

Will

I, George Luginier, of the village of Jerome County of Union and State of Ohio, do make and Publish this my Last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient. Second: I Give, Devise and Bequeath to Louise Luginier my wife all my property both real and personal during her natural life and at her death to be divided as follows:

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Third: I give devise and bequeath to Paul Ingham my youngest son forty-three acres off of the South side of my farm located in Delaware and Union Counties, Concord and Mill Creek Townships, where the buildings stand, lines running East and West, to be his in fee-simple and absolutely.

Four: I give, devise and bequeath to Clay Ingham my son thirteen acres on the North side of the forty-three acres mentioned as above, willed to Paul Ingham, lines running East and West, also the thirty-acre tract on which I now reside and live, situated in Jerome Township Union County, Ohio, to be his absolutely and in fee-simple.

Five: I give devise and bequeath to Ethel Weist the balance of the 103 1/2 acre tract being the North part and being about 47 1/2 acres, to be hers absolutely and in fee-simple.

Six: I direct that a monument be erected at my grave for my wife and I and the cost not to exceed \$300. and I direct and authorize my executor to expend the same for a monument.

I do hereby nominate and appoint Clay Ingham Executor of this my Last Will and Testament, without bond.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof I hereunto subscribe my name at Marysville, Ohio this 3<sup>rd</sup> day of June, in the year of our Lord One thousand Nine Hundred and Thirteen.

George Ingham

The foregoing instrument was signed at the end thereof, by the said George Ingham, in our presence and we heard him acknowledge the same as his last Will and Testament and at his request and in his presence we hereunto respectfully subscribe our names as attesting witnesses.

at Marysville, this 3<sup>rd</sup> day of June, A.D. 1913,

Clarice Wingat, resides at Marysville, O.

D. Louis Ferrel, resides at Marysville, O.

D. E. Thornton " " Marysville, Ohio.

9599  
Filed  
Apr. 20 1921

In the Matter of the Will of William H. Sheneman, Deceased,  
Be it Remembered that heretofore, to-wit: On the 20<sup>th</sup> day of April, 1921,  
an instrument of writing purporting to be the last Will and Testament of William H. Sheneman, Deceased, was produced in open Court and offered for probate, and the following proceedings were had therein:

9599  
application  
for Probate  
was Record

Application for Probate of Will.  
Probate Court, Union County, Ohio,  
application To Admit To Probate,  
In the Matter of  
The Last Will and Testament  
of William H. Sheneman,  
Deceased.

95-99

To the Probate Court of said County: your petitioner respectfully represents that William H. Sheneman late a resident of the Township of Marysville, in said County, died on or about the 11<sup>th</sup> day of April, A.D. 1921, leaving an instrument in writing, heretofore produced, purporting to be his last Will and Testament. That the said William H. Sheneman, died leaving Laura A. Sheneman, his widow, who resides at Marysville, Ohio, and the following named persons his only next of kin to-wit:

Emmanuel Sheneman	brother	Marysville, Ohio R. F. D.
Ella Luper	sister	Columbus, O. Chittenden av.
Eraline Brown	sister	Marysville, O. E. 6 <sup>th</sup> st.
Mrs Anna Hedge	sister	Marysville, O. S. Chestnut St.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this state may be notified according to law of the pendency of said proceedings. Mrs Laura A. Sheneman, Petitioner.

95-99

The State of Ohio, Union County, ss.

Oath

The above named Laura A. Sheneman, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes. Mrs Laura A. Sheneman

Sworn to before me and signed in my presence, this 20<sup>th</sup> day of April, 1921. W. H. Husted, Probate Judge.

To the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby waived further notice, and consent to the probate of said Will.

Dated this 20<sup>th</sup> day of April A. D. 1921.

Mrs Laura A. Sheneman,  
E. M. Sheneman

Mrs Ella Luper,  
Eva Brown,  
Anna Hedge.

95-99

Orders on

Filing Will

notice

and hearing

Journal Entry: Orders for Filing Will, notice and hearing, Probate Court, Union County, Ohio, April, 20<sup>th</sup> 1921.

In the matter of  
The Will of  
William Sheneman, Deceased.

This day, an instrument of writing, purporting to be the last Will and Testament of William H. Sheneman, late of Paris Township in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, all next of kin of the Testator having waived further notice and consented to the Probate of said Will, said application will be for hearing before this Court, on the 22<sup>nd</sup> day of April, 1921, at our 10<sup>o</sup> clock, P. M.

W. H. Husted, Probate Judge.

95-99

Testimony of Witnesses

95-99  
Orders on  
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Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 95-99

Testimony of Witnesses.

In the matter of  
The Will of  
William B. Shenneman, Deceased

The State of Ohio, Union County, ss.

Personally appeared in open Court Jeff L. Richey and  
Idy A. Richey who being first duly sworn to testify the  
truth, the whole truth, and nothing but the truth,  
in relation to the execution of the Last Will and  
Testament of William B. Shenneman, deceased, depose and  
say: That they were present at the execution of the  
instrument of writing now before them bearing date the  
31<sup>st</sup> day of August, 1920, purporting to be the Last Will  
and Testament of William B. Shenneman, deceased, that  
they respectively subscribed their names thereto as  
witnesses at the request of said Testator and in his  
presence; that they saw Testator sign said instrument  
at the end thereof, and heard him acknowledge the  
same to be his Will, and that said William B. Shenneman,  
at the time of executing the same was of full age, and of  
sound mind and memory, and not under any restraint.

Testimony  
of  
Witnesses

Jeff L. Richey

Idy A. Richey

Sworn to before me and signed in my presence by said  
witnesses in open Court, this 22<sup>nd</sup> day of April, 1921.

W. B. Bausted, Probate Judge.

95-99

Journal Entry: Orders on Hearing Admission to Probate and Record,  
Probate Court, Union County, Ohio.

April 22- 1921.

Orders on  
Hearing  
Admission  
to  
Probate and  
Record.

In the matter of  
The Will of  
William B. Shenneman, Deceased.

Be it Remembered that hereafter, to wit: on the 20<sup>th</sup> day of April  
A. D. 1921, an instrument of writing, purporting to be the  
Last Will and Testament of William B. Shenneman, late of  
Paris Township, in this County, deceased, was produced  
in open Court and offered for probate and was there  
filed. And it now being shown to the satisfaction  
of the Court that due notice of the filing of said Will  
and of the application to admit the same to probate  
and record in this Court, has been given to the widow  
and next of kin of the testator, resident of the State of Ohio,  
pursuant to a former order of this Court. Thereupon and  
this day came Jeff L. Richey and Idy A. Richey the  
subscribing witnesses to said Will, who being duly  
sworn, testified as to the execution and attestation  
of said Will; which testimony was reduced to writing,  
by said witnesses respectively subscribed, and filed  
with said Will; whereupon the Court finds the

95-99

aforesaid instrument of writing is the Last Will and Testament of said William H. Shenneman, deceased; that the same was duly executed and attested and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses abovesaid, be entered of record in this Court.

It is further ordered that William A. Fawn and Harry W. Luper, Executors pay the costs herein taxed at \$ - -

W. H. Busted Probate Judge

96-99

Will.

Marionville, Ohio, August 31<sup>st</sup>. 1920.

The last will and Testament of, made and written by me when in sound health and mind.

Sec. 1. I desire that all my honest debts be paid, at this time there are no debts.

Sec. 2. I request that my Climax Morrow Co. Ohio property be sold and the money invested in a safe investment and later the money disposed of as I shall hereafter state.

Sec. 3. I request that E. M. Shenneman, shall have my Fire proof safe, providing he is living at my death, if not living it shall go to John Fetter.

Sec. 4. The Ten (10) share of stock of the Duwamish Building Co. of the Duwamish Tribe No. 234. Imp Order of Red Men of Peoria, Ohio. Shall go to the said Tribe No. 234.

Sec. 5. My wife shall have the use of my household good during her life. at her death they shall be disposed of as in Sec. 2.

Sec. 6. My Automobile shall be sold and the money disposed of as in Sec. 2.

Sec. 7. Burness Parthemer, son of John and Bertha Parthemer shall have a Fifty (\$50.00) Government Bond or its equivalent, absolute.

Sec. 8. Not knowing the value of my estate I will divide it on a percent basis as follows:

To E. M. Shenneman \$5.00. If dead this goes back to the general funds to be divided amongst all those mentioned.

Sec. 9. To Ella Luper (a sister) 5.00 on the same basis as

Sec. 8. To May Standsick, Five Dollars, To D. A. Shenneman, Five Dollars, To Bina Durn Three Dollars, To Lillie Fetter Five Dollars, To Ivalor Kenninger Five Dollars, To Anna Gundersman Ten Dollars, To Lizzie Smith Twenty Dollars That is to every \$5.00 one gets another gets \$3.60 another \$10.00 and another \$20.00.

Sec. 10. My wife Laura Shenneman, shall have the benefit and proceeds of all my Estate as long as she lives, or

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as long as she remains my widow at her marriage  
or death then the estate shall be divided as in Sec. 9.  
Sec. 11. at the death of my wife, and at the division  
of the money I bequeath to Carry Brightler wife of Gordon  
Brightler. Twenty-five dollars absolute.  
Sec. 12. I appoint Barry Leeper, and William Farow as  
Administrators.  
Done this 31<sup>st</sup>. day of August 1920. William H. Sheneman,  
Witnesses, Jeff. L. Rechy - Edy. A. Rechy.

95-99 In the matter of the Will of William H. Sheneman, Deceased,  
Filed Application of Widow To Take Under Will.  
Apr. 22-1921 Probate Court, Union County, Ohio

In the matter of  
The Will of Application.  
William H. Sheneman Deceased.  
To the Honorable Judge of said Court:  
The undersigned, Laura Sheneman, widow of said  
William H. Sheneman, deceased, respectfully makes application  
to take under the Will of said decedent.  
Dated Ohio 22<sup>nd</sup> day of April, 1921. Laura Sheneman  
Election of Widow.  
Probate Court, Union County, Ohio.

In the matter of  
The Will of Election of Widow.  
William Sheneman, Deceased  
I, Laura Sheneman, widow of William H. Sheneman  
late of Paris Township, Union County, Ohio, deceased, having  
had explained to me, by the Probate Court of said County,  
the provisions of the Will of said decedent, the rights  
under it, and by law in the event of a refusal to take  
under the Will; hereby elect to take the provision made  
for me in the last Will and Testament of said William  
H. Sheneman, deceased, in lieu of being endowed of the  
lands of my deceased consort, and taking the dis-  
tribution share of his personal estate. Laura A. Sheneman,  
Widow of William H. Sheneman, Deceased.

95-99 Signed in open Court this 22<sup>nd</sup> day of April, 1921. H. H. Kusted Probate Judge,  
Journal Entry: Orders Election of Widow  
Probate Court, Union County, Ohio.

Orders In the matter of  
on The Will of April, 22- 1921  
Election of Widow. Orders On Election of Widow.  
William H. Sheneman, Deceased.  
This day Laura Sheneman, widow of said William H.  
Sheneman, deceased, appeared in open Court, in person,  
and made application to take under the Will of said  
decedent, and the Court having explained to her  
the provisions of said Will, the rights under it, and

93-94 by law in the event of a refusal to take under the Will; said Laura Sherman, widow thereupon elected to take under said Will. It is ordered that this proceeding be recorded and that the Executors pay the costs herein taxed at \$ - - within ten days.  
 H. H. Husted, Probate Judge.

95-85- Filed April 5<sup>th</sup> 1921. In the Matter of the Last Will and Testament of Sarah Epps Deceased. Be it Remembered, that heretofore to-wit: on the 5<sup>th</sup> day of April 1921, an instrument of writing purporting to be her last Will and Testament. That the said Sarah Epps, died leaving no widow, was produced in open Court and offered for probate and the following proceedings were had therein:  
 Application for Probate of Will.  
 Probate Court, Union County.

In The Matter of The Last Will and Testament of Sarah Epps, Deceased.  
 application To the Probate Court of said County:  
 Application To Admit to Probate.

Your petitioner respectfully represents that Sarah Epps late a resident of the township of Allen in said County died on or about the 7<sup>th</sup> day of March, A. D. 1921, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament. That the said Sarah Epps, died leaving no widow, and the following named persons her only next of kin, to-wit:

L. F. Epps,	son,	Farmdale, Ohio,
Thomas L. Epps,	"	Marysville, Ohio,
Frank Epps,	"	"
Jonas Epps,	"	Milford Center, Ohio,
Howard Epps,	"	Marysville, Ohio,
Clarence Epps,	"	North Lewisburg, Ohio,
Almeda Shuler	daughter	Columbus, Ohio,
Lottie Blinn	"	Marysville, Ohio,
Maud Poling	"	Milford Center, Ohio,

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.  
 Frank Epps, Petitioner.

The State of Ohio, Union County, ss.  
 The above named Frank Epps being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.  
 Frank Epps.

Sworn to before me, and signed in my presence, this 5<sup>th</sup> day of April, 1921.  
 H. H. Husted  
 Probate Judge.

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95-85- Journal Entry: Order for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio,

In The Matter of The Will of Sarah Epps Deceased. April, 5<sup>th</sup> 1921.

This day an instrument of writing, purporting to be the last Will and Testament of Sarah Epps, late of Allen Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testatrix resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this Court on the 15<sup>th</sup> day of April 1921, at One O'clock P.M.

W. H. Husted, Probate Judge.

95-85- Notice Probate Court, Union County, Ohio, No. 95-85-

In The Matter of The Will of Sarah Epps, Deceased, To Frank Epps.

Notice of Probate.

You are hereby commanded to notify L. F. Epps, Thomas L. Epps, Jonas Epps, Howard Epps, Clarence Epps, Almeda Shuler Lottie Clinch, and Maud Poling, next of kin of said Sarah Epps, deceased, resident of the State of Ohio, giving at least three days notice: That on the 5<sup>th</sup> day of April 1921 an instrument of writing, purporting to be the last Will and Testament of Sarah Epps, late of Allen Township, in said County, deceased, was produced in open Court, and an Application to admit the same to probate was the same day made in said Court. Said application will be for hearing before said Court, on the 15<sup>th</sup> day of April, 1921, at One O'clock P.M. Herein fail not, but of this writ and service thereon make due return.

Witness my signature as Judge of the Probate Court, and the seal of said Court, this 5<sup>th</sup> day of April, 1921. W. H. Husted, Probate Judge.

95-85- We, the undersigned persons within named, do hereby acknowledge service of the within notice, this 8<sup>th</sup> day of April, 1921, and consent to the probate of said Will. Mrs Maud Poling - Mrs Lottie Clinch, Clarence Epps, T. L. Epps, Howard Epps, Mrs Almeda Shuler, Jonas Epps.

95-85- Notice Probate Court, Union County, Ohio, No. 95-85-

In The Matter of The Will of Sarah Epps - Deceased. Notice of Probate

95-85-

To Frank Epps. You are hereby com manded to notify L. F. Epps, next of kin of said Sarah Epps, deceased, resident of the State of Ohio, giving at least three days notice; That on the 5<sup>th</sup> day of April 1921, an instrument of writing, purporting to be the last Will and Testament of Sarah Epps, late of Allen Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was the same day made in said Court.

Said application will be for hearing before said Court, on the 15<sup>th</sup> day of April 1921, at One O'clock P. M.

Merita fail not, but of this writ and service thereon make due return. Witness my signature as Judge of the Probate Court, and the seal of said Court, this 5<sup>th</sup> day of April 1921. W. H. Houston, Probate Judge

I, the undersigned person, within named, do hereby acknowledge service of the within notice, this 8<sup>th</sup> day of April, 1921, and I consent to the Probate of same Will. L. F. Epps.

95-85-

Testimony of Witnesses.

In the Matter of The Will of Sarah Epps, Deceased.

Probate Court, Union County, Ohio. No. 95-85-

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Testimony of Witnesses

Personally appeared in open Court, Mrs Lottis Cliner and Mrs Maude E. Poling, who bring first duty sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Sarah Epps, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 9<sup>th</sup> day of October 1916, purporting to be the Last Will and Testament of Sarah Epps, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in her presence; that they saw Testator sign said instrument at the end thereof, and heard her acknowledge the same to her Will, and that said Sarah Epps at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint. Mrs Lottis Cliner. Mrs Maude E. Poling.

Brought before me and signed in my presence by said witnesses in open Court, this 15<sup>th</sup> day of April, 1921.

W. H. Houston, Probate Judge.

95-85 Orders on Hearing

Journal Entry; Order On Hearing, Admission to Probate and Records, Probate Court, Union County, Ohio. April 15<sup>th</sup> 1921. In the Matter of The Will of Sarah Epps, Deceased.

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Be it Remembered, that heretofore, to wit: on the 5<sup>th</sup> day of April A. D. 1921, an instrument of writing, purporting to be the Last Will and Testament of Sarah Epps late of Allen Township, in this County, deceased, was produced in open Court and offered for probate and was there filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court. Thereupon on this day came Mrs Lottie Blinn and Mrs Maude E. Poling the subscribing witnesses to said Will: who being duly sworn, testified as to the execution and attestation of said Will: which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Sarah Epps, deceased: that the same was duly executed and attested: and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Frank Epps pay the costs herein taxed at \$5.00 Paid April 15<sup>th</sup> 1921. H. H. Husted, Probate Judge.

95-85-

Last Will and Testament of Sarah Epps.

Will.

Hereby giving grateful acknowledgment to my Heavenly Father for his kindness and mercy toward me, and recognizing with gratitude the love and affection of all my children, and wishing to carry out their desires, as well as my own: I, Sarah Epps, being of lawful age and of sound mind and memory, do make and publish this my last Will and Testament:

Item 1. It is my will that all my just debts and funeral expenses be paid. Item 2. It is my will that all the real estate of which I may be seized, shall be and the same is charged with the support and maintenance of my son Howard Epps, so long as he shall live. Item 3. Subject to the above charge I give, devise and bequeath to my son Frank Epps all my property both real and personal, to have and to hold said real estate to the said Frank Epps and his heirs in fee simple, subject only to the condition that said Frank Epps and his heirs shall

95-85-

furnish a home maintenance and support to said Howard Epps so long as said Howard Epps shall live and shall pay to my son Thomas L. Epps the Four Hundred Dollars, (\$400.00) he has heretofore invested in said real estate, unless he shall have paid said sum prior to my death. Should said Frank Epps desire to sell said real estate prior to the death of my son Howard Epps, he may do so by immediately reinvesting the funds in other real estate to which the charge for the keep of said Howard Epps shall be transferred when the purchaser of my said real estate has seen that the funds are so invested. Item 4. I hereby nominate my son Frank Epps, to be the executor of this my last Will, and request that no bond be required of him, and that no inventory or appraisement of my estate be taken.

Sarah Epps.

Signed and acknowledged as her last Will by the said Sarah Epps in our presence and signed by us in her presence, and at her request as witnesses this 9<sup>th</sup> day of October, 1916. Mrs Lottie Colins. Mrs Mauda E. Poling.

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In the matter of the Last Will and Testament of Jacob Matteson, Deceased.

April 7, 1921.

Be it Remembered: That heretofore to wit: on the 7<sup>th</sup> day of April A. D. 1921, an instrument of writing purporting to be the last Will and Testament of Jacob Matteson, Deceased, was produced in open court and offered for probate and the following proceedings were had therein:

95-87

Applications for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of The Last Will and Testament of Jacob Matteson, Deceased.

Application to Admit To Probate.

Application

To the Probate Court of said County:

Your petitioner respectfully represents, that Jacob Matteson late a resident of the township of Jackson, in said County, died on or about the 25<sup>th</sup> day of March, A. D. 1921: Leaving an instrument in writing, here with produced, purporting to be his last Will and Testament.

That the said Jacob Matteson died leaving the following named persons his only next of kin, to wit:

B. H. Matteson	son	Richmond, Ohio.
J. S. Matteson	son	" "
Louisa A. Wooley	daughter	Marion, Ohio.
L. M. Matteson	son	Richmond, Ohio.
J. L. Matteson	son	Marion, Ohio.
Gonphine A. Matteson	daughter	Richmond Ohio.
L. A. Matteson	son	La Rue - Ohio.

95-87

Testimony of Witnesses

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said Howard shall pay \$400.00 less he shall be held said to the death of the charge... ered when that the nominate... at Will, and that taken,

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Ohio Probate.

Matteson in said... A.D. with pro- ment, the fol- lowing:

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Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings. B. H. Matteson, Petitioner.

The State of Ohio, Union County, ss.

The above named B. H. Matteson, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes. B. H. Matteson.

Knows to before me and signed in my presence this 7<sup>th</sup> day of April, 1921. H. B. Husted, Probate Judge.

95-87

waiver

We the undersigned next of kin of the within named testator, resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 7<sup>th</sup> day of April, A. D. 1921.

J. L. Matteson, B. H. Matteson, J. P. Matteson, Louisa A. Wooley, Josephine B. Matteson, C. M. Matteson, S. A. Matteson.

95-87

Orders

on

Filing

will

notice

and

hearing.

Journal Entry: Order for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio, April, 7<sup>th</sup> 1921.

In the matter of The Will of Jacob Matteson, Deceased.

This day an instrument of writing, purporting to be the last will and testament of Jacob Matteson, late of Jackson Township, in this County, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and all next of kin having signed a waiver, and giving their consent to the probate of said Will, the said Will was probated this date. H. B. Husted, Probate Judge.

95-87

Testimony

of

Witnesses

Testimony of Witnesses Probate Court, Union County, Ohio, No. 95-87

In the matter of The Will of Jacob Matteson, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court, John M. Temple and Chas. F. Sparks who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Jacob Matteson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 8<sup>th</sup> day of March, 1921, purporting to be the Last Will and Testament of Jacob Matteson, deceased, that they respectively subscribed their names thereto as witnesses

95-87

at the request of said Testator and in his presence: that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will: and that said Jacob Matteson at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

John M. Temple.

Charles F. Sparks.

Known to before me and signed in my presence by said witnesses in open Court, this 7<sup>th</sup> day of April, 1921.

H. H. Busted Probate Judge

95-87

Journal Entry: Order on Hearing, Admission to Probate and Record, Probate Court, Union County, Ohio, April, 7<sup>th</sup>, 1921.

Order on

In the Matter of The Will of

Hearing admission

Jacob Matteson, Deceased.

To Probate and Record

Be it Remembered, that heretofore, to-wit: on the 7<sup>th</sup> day of April, A. D. 1921, an instrument of writing purporting to be the last Will and Testament of Jacob Matteson, late of Jackson Township, in this County, deceased, was produced in open Court and offered for probate and was then filed.

And it now being to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon on this day called, John M. Temple and Charles F. Sparks, the subscribing witnesses to said Will, who being duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Jacob Matteson, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that J. S. Matteson, Executor, pay the costs herein taxed at \$--.

H. H. Busted, Probate Judge.

95-87

Will.

Know all men by these presents that I, Jacob Matteson, a resident of Jackson Township, Union County, Ohio, being 67 years of age, of sound mind and memory and of disposing intention, do make and publish this my last will and testament.

Will

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April, 18<sup>th</sup> 1921.

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Application to

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First

It is my Will that all my just debts and funeral expenses be paid as soon after my decease, as may be found convenient, to my Executor.

Secondly I give devise and bequeath all the residue of my estate, both real and personal, to my beloved wife, Alena S. Matteson, her heirs and assigns (for ever) or her natural life time.

Thirdly, I will and bequeath to my beloved daughter Josephine A. Matteson, One Hundred dollars, more than the other of my children of my body. (also one Cow, and organ and one sow and one bed, providing she remains at home until the death of her father and mother.)

Fourthly, I will and bequeath to my beloved grand-son Chester A. Matteson one half of his mother's share. Louisa W. Wooley, one of my heirs, it is my request that my Property be equally (with the exception of the above mentioned cows) divided among all my children at the decease of their Parents.

Fifthly, I nominate and appoint my said son Gustav S. Matteson, to be the Executor of this my last Will and Testament, and, I hereby revoke all former Wills by me made.

In Witness whereof, I have hereunto set my hand this 8<sup>th</sup> day of March, 1913. Jacob Matteson.

The foregoing was signed at the end thereof by the said Jacob Matteson, in our presence and we heard and acknowledge the same as his last Will and Testament, and, at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses this 8<sup>th</sup> day of March, 1913.

John M. Temple. Chas. F. Sparks.

95-93-

Filed

April, 18<sup>th</sup> 1921.

In The matter of The Last Will and Testament of J.W. Kearns, Deceased.

Be it Remembered that heretofore to wit on the 18<sup>th</sup> day of April 1921, an instrument of writing purporting to be the Last Will and Testament of J.W. Kearns, Deceased, was produced in open Court and offered for probate, and the following proceedings were had therein:

95-95-

Application for Probate of Will.

Probate Court, Union County, Ohio.

Application

To The matter of The Last Will and Testament of J.W. Kearns, Deceased.

Application to admit to Probate.

To the Probate Court, of said County:

Your petitioner respectfully represents that J.W. Kearns late a resident of the Township of Taylor in said County

95-95-

died on or about the 9<sup>th</sup> day of April, A.D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said J.W. Kearns, died leaving Julia A. Kearns, his widow who resides at Broadway, O. and the following named persons his only next of kin:

Dora E. Kearns	daughter	Broadway, Ohio.
Edward C. Kearns	son.	Marysville, Ohio. R.I.
James A. Kearns	son.	Broadway, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Dora E. Kearns, Petitioner.

95-95-  
Oath

The State of Ohio, Union County, ss.  
The above named Dora E. Kearns, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Dora E. Kearns.

Known to before me and signed in my presence, this 18<sup>th</sup> day of April, 1921.

H. H. Busted, Probate Judge.

95-95-  
waiver

We, the undersigned widow and next of kin of the within named testator, resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 18<sup>th</sup> day of April, A.D. 1921.  
Julia A. Kearns, Dora E. Kearns, Edward C. Kearns, James A. Kearns.

95-95-  
Orders for  
Filing Will  
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Hearing

Journal Entry: Orders On Filing Will, Notice and Hearing  
Probate Court, Union County, Ohio  
April, 18<sup>th</sup> 1921.

In the matter of  
The Will of  
John W. Kearns, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of John W. Kearns, late of Leesburg Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be not given to the widow and next of kin of the testator resident of the State of Ohio for the reason that all parties interested have entered their appearance, herein, and have consented that said Will be probated at once.

H. H. Busted, Probate Judge

95-95

Testimony of Witnesses  
Probate Court, Union County, Ohio  
No. 95-95  
Testimony of Witnesses.

Testimony  
of  
Witnesses

In the matter of  
The Will of  
J.W. Kearns, Deceased.

The State of Ohio, Union County, ss.

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Orders on  
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Personally appeared in open Court, O. A. Wilgus, and E. W. Porter, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of J. H. Kearns, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 26 day of March, 1921, purporting to be the Last Will and Testament of J. H. Kearns, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said J. H. Kearns at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

R. I.  
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Petitioner.

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O. A. Wilgus. E. W. Porter

sworn to before me and signed in my presence by said witnesses in open Court, this 18<sup>th</sup> day of April, 1921.

H. H. Husted, Probate Judge

18<sup>th</sup> day of  
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Order on  
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Journal Entry: Order on Hearing Admission to Probate and Record, Probate Court, Union County, Ohio.

Monday, April, 18<sup>th</sup> 1921

In the matter of  
The Will of  
J. H. Kearns, Deceased

James A. Kearns,  
living  
County, Ohio

Be it Remembered, That heretofore, to wit: On the 18<sup>th</sup> day of April, A. D. 1921, an instrument of writing, purporting to be the Last Will and Testament of J. H. Kearns, late of Taylor Township, in this County, deceased, was produced in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio pursuant to a former order of this Court. Thompson on this day, came O. A. Wilgus, and E. W. Porter, the subscribing witnesses to said Will: who bring duly sworn, testified as to the execution and attestation of said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

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Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said J. H. Kearns deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together

ty, Ohio  
witnesses,

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with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Dora E. Kearns, as Executrix, pay the costs herein taxed at \$ 5.00

H. W. Keasted, Probate Judge.

Last Will and Testament.

I, J. W. Kearns of the Township of Taylor County of Union and State of Ohio do make and publish this my last Will and Testament.

First: My Will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient.

Second: I give, devise, and bequeath to my beloved wife, Julia A. Kearns, all my property of whatsoever nature, be the same real, personal, or mixed, for her use and enjoyment for and during her natural life.

It is further my will, that if, in her best judgment, it would be more to her interest to sell the above acre tract of land on which we now reside, and to reinvest the Proceeds thereof in another home, then she is hereby authorized to sell said three acre tract for said purpose, and to make and execute deed or deeds, to purchasers, absolutely and in fee simple, and without any order of Court therefor.

Third: It is further my will, that at the death of my said wife, all of my said property shall descend, and pass to, my three beloved children, to wit: Dora E. Kearns, James A. Kearns and Edward B. Kearns, to be theirs, or their legal representatives, absolutely and in fee simple, in equal shares, share and share alike.

I do hereby nominate and appoint my said daughter, Dora E. Kearns, Executrix of this my last Will and Testament, with full power to carry out the terms of this Will, and she is also hereby authorized and directed to advise, aid, and protect her mother in all business transactions, during the natural life of my said wife, and to serve without bond.

I hereby revoke all other Wills by me heretofore made. In Testimony whereof, I hereunto subscribe my name at Broadway, Ohio 26<sup>th</sup> day of March, 1921.

J. W. Kearns  
The foregoing instrument was signed at the end thereof, by the said J. W. Kearns in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at Broadway, Ohio, this 26<sup>th</sup> day of March, 1921.

O. A. Walque, resides at Broadway, Ohio  
E. W. Porter, resides at Marysville, Ohio.

95-95-

In the matter of the Will of J. W. Kearns, Deceased.  
Application of Widow To Take Under Will  
Probate Court, Union County, Ohio.

application

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In the Matter of  
The Will of  
J.W. Kearns, Deceased.

Application.

To the Honorable Judge of said Court:

This undersigned, Julia A. Kearns, widow of said J.W. Kearns, deceased, respectfully makes application to take under the Will of said decedent, Dated this 18<sup>th</sup> day of April, 1921.

Julia A. Kearns.

95-95-

Election of Widow.

Probate Court, Union County, Ohio.

No. 95-95-

Election of Widow.

In the Matter of  
The Will of  
J.W. Kearns, Deceased.

Election

J. Julia A. Kearns, widow of J.W. Kearns, late of Taylor Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; I hereby elect to take the provision made for me in the last Will and Testament of said J.W. Kearns, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of her personal estate.

Julia A. Kearns, widow of

J.W. Kearns, Deceased.

Signed in open Court this 18<sup>th</sup> day of <sup>April</sup> April, 1921. W. H. Husted, Probate Judge.  
Journal Entry: Order on Election of Widow.

95-95-

Order on

Probate Court, Union County, Ohio.

Monday, April 18<sup>th</sup> 1921.

Order on Election of Widow.

Election  
of Widow

In the Matter of  
The Will of  
J.W. Kearns, Deceased.

This day Julia A. Kearns widow of said J.W. Kearns, deceased, appeared in open Court in person, and made application to take under the Will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Julia A. Kearns widow thereupon elected to take under said Will. It is ordered that this proceeding be recorded and that Dora E. Kearns, as Executor, pay the costs herein taxed at \$2.00 within ten days.

W. H. Husted, Probate Judge.

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In the matter of the Last Will and Testament of  
Edwin R. Graham, Deceased.

Feb. 23-  
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Be it Remembered, that heretofore to-wit: on the 23<sup>rd</sup> day of February 1921, an instrument of writing purporting to be the last will and Testament of Edwin R. Graham, Deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

95-68

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of the Last Will

Application to

and Testament of Edwin R. Graham, Deceased.

Admit To Probate.

To the Probate Court of said County:

application

Your petitioner respectfully represents that Edwin R. Graham late a resident of the Township of Blairtown in said County, died on or about the 19<sup>th</sup> day of February, A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last will and Testament. That the said Edwin R. Graham, died leaving no widow, the following named persons his only next of kin, to-wit:

Dollins Willard Graham - son - Richmond, Ohio.

Robert Hawthorn Graham - son - Richmond, Ohio

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law, of the pendency of said proceedings. Robert Hawthorn Graham, Petitioner.

95-68

The State of Ohio, Union County, ss.

Oath

The above named Robert Hawthorn Graham, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Robert Hawthorn Graham,

known to before me and signed in my presence, this 23<sup>rd</sup> day of February, 1921. W. H. Husted, Probate Judge

95-68

Orders for

Filing

Will,

Notice

and

Hearing.

Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio.

In the matter of the Will of  
Edwin R. Graham, Deceased.

February 23- 1921.

This day an instrument of writing, purporting to be the last Will and Testament of Edwin R. Graham, late of Blairtown Township in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator resident of the State of Ohio three days prior thereto, that said application will be for hearing before this Court on the 11<sup>th</sup> day of March 1921, at 3

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Notice

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O'clock P.M. W. H. Husted, Probate Judge.

Noticed.

Probate Court, Union County, Ohio

No. 95-68.

Notice of Probate.

Notice

In the matter of  
The will of  
Edwin R. Graham, Deceased.  
To Robert Hawthorn Graham.

You are hereby commanded to notify Dallin Willcox  
Graham, and Robert Hawthorn Graham, next of kin  
of said Edwin R. Graham, deceased, resident of the State of Ohio,  
giving at least three days notice;

That on the 23<sup>rd</sup> day of February, 1921, an instrument  
of writing, purporting to be the last will and testament of  
Edwin R. Graham, late of Chautauque Township, in said  
County, deceased, was produced in open Court, and an  
application to admit the same to probate was the same  
day made in said Court. Said application will be for  
hearing before said Court, on the 11<sup>th</sup> day of March, 1921, at  
three O'clock P.M. Herein fail not but of this writ and  
service thereon make due return. Witness my signature  
as Judge of the Probate Court, and the seal of said Court,  
this 23<sup>rd</sup> day of February, 1921. W. H. Husted, Probate Judge.

95-68  
Main  
95-68

We the undersigned persons within named, do hereby  
acknowledge service of the within notice, this 23 day of  
February, 1921. Dallin W. Graham. Robert W. Graham.

Testimony of Witnesses.

Probate Court, Union County, Ohio.

Testimony  
of  
Witnesses.

In the matter of the will of  
Edwin R. Graham, Deceased. Testimony of Witnesses.  
The State of Ohio, Union County, ss.

Personally appeared in open Court Margaret Gay  
Dallinor and Samuel B. Scholler, who bring first duty  
sworn to testify the truth, the whole truth, and nothing  
but the truth, in relation to the execution of the  
Last Will and Testament of Edwin R. Graham, deceased,  
depose and say: That they were present at the execution  
of the instrument of writing now before them bearing  
date the 31<sup>st</sup> day of December, 1920, purporting to be the  
Last Will and Testament of Edwin R. Graham, deceased,  
that they respectively subscribed their names thereto as  
witnesses at the request of said Testator and in his  
presence; that they saw Testator sign said instrument  
at the end thereof, and heard him acknowledge the  
same to be his Will, and that said Edwin R. Graham  
at the time of executing the same was of full age, and  
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Shown to before me, and signed in my presence by said witnesses in open court, this 23- day of February, 1921.

95-68

Journal Entry: Orders On Hearing, Admission To Probate and Record, Probate Court, Union County, Ohio.

Further Matter of the Will of Edwin R. Graham, Deceased.

February, 23- 1921.

Anderson Hearing admission to Probate and Record.

Be it Remembered, That heretofore, to-wit: on the 23- day of February A. D. 1921. an instrument of writing, purporting to be the Last Will and Testament of Edwin R. Graham, late of Claitours Township in this County, deceased, was produced in open court and offered for probate and was then filed.

And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon, on this day came Margaret Gay Dolliver and Samuel B. Scholler, the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively, subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Edwin R. Graham, deceased; that the same was duly executed and attested; and that the said testator, at the time of making, signing, and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that said petitioner pay the costs herein taxed at \$ ---

H. B. Husted, Probate Judge

95-68

Last Will and Testament.

I, Edwin R. Graham of Richmond, Union County, Ohio, do make and publish this my last Will and Testament, to-wit:

Wine

Item 1. I direct the prompt payment of my just debts and funeral expenses.

Item 2. I give, devise and bequeath, all of my property, real and personal, to my two sons, Dolliver Willson Graham and Robert Hawthorne Graham, to be divided between them share and share alike.

Item 3. I hereby nominate and appoint my son Robert Hawthorne Graham and Les J. McCoy of Richmond, Ohio, Executors of this my last Will and Testament, hereby authorizing and empowering them to compromise, adjust, release and discharge in such

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9603 Filed May 4 1921.

Application

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9603 Order for Filing these Notes and Probate

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by private sale, or in such manner upon such terms  
of credit or otherwise, as they may think proper, part or all  
of my estate, and to execute, acknowledge and  
deliver in fee simple, without the intervention of any  
court. I hereby revoke all former wills by me made.

In Testimony Whereof I have hereunto set my hand  
this 31<sup>st</sup> day of December, 1920. Edwin R. Graham,  
Signed and acknowledged by the said Edwin R. Graham  
as and for his last will and testament, in our presence;  
and signed by us in his presence.  
Margaret Gay Dolliver, Samuel L. Scholler, Arthur F. Steiner

9603 In The Matter of The Last Will and Testament  
Filed of Christian M. Graham, Deceased,

May 4<sup>th</sup> 1921. Be it Remembered, That heretofore, to-wit: On the 4<sup>th</sup> day of  
May, 1921, an instrument of writing purporting to be his  
last will and Testament. That the said Christian

M. Graham died leaving Lovina Graham his widow  
who resides at Marysville, Ohio, R. D. # 2, and the fol-  
lowing named persons his only next of kin, to-wit:

Alva D. Graham	son	New Dover, Ohio.
Mariouh. Graham	son	Marysville, Ohio, R. 2.
Eva M. Michals	daughters	Plain City, Ohio.
William P. Graham	son	Marysville, Ohio.
Emma L. Mosier	daughter	Amelia, Ohio, R. D.
Jennie M. Larcom	daughter	Ostrander, Ohio, R. D.
Ursel Mackie	grand-daughter	Clermont, Ohio.

Your petitioner offers said bill for probate, and prays  
that a time may be fixed for the proving of the same,  
and that said above named persons residents in  
this State may be notified according to law of the  
pendency of said proceedings.

Alva D. Graham, Petitioner.

9603 The State of Ohio, Union County, ss.

The above named Alva D. Graham, being first duly  
sworn, says that the facts stated and allegations in  
the foregoing application contained, are true as he  
verily believes.

Alva D. Graham.

Known to before me and signed in my presence, this 4<sup>th</sup>  
day of May 1921. *Seal* W. H. Busted, Probate Judge

9603 Order for  
Filing the  
Notes and  
Probate  
In The Matter of The Will of  
Christian M. Graham,  
Deceased.  
Journal Entry: Orders for Filing Bill, Notice and Probate,  
Probate Court, Union County, Ohio,  
May 4<sup>th</sup> 1921.

9603

This day an instrument of writing, purporting to be the last will and testament of Christian M. Graham, late of Mill Creek Township, in this County deceased, was produced in open court for Probate: it is now ordered that the said Will be filed in this court, and that due notice thereof and of the application to admit the same, to probate and record be given to the widow and next of kin of the testator resident of the State of Ohio three days prior thereto, that said application will be for hearing before this court on the 12<sup>th</sup> day of May 1921, at One O'clock P.M. H. H. Busted Probate Judge.

9603

Probate Court, Union County, Ohio.  
 In the matter of the will of Christian M. Graham, Deceased.  
 To Alva D. Graham, Marion L. Graham, Eva M. Michards, William P. Graham, Emma L. Mosier, Jervis G. Larcomb and Ursel Macklin,  
 you are hereby notified that on the 4<sup>th</sup> day of May, A.D. 1921, an instrument of writing, purporting to be the last will and testament of Christian M. Graham, late of Mill Creek Township, in said County, deceased, was produced in open court, and an application to admit the same to probate was on the same day made in said court. Said application will be for hearing before said court on the 12<sup>th</sup> day of May, 1921, at One O'clock P.M.

Notice

Witness my signature and the seal of said court, this 4<sup>th</sup> day of May, 1921. H. H. Busted, Probate Judge.

9603

We, the undersigned persons within named, hereby acknowledge service of the within notice, this 5<sup>th</sup> day of May 1921. Alva D. Graham, Lovina Graham, Marion L. Graham, Ursel Macklin, Jervis G. Larcomb, Emma L. Mosier, William P. Graham, Eva M. Michard.

Witness

9603

Proof of Signature of Witness to Will.  
 Probate Court, Union County, Ohio.  
 In the matter of the will of Christian M. Graham, Deceased.  
 The State of Ohio, Union County, ss.  
 Personally appeared in open court Carrie W. Koubek and Edward W. Porter who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the will of Christian M. Graham, deceased, depose and say: that F. T. Arthur, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Christian M. Graham, deceased, herewith annexed, has, since the date of said Will, August, 13<sup>th</sup> 1910, deceased, that we are each

Proof of Signature of Witness to Will

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Proof of Signature of Witness to Will

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Order on Hearing admission to Probate and Record

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this Court  
L. Husted Probate Judge,

9603

of us well acquainted with the hand writing and signa-  
ture of said deceased, witness, and that the signature  
of said F. T. Arthur, purporting to be his, as one of the  
subscribing witnesses to said Will, is the true and  
genuine signature of the said deceased, witness F. T.  
Arthur. Carrie W. Hornbeck. Edward W. Porter.

sworn to before me, and signed in my presence, in  
open Court, this 12<sup>th</sup> day of May, 1921. <sup>sworn</sup> H. H. Husted Probate Judge,

9603

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio,

No. 9603

Testimony.

Proof of  
Signature  
of  
Witness to  
Will

In the matter of  
The Will of  
Christian M. Graham, deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court, Carrie W. Hornbeck  
and Edward W. Porter, who bring first duly sworn to  
testify the truth, the whole truth, and nothing but  
the truth, in the matter of the Will of Christian M.  
Graham, deceased, depose and say: that L. F. Wood,  
whose name appears as one of the subscribing  
witnesses to the Last Will and Testament of Christian  
M. Graham, deceased, hereto annexed, has since  
the date of said Will, August 17<sup>th</sup> 1910, removed from  
the bounds of the State of Ohio, and that his  
testimony can not be procured in a reasonable  
length of time, and, that we are each of us well  
acquainted with the hand writing and signature of  
said absent witness, and that the signature of said  
L. F. Wood purporting to be his, as one of the sub-  
scribing witnesses to said Will, is the true and  
genuine signature of the said witness L. F. Wood.

Carrie W. Hornbeck. Edward W. Porter.

sworn to before us and signed in my presence,  
in open Court, this 12<sup>th</sup> day of May, 1921.

<sup>sworn</sup> H. H. Husted, Probate Judge.

9603  
Orders on  
hearing  
admission  
Probate  
and Record

Journal Entry: Orders on Hearing Admission to Probate and Record  
Probate Court, Union County, Ohio,

May, 12<sup>th</sup> 1921.

In the matter of  
The Will of  
Christian M. Graham, deceased.

Be it Remembered, That, heretofore, to wit: on the 4-  
day of May, A. D. 1921, an instrument of writing, pur-  
porting to be the Last Will and Testament of Christian  
M. Graham, late of Mill Creek Township, in this County,  
deceased, was produced in open Court and offered  
for probate and was then filed, and it now  
bring shown to the satisfaction of the Court that  
due notice of the filing of said Will and of the

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application to admit the same to probate and record in this Court, has been given to the widow, and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court. And it further appearing to the Court that F. T. Arthur one of the subscribing witnesses to said Will: is deceased, and L. F. Wood, the other subscribing witness has removed from the State.

Thereupon Carrie W. Korbuck, and Edward W. Porter appeared in open Court, and were duly sworn, and examined according to law, touching the genuineness of the signatures of said F. T. Arthur and L. F. Wood, attached to said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Christian M. Graham, deceased; that the same was duly executed and attested; and that the said Testator, at the time of making signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that said petitioner pay the costs herein taxed at \$--.

W. H. Husted, Probate Judge.

9603

Will.

In the name of the Bountiful Father of all.  
I, Christian M. Graham, of the Township of Mill Creek, County of Union and State of Ohio, being about 70 years of age and being of sound and disposing mind and memory do make public and declare this my last Will and Testament, hereby revoking and making null and void all other last wills and testaments by me made heretofore.

First: My will is that all my just debts and funeral expenses be paid out of my estate as soon after my decease as shall be found convenient.

Second: I give and devise to my beloved wife, Lovina Graham, during her natural life, all of my estate of whatever kind and nature, real, personal and mixed, and at her death to be divided as follows:

Third: I give and devise to my grand daughter Ursel Mackin, daughter of Ella M. Graham, (Crottinger) now deceased (17) one fourteenth of the balance of my estate, but, and if said Ursel Mackin should die before the distribution of my estate, then and in that event her said share of  $\frac{1}{14}$  to be divided equally between the remaining six (6) children.

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Fourth: I give, desire and bequeath to my remaining six (6) children all the balance of my estate to be divided equally between them. To Alva D. Graham 1/6. To Marion L. Graham, 1/6 To Eva M. Nicholas, 1/6 To William P. Graham 1/6 To Emma L. Mosier 1/6 To Jennie M. Larson 1/6. Provided, and in the event that said Marion L. Graham above named, should die before the distribution of my said estate then his share to be divided equally between my five remaining living children and their legal living representatives.

Fifth: I hereby nominate and appoint my said wife Lovina Graham executrix of this my last will and testament and request the Probate Court to require of her no bond, as under the law this is permitted.

In Testimony whereof, I have set my hand to this my last will and testament at Marysville, this 13<sup>th</sup> day of August in the year of our Lord One thousand Nine hundred and ten (1910)

Christian M. Graham,

The foregoing instrument was signed by the said Christian M. Graham in our presence and by him published and declared as and for his last will and testament, and at his request and in his presence and in the presence of each other, we hereto subscribe our names as attesting witnesses at Marysville, this 13<sup>th</sup> day of August A.D. 1910.

F. T. Arthur, Resides at Marysville. L. F. Hood, Resides at Marysville.

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Filed

May 19<sup>th</sup>  
1921.

In the matter of The Last Will and Testament of  
Henry Gibson, Deceased.  
Be it Remembered, that heretofore to wit: on the 19<sup>th</sup> day of  
May, 1921, an instrument of writing purporting to be the  
Last Will and Testament of Henry Gibson, deceased, was  
produced in open court and offered for Probate and the  
following proceedings were had therein:

Application for Probate of Will.  
Probate Court Union County, Ohio.  
Application to Admit  
to Probate.

In the matter of  
The Last Will and  
Testament of  
Henry Gibson, Deceased.

To the Probate Court of said County:

Application

Your petitioner respectfully represents that Henry Gibson  
late a resident of the Township of York in said County,  
died on or about the 17<sup>th</sup> day of April, A. D. 1921, leaving  
an instrument in writing, herewith produced, purport-  
ing to be his last Will and Testament.

That the said Henry Gibson died leaving Ettie Gibson,  
his widow, who resides at Richmond, O. R. 3, and the  
following named persons his only next of kin, to wit:

O. F. Gibson	son.	Wausonville, Ohio.
Ray Gibson	son 17 yrs.	Richmond, Ohio.
Verdie Gibson	daughter, 13 "	Richmond, Ohio.

Your petitioner offers said Will for probate, and  
prays that a time may be fixed for the proving  
of the same, and that said above named persons  
residents in this State may be notified according to law  
of the said proceedings.

O. F. Gibson, Petitioner.

The State of Ohio, Union County, ss.

Oath

The above named O. F. Gibson being first duly  
sworn, says that the facts stated and allegations in  
the foregoing application contained, are true as he  
verily believes.

O. F. Gibson.

Sworn to before me and signed in my presence, this  
19<sup>th</sup> day of May, 1921.

H. H. Husted, Probate Judge.

Waiver

We, the undersigned widow and next of kin of the  
within named testator resident of the State of Ohio,  
herby waive further notice, and consent to the  
probate of said Will. Dated this 19<sup>th</sup> day of May  
A. D. 1921. Ettie Gibson, Verdie Gibson, Ray Gibson, Fay Gibson.

Filing  
of  
Will

Journal Entry: Filing of Will; and Order For Hearing.  
This day an instrument of writing, purporting to be  
the last will of Henry Gibson, late of York Township  
in this County, deceased, was produced in open court,  
and application made for Probate. It is now ordered

9612

Testimony  
of  
Witnesses

admitting  
to  
Probate in  
Record

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that the said will be filed in this Court: and that said application be for hearing before this Court, on the 1<sup>st</sup> day of June, A. D. 1921, at 10 o'clock P. M., and that the widow and next of kin all signing a waiver as to further notice.

W. H. Husted, Probate Judge.

Testimony of witnesses

Testimony of Witnesses

Probate Court, Union County, Ohio, No. 9612

In the matter of The Will of Henry Gibson, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court, Maurice W. Bulew and Vinton D. M<sup>c</sup> Cray, who bring first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Henry Gibson, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 17<sup>th</sup> day of January, 1921, purporting to be the Last Will and Testament of Henry Gibson, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Henry Gibson at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint. Maurice W. Bulew - Vinton D. M<sup>c</sup> Cray.

Known to before me and signed in my presence by said witnesses in open Court this 1<sup>st</sup> day of June, 1921.

W. H. Husted, Probate Judge.

admitting to

Journal Entry: Admitting to Probate and Record, Probate Court, Union County, O. June 1<sup>st</sup>, 1921.

Probate and Record

In the matter of The Will of Henry Gibson, Deceased.

Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of O. F. Gibson, to admit to probate and record the will of Henry Gibson deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the widow and next of kin of said testator residents of Ohio; and Maurice W. Bulew and Vinton D. M<sup>c</sup> Cray the subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will; which testimony was reduced to writing,

9612. was subscribed by them respectively, and was filed with said will. Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said Henry Gibson, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Husted, Probate Judge.

Last Will and Testament

Will

In the name of the Benevolent Father of all:  
 I, Henry Gibson, of the Township of York, County of Union and State of Ohio do make and publish this my Last Will and Testament. First: My Will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient. Second: I desire and Bequeath to Ettie E. Gibson my lawfull will, all my property, both real and personal to have and to hold for her maintenance and comfort her natural life time, and should it become necessary to mortgage, or sell, the real Estate to pay debts or for providing means for her support, she is to have the power to do so. Item 3<sup>d</sup> at the death of my wife Ettie E. Gibson, should there be any property left, after paying all debts, and funeral expenses, I want it divided equally between my son, Vis: Ray Gibson and my daughter Verdine M. Gibson, should there be over Thousand Dollars for each one, then I want them to give to my step-son Ray Gibson, the sum of One hundred and fifty dollars apiece. Should it become necessary to have an Administrator of my estate then, I want my wife Ettie E. Gibson to act as such without bond.

I hereby revoke all other Wills by me heretofore made, In Testimony whereof, I hereunto subscribe my name at Summerville, Ohio this 17<sup>th</sup> day of January in the year of Our Lord One Thousand Nine Hundred and Twenty-one (1921).  
 Henry Gibson.

The foregoing instrument was signed at the end thereof by the said Henry Gibson in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at Summerville, Ohio, this 17<sup>th</sup> day of January, A. D. 1921.  
 Maurice W. Bulow, resides at Richmond, O. R. 3.  
 Vinton D. McCreary, resides at Peoria, O. R. 1.

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In the matter of the Will of Henry Gibson, Deceased,  
Widow's Election, Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Henry Gibson, Deceased,  
Election under said Will.

Election

I the undersigned, Widow of Henry Gibson, deceased, late of York Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of said Will, my rights under it, and by law in the event of my refusal to take under the Will, do hereby elect to take under the Will; my election so made to be entered of record. Ettie E. Gibson.

Whereupon, the Court ordered the said election of said Ettie E. Gibson to be entered upon its minutes, in the words and figures following to-wit:

June 1<sup>st</sup>, A.D. 1921.  
Election.

9612

Entry

In the matter of  
The Will of  
Henry Gibson, Deceased,  
Widow's Election.

This day personally came into open Court Ettie E. Gibson widow of said Henry Gibson, deceased, and applied to make her election whether to take or not to take under the Will of said Henry Gibson, deceased, whereupon the Court explained to her the provisions of said Will and her rights under it and also her rights under the law in the event of her refusal to take under the Will; and she declared herself satisfied with the provisions of said Will, and elected to take under it; and asked that her election so to take might be entered upon the Journal of the Court, which is accordingly done. W. K. Husted, Probate Judge.

Filed

July 19<sup>th</sup>  
1921

In the matter of the Will of Christian M. Graham, Deceased,  
Widow's Election,

Probate Court, Union County, Ohio,  
Election under said Will.

In the matter of  
The Will of  
Christian M. Graham,  
Deceased

I the undersigned, Widow of Christian M. Graham, late of Millcreek Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of said Will, my rights under it, and by law in the event of my refusal to take under the Will, do hereby elect to take under the Will; my election so made to be entered of record.  
Lavinia Graham, Widow of Christian M. Graham, Dec'd.

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6414  
Filed  
June  
2-1921.

In the matter of the Last Will and Testament of  
Argus B. Brisher, Deceased.  
Be it Remembered, that heretofore to-wit: on the 2<sup>nd</sup> day of June  
1921. an instrument of writing purporting to be the Last  
Will and Testament of Argus B. Brisher deceased, was pro-  
duced in open court and offered for probate and the following  
proceedings were had therein:

9614

Application for Probate of Will.

Probate Court, Union County, Ohio.  
Application to Admit To Probate.

In the matter of  
The Last Will and  
Testament of Argus B. Brisher,  
Deceased.

Application

To the Probate Court of said County:  
Your petitioner respectfully represents that Argus B. Brisher  
late a resident of the township of Paris in said County,  
died on or about the 24<sup>th</sup> day of May, A. D. 1921, leaving  
an instrument in writing, herewith produced, purporting  
to be his last Will and Testament. That the said Argus  
B. Brisher died leaving Emma Brisher, his widow, who  
resides at Marysville, Ohio, and the following named persons  
his only next of kin, to-wit:  
Chester Brisher son Chicago, Ills.  
Grace Bess daughter Pratt, Kansas.  
Your petitioner offers said Will for probate, and prays that  
a time may be fixed for the proving of the same, and  
that said above named persons residents in this State  
may be notified according to law of the pendency of said  
proceedings.  
Emma R. Brisher, Petitioner.

9614  
Oath

The State of Ohio, Union County, ss.  
The above named Emma Brisher, being first duly  
sworn, says that the facts stated and allegations in the  
forgoing application contained, are true as he verily believes.  
Emma R. Brisher

Sworn to before me and signed in my presence, this  
2<sup>nd</sup> day of June, 1921. ~~W. H. Husted~~ Probate Judge.

9614  
Waiver

I, the undersigned, widow of the within named testator  
resident of the State of Ohio, hereby waive further notice, and  
consent to the probate of said Will, Dated this 2<sup>nd</sup> day of June 1921.  
Emma R. Brisher.

9614

Journal Entry: Order for Filing Will, notice and hearing  
Probate Court, Union County, Ohio.  
June 2<sup>nd</sup> 1921.  
In the matter of  
The Will of  
Argus B. Brisher, Deceased.  
This day an instrument of writing, purporting to be

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Proof of  
Signature  
of  
Witness

9614

Proof of  
Signature  
of  
Witness

Codicil

9614

the last Will and Testament of Argus B. Snisher, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that all next of kin signed a waiver as to further notice and consented to the Probate of said Will. W. H. Husted Probate Judge.

9614

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio

No. 9614

Testimony.

Proof of Signature

In the matter of The Will of Argus B. Snisher, Deceased

The State of Ohio, Union County, ss.

Witness

To Will

Personally appeared in open Court Carrie H. Hornbeck and Edward H. Porter who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Argus B. Snisher, deceased, depose and say: that F. A. Thompson and Robt. M<sup>c</sup>Cravy whose names appear as the subscribing witnesses to the Last Will and Testament of Argus B. Snisher, deceased, hereto annexed, has, since the date of said Will, May, 15<sup>th</sup> 1906, F. A. Thompson deceased, and Robert M<sup>c</sup>Cravy also deceased, that we as each of us well acquainted with the handwriting and signature of said deceased witnesses, and that the signature of said F. A. Thompson and Robt. M<sup>c</sup>Cravy purporting to be theirs as subscribing witnesses to said Will, is the true and genuine signature of the said F. A. Thompson, deceased and Robt. M<sup>c</sup>Cravy, deceased.

Carrie H. Hornbeck

Edward H. Porter,

Sworn to before me and signed in my presence, in open Court, this 3<sup>rd</sup> day of June, 1921. W. H. Husted Probate Judge

9614

Proof of Signature of Witness to Codicil

Probate Court, Union County, Ohio.

No. 9614

Testimony.

Proof of Signature

In the matter of The Will of Argus B. Snisher, Deceased.

The State of Ohio, Union County, ss.

Witness

To Codicil

Personally appeared in open Court Mrs J. R. Dodgson who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Codicil to the Will of Argus B. Snisher, deceased, depose and say: that J. R. Dodgson whose name appears as one of the subscribing witnesses to the Codicil to the Last Will and Testament of Argus B. Snisher deceased, hereto annexed, has, since the date of said Codicil to the Will February 6<sup>th</sup> 1914, deceased, that the undersigned is well acquainted with the handwriting and signature of said deceased witness, and that the signature of said J. R. Dodgson purporting to be his, as one of the subscribing witnesses

9614 to said codicil to Will, is the true and genuine signature of the said deceased witness.

Mrs J. R. Dodger

known to before me and signed in my presence, in open Court, this 3<sup>rd</sup> day of June, 1921. W. H. Busted, Probate Judge.

9614 Proof of Signature of Witnesses to Codicil.

Probate Court, Union County, Ohio

In the Matter of The Will of Argus B. Brisher, deceased.

No. 9614

Testimony

The State of Ohio, Union County, Ohio.

Testimony to Codicil

Personally appeared in open Court Sarah Roff, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Codicil to the Will of Argus B. Brisher, deceased, deposes and says: that Oliver Campbell whose name appears as one of the subscribing witnesses to the Codicil to the Last Will and Testament of Argus B. Brisher, deceased, herewith annexed, has, since the date of said Codicil to Will, February 6<sup>th</sup> 1914, moved from this locality so that it would be impossible to secure testimony in a reasonable length of time, that the undersigned is well acquainted with the hand writing and signature of said deceased witness, and that the signature of said Oliver Campbell purporting to be his, as one of the subscribing witnesses to said Codicil to Will, is the true and genuine signature of the said deceased, witness, and that the signature of said Oliver Campbell purporting to be his, as one of the subscribing witnesses to said Codicil to Will, is the true and genuine signature of the said Oliver Campbell, <sup>absent</sup> witness.

Mrs J. R. Dodger Sarah Roff

known to before me and signed in my presence, in open Court, this 3<sup>rd</sup> day of June, 1921. W. H. Busted, Probate Judge.

9614 Journal Entry - Order on Hearing, Admission to Probate and Record.

Probate Court, Union County, Ohio.

Orders on Hearing admission to

In the Matter of The Will of Argus B. Brisher, Deceased.

June 3<sup>rd</sup> 1921

Be it Remembered, That, heretofore to wit: on the 2<sup>nd</sup> day of June A. D. 1921, an instrument of writing, purporting to be the Last Will and Testament of Argus B. Brisher late of Paris Township, in this County, deceased, was produced in open Court and offered for probate, and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court that F. A. Thompson and Robt M. Croy the subscribing witnesses to said Will,

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are both deceased. Therupon Carrie W. Combeck and Edward W. Porter appeared in open Court and was duly sworn, and examined according to law touching the genuineness of the signatures of said F. A. Thompson, and Robt Mc Croxy, attached to said Will, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament <sup>and Codicil</sup> of said Argus B. Smisher deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing, and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Emma B. Smisher pay the costs herein taxed at \$ - within - -  
H. H. Husted, Probate Judge.

9614

Last Will and Testament

I Argus B. Smisher, of the Village of Marysville, County of Union, and State of Ohio, being of sound mind and memory, and in usual health of body, do make and publish this my last will and testament, hereby revoking all former wills by me made.

Item 1. I direct that all my just debts and funeral expenses be paid out of my property, as soon after my decease as may be.

Item 2. I give, devise, and bequeath, all of my property, real and personal that I now own, or that may come to me at any time before the the time of my decease, by purchase, devise deed gift or otherwise, to my beloved wife, Emma F. Smisher, to be hers absolutely.

Item 3. I hereby nominate and appoint my wife, Emma F. Smisher, my true and lawful executrix, to carry out the provisions of this will. In Testimony Whereof, I have hereunto set my hand this 15<sup>th</sup> day of May, in the year, 1906.  
Argus B. Smisher.

Signed and acknowledged by Dr Argus B. Smisher as his last will and testament in our presence; and signed by us in his presence. F. A. Thompson. Robt. Mc Croxy.

9614

Codicil

That I charge the 2<sup>nd</sup> item of the above Will giving my daughter Grace Bess and my son Chester Smisher each \$100- otherwise said item to remain as written.  
Argus B. Smisher.

In testimony whereof, I have set my hand and seal this 6<sup>th</sup> day of July, 1914. Signed and acknowledged by A. B. Smisher as his last

9614 Will in our presence and signed by us in his presence  
Oliver Campbell — John R. Dodge.

9618 In the matter of the Last Will and Testament of  
Filed Ellis L. Schmelzer, Deceased.  
June 8<sup>th</sup> 1921. Be it Remembered, that heretofore to-wit: on the 8<sup>th</sup> day of June 1921, an instrument of writing purporting to be his last will and Testament. That the said Ellis L. Schmelzer died February 12, 1921. The following Will produced in open Court for Probate:

9618 Application for Probate of Will,  
In the matter of Probate Court, Union  
The Last Will and Testament of Ellis L. Schmelzer, Deceased. Application to  
Admit to Probate,  
To the Probate Court of said County:

Your petitioner respectfully represents that Ellis L. Schmelzer, late a resident of the Township of Clairbourn in said County died on or about the 12<sup>th</sup> day of February, A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Ellis L. Schmelzer died leaving Mrs. Eva Schmelzer his widow who resides at Richmond, Ohio and the following named persons his only next of kin, to-wit:

- Ada M. De Bolt. daughter. Richmond, Ohio.
- Flornice Schmelzer. daughter. Richmond, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. Mrs. M. Eva Schmelzer, Petitioner.

The State of Ohio, Union County ss.

The above named Mrs. M. Eva Schmelzer, being first duly sworn, says, that the facts stated and allegations in the foregoing application contained, are true as he verily believes. Mrs. M. Eva Schmelzer.

Sworn to before me and signed in my presence this 8<sup>th</sup> day of June, 1921. Cecil H. H. Husted, Probate Judge.

We the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will. Dated this 8<sup>th</sup> day of June, A. D. 1921. Mrs. M. Eva Schmelzer  
Mrs. Ada De Bolt. Miss Flornice Schmelzer.

9618 Journal Entry: Filing of Will; and Order for Hearing, Probate Court, Union County, O. June 8<sup>th</sup> 1921.

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Order for Hearing  
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Testimony of Witnesses

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9618 In the matter of Filing of Will, and  
 The Will of Order for Hearing  
 Ellis L. Schmelzer, Deceased.  
 This day an instrument of writing, purporting to be the last will of Ellis L. Schmelzer late of Ellettsville Township in this County, deceased, was produced in open Court and application made for Probate. It is now ordered that the said will be filed in this Court; and the widow and next of kin having signed waivers as to further notice, hearing was set for this date at 3 O'clock P. M.  
 W. H. Husted, Probate Judge.

9618 Testimony of Witnesses  
 Probate Court, Union County, Ohio.  
 No. 9618  
 Testimony of Witnesses  
 In the matter of The Will of Ellis L. Schmelzer, Deceased.  
 The State of Ohio, Union County.  
 Personally appeared in open Court J. F. Wood and J. H. Zuspaw who being first duly sworn to testify the truth the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Ellis L. Schmelzer deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 27<sup>th</sup> day of February, 1921, purporting to be the Last Will and Testament of Ellis L. Schmelzer, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Ellis L. Schmelzer at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.  
 J. F. Wood J. H. Zuspaw.

Sworn to before me and signed in my presence by said witnesses in open Court this 8<sup>th</sup> day of June, 1921.  
 W. H. Husted Probate Judge.

9618 Journal Entry:  
 Probate Court, Union County, O. June 8<sup>th</sup> 1921.  
 admitting to the matter of Admitting to  
 The Will of Probate and Record  
 Ellis L. Schmelzer, Deceased.  
 This matter came on this day further to be heard, on the application of M. Eva, Schmelzer to admit to probate and record the Will of Ellis L. Schmelzer, deceased, heretofore filed in this Court therefor.  
 And it now being shown to the satisfaction of the Court that due notice of the filing of said

9618 will and of the application to admit it to probate and record in this court has been given to the next of kin of said testator residents of Ohio and J. F. Wood and J. G. Zuppan, the subscribing witnesses to said Will, having this day appeared in open court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, ~~and of said testator's mental soundness~~; which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will. Whereupon the court finds that the aforesaid instrument of writing, is the last will and testament of said Ellis L. Schmelzer, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named be entered of record in this court.

A. K. Huated, Probate Judge.

9618

Will

Last Will and Testament of Ellis L. Schmelzer

Know all men by these presents that, I, Ellis L. Schmelzer, of Jackson Township, Union County, Ohio, being of sound mind and memory and of disposing intution, do make and publish this my last will and testament.

Will

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

Second: I will and bequeath to my beloved wife, M. Eva Schmelzer, all of my property both real and personal that I may die seized and possessed of, to be hers absolutely, and she to dispose of same in any manner she wishes, and to make good and sufficient deed or deeds for any real estate I may have.

Third: I nominate and appoint my wife, M. Eva Schmelzer, to be the executrix of this my last will and testament.

In witness whereof, I have hereunto set my hand this the 27<sup>th</sup> day of February, 1915.

Ellis L. Schmelzer.

The foregoing was signed at the end thereof by the said Ellis L. Schmelzer in our presence and we heard him acknowledge the same as his last will and testament and, at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses this the 27<sup>th</sup> day of February, 1915.

J. F. Wood.

J. G. Zuppan.

Widow's Election.

Probate Court, Union County, Ohio.

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In the matter of  
The will of  
Elless L. Schmelzer  
Deceased.

Election under said Will.

I, the undersigned, widow of Elless L. Schmelzer late of  
Clairborne Township, Union County, Ohio, deceased, having  
had explained to me by the Probate Court of said County  
the provisions of said will, my rights under it, and by  
law in the event of my refusal to take under the Will  
do, hereby elect to take under the Will; my election  
so made to be entered of record.

Mrs M. Eva Schmelzer

9618

Whereupon, the Court ordered the said election of said  
M. Eva Schmelzer to be entered upon its minutes, in the  
words and figures following, to wit: June 8<sup>th</sup> A.D. 1921.

9618

In the matter of  
The will of  
Elless L. Schmelzer, Deceased.

Election.

This day personally came into open Court M. Eva  
Schmelzer widow of said Elless L. Schmelzer, deceased, and  
applied to make her election whether to take or not  
to take under the Will of said Elless L. Schmelzer  
deceased.

Whereupon the Court explained to her  
the provisions of said Will and her rights under it  
and also her rights under the law in the event of  
her refusal to take under the Will; and she declared  
herself satisfied with the provisions of said Will, and  
elected to take under it, and asked that her election  
so to take might be entered upon the journal of  
the Court, which is accordingly done.

W. H. Husted, Probate Judge.

9621  
Filed  
June 10<sup>th</sup>  
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In the matter of The Last Will and Testament of  
William M. Brown, Deceased.

Be it Remembered, that heretofore to wit: on the 10<sup>th</sup> day of  
June, 1921, an instrument of writing, purporting to be  
the last Will and Testament was produced in open Court  
and offered for Probate and the following proceedings  
were had therein:

9621

Application for Probate of Will.

Probate Court, Union County, Ohio  
Application to Admit to Probate.

application In the matter of  
The Last Will and  
Testament of  
William Brown, deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that William  
M. Brown late a resident of the township of Dover

9621 in said County, died on or about the 3<sup>rd</sup> day of June, A.D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said William M. Brown died leaving Rose A. Brown his widow who resides in Down and the following named persons his only next of kin, to wit:

- Leroy C. Brown - son - Ostrander, Ohio.
- Floy E. Mangans - daughter - Marysville, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.  
Leroy C. Brown, Petitioner.

9621 The State of Ohio, Union County, ss.  
Wach The above named Leroy C. Brown being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.  
Leroy C. Brown,  
sworn to before me and signed in my presence this 10<sup>th</sup> day of June, 1921. W. H. Husted Probate Judge.

9621 Mr. the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will. Dated this 10<sup>th</sup> day of June, A.D. 1921.  
Rose A. Brown. Floy E. Mangans. Leroy C. Brown

9621 Journal Entry: Orders for Filing Will, Notice and Hearing  
Orders for In the matter of The Will of William M. Brown Deceased.  
June 10<sup>th</sup> 1921.

Notice and Hearing This day an instrument of writing, purporting to be the last will and Testament of William M. Brown, late of Down Township, in this County deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, the widow and all of the next of kin, having signed a waiver as to further notice the Will was admitted to probate this date. W. H. Husted Probate Judge.

9621 Testimony of Witnesses  
In the matter of The Will of William M. Brown Deceased.  
The State of Ohio, Union County, ss.  
Personally appeared in open Court James B Roberts and James D. Beck, who being first duly sworn to testify the truth, the whole truth, and nothing but the

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Admitting Will to Probate and Record on  
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James A.D. produced. That the ... his ... named ... is. ... and prays the same, to in this ... tendency ... comes. ... sworn. ... e forgoing ... his 10" ... Judge. ... of the ... this, hereby of said ... Brown ... Hearing ... ty, Ohio. ... to brother ... late of ... in open ... id will ... next of ... The Will ... Probate Judge. ... County, Ohio ... C. Roberts ... to ... but the

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truth, in relation to the execution of the Last Will and Testament of William M. Brown deceased, deposes and says: That they were present at the execution of the instrument of writing now before them bearing date the 2<sup>d</sup> day of August 1918. purporting to be the Last Will and Testament of William M. Brown, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said William M. Brown, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint. James H. Roberts - James D. Beck, Brown to before me and signed in my presence, by said witnesses in open Court this 10<sup>th</sup> day of June, 1921.

W. H. Husted, Probate Judge.

9621

Journal Entry: Admitting to Probate and Record, Probate Court, Union County, O., June 10<sup>th</sup> 1921.

In the matter of Admitting to Probate and Record, The Will of William M. Brown, deceased.

Admitting to Probate and Record

This matter came on this day further to be heard on the application of Terry C. Brown, to admit to probate and record the Will of William M. Brown, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the widow and next of kin of said testator residents of Ohio, and James H. Roberts and James D. Beck the subscribing witnesses to said Will, having this day appeared in open Court and having been duly sworn, testified respectively to the due execution and attestation of said Will which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and testament of said William M. Brown deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Husted Probate Judge.

Will

I, William M. Brown, of Dover Township, Union Co. Ohio, do make and publish this my last will and testament, hereby re-vo-king all former wills by me made. Item 1<sup>st</sup>. I give devise and bequeath all my property real and personal to my wife, Rosa A. Brown to have and to hold the same during her natural life. Item 2<sup>nd</sup>. After the death of my said wife I give and bequeath to my daughter Floy E. Mangans Five hundred dollars. Item 3<sup>rd</sup>. I give and bequeath to my son Leroy C. Brown Fifty Dollars. Item 4<sup>th</sup>. The ballance of the residur of my property one half to my daughter Floy E. Mangans the other half to be equally divided between my grand-daughter Mornetta Brown and my grand son Frank Howard Brown.

Item 5<sup>th</sup>. I do hereby nominate and appoint my said son Leroy C. Brown and Floy E. Mangans as Executors of this my last will and testament. I desire that there be no appraisment of the said property, and that the said Executors to give no bonds for the performance of their duty, and that I request the probate court to direct the omission of the same under the statutes and at any time that my wife and the Executors think it to the best interests to sell all real estate and personal property of all interested. Executors may sell all property and invest the proceeds therefrom in bonds or securities and the proceeds therefrom to the maintenance of my wife Rosa A. Brown, that Executors give their deed for same.

Item 6<sup>th</sup>. If there be no monument on our said lot in Oakdale Cemetary before our death the Executors place one there are not to exceed Four hundred dollars. In Testimony whereof, I have here-

unto set my hand this second day of August, A.D. 1918.

William M. Brown.

Signed published and declared by said William M. Brown, as his last Will and Testament in our presence and signed by us in his presence, this second day of August, 1918.

James H. Roberts.

James D. Beck.

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9603

Filed July 19 1921

964  
Filed  
June 22  
1921.

In the matter of the Will of William M. Brown, Deceased.  
Widow's Election

Probate Court, Union County, Ohio.  
Election Under said Will.

In the matter of  
The Will of  
William M. Brown, Deceased.

I, the undersigned widow of William M. Brown late of Dover Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of said will, my

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rights under it, and by law in the event of my refusal to take under the Will, do hereby elect to take under the Will; my election so made to be entered of record

Rose A. Brown

Whereupon the Court ordered the said election of said Rose A. Brown, to be entered upon its minutes, in the words and figures following, to wit: June 22 - A. D. 1921.

In the matter of  
The Will of  
William M. Brown, Deceased, Election.

This day personally came into open Court, Rose A. Brown, widow of said William M. Brown, deceased, and applied to make her election whether to take or not to take under the Will, of said William M. Brown, deceased; whereupon the Court explained to her the provisions of said Will and her rights under it and also her rights under the law in the event of her refusal to take under the Will; and she declared herself satisfied with the provisions of said Will, and elected to take under it, and asked that her election so to take might be entered upon the journal of the Court which is accordingly done. W. H. Keusted, Probate Judge.

9603

Filed July 19<sup>th</sup> 1921

In the matter of the Will of Christian M. Graham, Deceased, Widow's Election

In the matter of  
The Will of  
Christian M. Graham, Deceased, Election under Said Will.

I, the undersigned, Widow of Christian M. Graham, late of Millcreek Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court, of said County, the provisions of said Will, my rights under it, and by law in the event of my refusal to take under the Will, do hereby elect to take under the Will; my election so made to be entered of record.

Lovina Graham, widow

of Christian M. Graham, Decd.

Whereupon, the Court ordered the said election of said Lovina Graham, to be entered upon its minutes, in the words and figures following, to wit:

In the matter of  
The Will of  
Christian M. Graham, Deceased, Election.

July 19<sup>th</sup> A. D. 1921.

This day personally came into open Court Lovina Graham widow of said Christian M. Graham, deceased, and applied to make her election whether to take or not to take under the Will of said Christian M.

M. Graham, deceased, and applied to make her election whether to take or not under the Will of said Christian M. Graham, deceased. Whereupon, the Court explained to her the provisions of said Will and her rights under it, and also her rights under the law, in the event of her refusal to take under the Will; and she declared herself satisfied with the provisions of said Will, and elected to take under it, and asked that her election so to take might be entered upon the Journal of the Court, which is accordingly done.

W. H. Beasted, Probate Judge.

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In the Matter of The Last Will and Testament of Elizabeth Kyle, Deceased.

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Journal

Be it Remembered, that heretofore to-wit: On the 30<sup>th</sup> day of June, 1921. An instrument of writing purporting to be the Last Will and Testament of Elizabeth Kyle, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

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In the Matter of The Last Will and Testament of Elizabeth Kyle, Deceased.

Application for Probate of Will, Probate Court, Union County, Ohio. Application to Admit To Probate.

To the Probate Court of said County: your petitioner respectfully represents that Elizabeth Kyle, late a resident of the Township of Champaign in said County, died on or about the 20<sup>th</sup> day of June, A.D. 1921. Leaving an instrument in writing, here with produced, purporting to be her last Will and Testament.

That the said Elizabeth Kyle, died leaving no widow and the following named persons her only next of kin, to-wit:

Perry J. Griffith	Nephew	Delaware, Ohio.
Jeanette B. Mann	Niece	115 N. 33 St. Omaha Neb.
Charles W. Burgner	Nephew	Pandding, Ohio
George D. Burgner	" "	" "
Margaret V. Burgner	Niece	Pepper Drive, El Cagon, Cali.
Emerg Burgner	Nephew	Atlantic, Iowa.
Alvin M. Price	Niece	Richmond, Ohio,
Howard Griffith	Nephew	Delaware, Ohio
Mabel Griffith	Niece	" " "
Eddie Griffith	Nephew	Prospect, Ohio.
Richard Griffith	Nephew	" "
Flossie East	Niece	" "
Martha Durfy	Niece	Richwood Ohio.
Evon Griffith	Nephew	Radner, Ohio
Charles Griffin	Nephew	Richwood, Ohio.
Margaret Wilding	Niece	" "
Lev Griffith	Nephew	Prospect, Ohio
Ernest Griffith	" "	" "
Bert Griffith	" "	" "
Band W. Griffith	" "	Delaware, Ohio Marysville, Ohio.

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Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. Thomas Price Petitioner.

The State of Ohio, Union County, ss.

The above named Thomas Price, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes  
Thomas Price

Known to be true and signed in my presence this 30<sup>th</sup> day of June 1921. <sup>Seal</sup> Edward H. Porter, Notary Public, Union Co. Ohio

9634

Journal Entry: Orders for Filing Will, Notice and Hearing.

Probate Court Union County, Ohio.  
June 30<sup>th</sup> 1921.

Orders  
Filing  
Will  
Notice  
and  
Hearing.

In the matter of  
The Will of  
Elizabeth Kyle, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Elizabeth Kyle, late of Clairbourne Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testatrix resident of the State of Ohio 5 days prior thereto, that said application will be for hearing before this Court on the 12<sup>th</sup> day of July 1921 at 10 O'clock A.M. W. H. Heusted, Probate Judge.

9634

Notice To The Next of Kin.

Probate Court, Union County, Ohio.  
No. 9634  
Notice of Probate.

Notice.

In the matter of  
The Will of  
Elizabeth Kyle, Deceased.

To Charles W. Burgner, and George D. Burgner, both of Paulding, Ohio.

You are hereby notified that on the 30<sup>th</sup> day of June, A. D. 1921, an instrument of writing, purporting to be the last Will and Testament of Elizabeth Kyle, late of Clairbourne Township, in said County, deceased, was produced, in open Court, and an application to admit the same to probate was on the same day made in said Court. Said Application will be for hearing before said Court on the 12<sup>th</sup> day of July, 1921, at 10 O'clock A.M. Witness my signature and the seal of said Court this 5<sup>th</sup> day of July, 1921. <sup>Seal</sup> W. H. Heusted Probate Judge

In the undersigned persons within named, hereby

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acknowledges service of the within notice, this 6<sup>th</sup> day of July 1921.  
Chas. W. Burgner. D. G. Burgner.

9634

Notice.

In the matter of  
The Will of  
Elizabeth Kyle, Deceased.

Probate Court, Union County, Ohio,  
No. 9634

Notice of Probate.

J. Perry J. Griffith, Charles W. Burgner, George D. Burgner, Alice M. Price, Howard Griffith, Mabel Griffith, Eddier Griffith, Richard Griffith, Flossie Gast, Martha Durfy, Ewan Griffith, Charles E. Griffith, Margaret Dildine, Lee Griffith, Ernest Griffith, Bert Griffith, David R. Griffith, Jeanette B. Mann, Margaret V. Burgner, Emery Burgner.

Notice.

you are hereby notified that on the 30<sup>th</sup> day of June A.D. 1921, an instrument of writing, purporting to be the last Will and Testament of Elizabeth Kyle, late of Blairbourne Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court, on the 12<sup>th</sup> day of July, 1921, at 10 O'clock, A.M.

Witness my signature and the seal of said Court, this 30<sup>th</sup> day of June, 1921. ~~W. H. Husted~~ Probate Judge.

We, the undersigned persons, within named, hereby acknowledge service of the within notice, this 5<sup>th</sup> day of July, 1921. Charles E. Griffith, Margaret Dildine, Martha Durfy, Alice M. Price, Bert Griffith, Eddier Griffith, Flossie Gast, Ewan D. Griffith, D. R. Griffith, P. J. Griffith, Howard Griffith, Mabel Griffith, Lee Griffith, Ernest Griffith, Richard Griffith.

9634

Testimony of Witnesses.

Testimony of Witnesses

In the matter of  
The Will of  
Elizabeth Kyle, Deceased.

Probate Court, Union County, Ohio,  
No. 9634

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court, Emma V. Kautkinle who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Elizabeth Kyle, deceased, depose and say: That she was present at the execution of the instrument of writing, now before her bearing date the 20<sup>th</sup> day of January, 1919, purporting to be the Last Will and Testament of Elizabeth Kyle, deceased, that she respectively subscribed her name thereto as witness at the request of said Testatrix and in her presence; That she saw said Testatrix sign said instrument

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at the end thereof, and heard her acknowledge the same to be her Will, and that said Elizabeth Kyle, at the time of execution the same was of full age, and of sound mind and memory and not under any restraint.

Emma V. Van Winkle.

Sworn to before me and signed in my presence, by said witness in open Court, this 12<sup>th</sup> day of July, 1921.

W. H. Husted, Probate Judge.

9634

Proof of Signatures of Witness To Will.

Probate Court, Union County, Ohio.  
No. 9634  
Testimony

Proof of  
Signature  
of  
Witness  
To  
Will.

In the matter of  
The Will of  
Elizabeth Kyle, Deceased,

The State of Ohio, Union County,

Personally appeared in open Court, E. W. Porter and Emma V. Van Winkle, who bring first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Elizabeth Kyle, deceased, depose and say: that S. H. Van Winkle, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Elizabeth Kyle, deceased, herewith annexed, has, since the date of said Will, January 20<sup>th</sup> 1919, departed from this County, and his whereabouts are unknown. That we are each of us well acquainted with the handwriting and signature of said absent witness, and that the signature of said S. H. Van Winkle, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said absent witness S. H. Van Winkle.

E. W. Porter, Emma V. Van Winkle.

Sworn to before me and signed in my presence, in open Court, this 12<sup>th</sup> day of July, 1921. W. H. Husted Probate Judge.

9634

Testimony of Witnesses to Codicil of Will.

Probate Court, Union County, Ohio.  
No. 9634  
Testimony of Witnesses.

Testimony  
of  
Witnesses  
To  
Codicil  
of  
Will.

In the matter of  
The Will of  
Elizabeth Kyle, deceased.

The State of Ohio, Union County.

Personally appeared in open Court, H. D. Cameron and Ella Layne, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Elizabeth Kyle, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 14<sup>th</sup> day of April, A. D. 1921, purporting to be a Codicil to and a part of the Last Will and

9634 and Testament of Elizabeth Kyle, deceased; that they respectively subscribed their names thereto, as witnesses at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be a Codicil to and a part of her Will, and that said Elizabeth Kyle, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint. W. D. Cameron. Ella Layne,  
 Brought before me and signed in my presence by said witnesses in open Court, this 12<sup>th</sup> day of July, 1921,  
 W. H. Husted, Probate Judge

9634 Journal Entry: Order on Hearing. Admission to Probate <sup>and Record,</sup>  
 Probate Court, Union County, Ohio.  
 July 12<sup>th</sup> 1921.

In the Matter of  
 The Will of  
 Elizabeth Kyle, Deceased.

Order on  
 Hearing.  
 Admission  
 to  
 Probate  
 and  
 Record.

Be it Remembered, That, heretofore, to-wit: on the 30<sup>th</sup> day of June, A. D. 1921, an instrument of writing, purporting to be the Last Will and Testament of Elizabeth Kyle, late of Blairtown Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testatrix, resident of the State of Ohio, pursuant to a former order of this Court. And it further appearing to the Court that S. W. Van Winkle one of the subscribing witnesses to said Will, has gone to parts unknown, and his testimony can not be obtained within a reasonable time. Thereupon E. W. Porter and Emma V. Van Winkle, appeared in open Court, and were duly sworn, and examined according to law touching the genuineness of the signature of said S. W. Van Winkle attached to said Will. Thereupon on this day came Emma V. Van Winkle, the other subscribing witness to said Will, who having been duly sworn, testified as to the execution and attestation of said Will. Also came W. D. Cameron, and Ella Layne the subscribing witnesses to said Codicil, who having been duly sworn, testified as to the execution and attestation of said Codicil, which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon, the Court finds the aforesaid instrument of writing is the last Will and Testament of said Elizabeth Kyle, deceased;

Mr. Carey This is to be the first page of the last Will and Testament of Elizabeth Kyle, signed by her this 20<sup>th</sup> day of January, 1919. S. W. Van Winkle  
 Emma V. Van Winkle

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that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Thomas Price, as Executor, pay the costs herein taxed at \$ - - - - -

W. H. Keusted, Probate Judge.

9634

Last Will and Testament.

Know all men by these presents, that I, Elizabeth Kyle, of Richmond, Union County, State of Ohio, being of lawful age and of a sound and disposing mind, do make and publish this to be my last will and testament, hereby revoking all other wills by me heretofore made.

Item 1. I direct that all my just debts, including my funeral expenses and the expense of my last sickness, be paid by my executor or soon after my decease as is possible.

Item 2. I give and bequeath to the Trustees of the Baptist Church of Richmond, Union County, State of Ohio, the sum of four thousand dollars (\$4000.00), to be used by them in erecting and equipping a new Church building, if the said amount be not paid to the said Trustees in my life time.

Item 3. I give and bequeath to the American Baptist Home Mission Society the sum of five hundred dollars. (\$500.00).

Item 4. I give and bequeath the American Baptist Foreign Mission Society the sum of five hundred dollars (\$500.00).

Item 5. I give and bequeath to the Trustees of the Baptist Church of Richmond, Union County, Ohio, the sum of five hundred dollars (\$500.00), to be used by them in designing and putting in of an Memorial window in the said new Church edifice mentioned in "Item 2" to the memory of my deceased husband, David Kyle, and to myself. The said Memorial Window to be a front window and the most conspicuous window in the building.

Item 6. I give and bequeath to my esteemed friend, Mrs Anna James, the sum of four hundred dollars (\$400.00), if she be living at the time of my decease.

Mr. Corliss, This is to be the first page of the last will and testament of Elizabeth Kyle, signed by her this 20th day of January, 1921. E. H. Hawstrinke

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Item 7. I give and bequeath to certain of my relations belonging to the Griffith Family of the name and in the manner and in the amount as follows:

To Edward Griffith, Richard Griffith and Flossy Griffith children of my deceased brother, Joel Griffith, each the sum of three hundred dollars (\$300.00).

To Howard Griffith and Mabel Griffith, children of George Griffith deceased, each the sum of three hundred dollars (\$300.00).

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To Evan Griffith three hundred (\$300.00), Charles Griffith, three hundred dollars (\$300.00), Wilbur Griffith three hundred dollars (\$300.00), Earnest Griffith one thousand dollars (\$1,000.00)

Lee Griffith three hundred dollars (\$300.00), Margaret Dieldina three hundred dollars (\$300.00), and Mattie Dufry three hundred dollars (\$300.00), the said persons mentioned in this clause being the children of William Griffith, deceased.

To Mary Alice Price a niece. I give my bank stock in the Richmond Banking Company of Richmond, Ohio: the par value of the said bank stock being one thousand dollars (\$1,000.00), a certificate for the said stock to be transferred to her by my executor.

To Maggie Burgner five hundred dollars (\$500.00), Emery Burgner, three hundred dollars (\$300.00) Jeanette (Burgner) Mann three hundred dollars (\$300.00), Mabel (Burgner) Curtis, three hundred dollars (\$300.00), the persons mentioned in this clause, being the children and grand-children of my deceased sister, Mrs William Burgner.

To Gladys Griffith and Louise Griffith, the grand-children of John Griffith, deceased, each the sum of one hundred dollars (\$100.00).

To Elizabeth Griffith, daughter of my nephew, Evan Griffith, two hundred dollars (\$200.00).

Item 8. I give and bequeath to certain relations of my deceased, husband, David Kyle, of the name and in the manner and in the amount as follows:

To Paul Kyle and Louise (Kyle) Compton, children of John Kyle, deceased, each the sum of four hundred dollars (\$400.00).

To Laura Larcomb and Lucy Park, children of Elias Kyle, deceased, each the sum of five hundred dollars (\$500.00).

To James Kyle, and William Kyle, children of Hugh Kyle each the sum of four hundred dollars (\$400.00).

To Hosea Kyle, grand-son of Lip Kyle, the sum of three hundred dollars (\$300.00).

To the five children of Sarah Penney, each the sum of two hundred dollars (\$200.00).

I certify this to be the second page of the last will and testament of Elizabeth Kyle, signed by her this 20th day of January 1919. S. H. Van Leimble, Executor of said will.

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I certify this to be the third page of the last will and testament of Elizabeth Kyle, signed by her this 20th day of January 1919. S. H. Van Leimble, Executor of said will.

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To the six children of Susan Reddick, the sum of

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One thousand dollars (\$1000.00) to be divided among them share and share alike.

To Dr. Guy Williams, the sum of four hundred dollars (\$400.00) and to Ida (Williams) Fields, the sum of five hundred dollars (\$500.00) the same persons being the children of Margaret Williams.

To Helen Griffith the sum of two hundred dollars (\$200.00) Florence Griffith, the sum of two hundred dollars (\$200.00) and to the children of May Griffith the sum of two hundred dollars (\$200.00) to be divided among them share and share alike. The said persons being the children and grand-children of William Griffith.

To Ruth Lee, the daughter of Nora Griffith, the sum of three hundred dollars (\$300.00).

To Elizabeth Glassmeyer, the sum of one thousand dollars (\$1000.00).

To Ellen Glassmeyer the daughter of Elizabeth Glassmeyer the sum of three hundred dollars (\$300.00).

To Grace (Lisle) M<sup>rs</sup> Landish, the sum of five hundred dollars (\$500.00) to Homer Lisle and Kyle Little, each the sum of two hundred dollars (\$200.00). The said persons being the children of Jane Lisle, deceased.

To David R. Griffith son of Albert Griffith, the sum of three hundred dollars (\$300.00). If a marker has not been erected at the grave of the said Albert Griffith, deceased, the same shall be erected and paid for by my executor out of the three hundred dollars (\$300.00).

This clause should have been inserted in "Item 7," as the said David R. Griffith is one of my relations, belonging to the Griffith family.

Item 9. To Mary Alice Prier, my niece, I give and bequeath my china dinner set of dishes; my bed room suite in the room down stairs including all of the pieces thereto and bedding and furnishings necessary to make a complete bed; her choice of one of my floor rugs; her choice of one chair; and her choice of my cloths and wearing apparel.

To Earnest Griffith, son of William Griffith, I give and bequeath a bed room suite, complete, in one of the rooms up stairs

I will certify this to be the third page of the last will and testament of Elizabeth Tyler, signed by her this 20<sup>th</sup> day of January, 1919. E. H. Van Vleet, Executor.

9634

and the necessary bedding and furnishings to make it a complete bed; and one floor rug.

To Elizabeth Glassmeyer, I give and bequeath one bed room suite, complete, in one of the rooms upstairs, the bedding and furnishings necessary to make a complete bed; one floor rug and one chair.

To Margaret Dildine, I give and bequeath one floor rug, one chair and one silver butter dish.

To Elizabeth Griffith, daughter of Evan Griffith, I give and bequeath my mohair set of parlor furniture and my gold watch and chain.

To Mattie Durfy, I give and bequeath my silver set of three pieces being a sugar bowl, cream pitcher and spoon holder and one chair.

To Ho (Williams) Fields, I give and bequeath my Paisley shawl.

To Mary Alice Price, Margaret Dildine, Louise Compton, and Elizabeth Glassmeyer, I give and bequeath the balance of my silverware, to be divided among them equally, the said Mary Alice Price to make the division.

To Mary Alice Price, Lucy Park, Margaret Dildine and Elizabeth Glassmeyer, I give and bequeath my odd pieces of China ware, and the balance of my dishes, to be divided among them equally, the said Mary Alice Price to make the division.

To Elizabeth Glassmeyer and Margaret Dildine, I give and bequeath the balance of my clothing and wearing apparel, after Mrs Price has made her selection, the said Mary Alice Price to make the division between them equally.

To Mary Alice Price, Anna James, Margaret Dildine, and Elizabeth Glassmeyer, I give and bequeath all of my canned fruit and other provisions, to be divided among them equally, the said Mary Alice Price to make the division.

Item 10. I direct that my executor, to be hereinafter named, shall proceed to sell my real estate, according to law, and convert the proceeds of the same into money as soon after my decease as is possible, also to sell and convert into money all my household goods and chattels not specifically bequeathed, in-

We certify this to be the fourth page of the will of the late Mrs. Elizabeth Glassmeyer, signed by her this 20th day of January, 1919.  
A. H. Van Winkle  
C. W. Van Winkle

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cluding all promissory notes, certificates of deposit, certificates of stock, book accounts, etc.

Item 11. I direct that my executor shall pay to the trustees of the Radnor Cemetery the sum of fifty dollars (\$50.00) to be used in the perpetual care and up-keep of the William Burgner lot in the said cemetery, if the same has not been paid by some other person.

Item 12. I name and appoint Thomas Price, the husband of my niece Mary Alice Price, to be the executor of my estate.

Item 13. If any legatee mentioned herein shall object to any of the provisions of this my last will and testament, and shall proceed to contest the same, I direct that the said person so objecting and contesting shall forfeit his or her right to that which has been bequeathed to him or her, and the same shall be included in the balance of my estate when the other bequests have been paid.

Item 14. After my executor has carried out the above provisions of this, my last will and testament, by converting my property both real and personal into money, and paying debts, the costs of administration and all the bequests and legacies, if there remain a balance in money, I give and bequeath the full one-half of the said balance, to Mary Alice Price, Maggie Burgner, and Margaret Dildino, the same persons hereinbefore mentioned, to be divided among them share and share alike; and the other one-half of the balance in money, I give and bequeath to Lucy Park, Laura Larcomb, Ida (Williams) Fields, Elizabeth Glassmeyer, Grace (Little) McLandish and Louise Compton, the same being persons hereinbefore mentioned, to be divided among them share and share alike.

Whereunto I set my hand this twentieth day of January A.D. (1919) nineteen hundred and nineteen.

Elizabeth Kyle.

Signed by Elizabeth Kyle as being her last will and testament, in our presence, and signed by us in her presence and in the presence of each other, as witnesses, and at her request.

S. W. Van Winkle.

Emma V. Van Winkle.

9634

A. Codicil.

To the Last Will and Testament of Elizabeth Kyle, which was executed at Richmond, Union County, State of Ohio, on the 20<sup>th</sup> day of January A. D. 1919. and witnessed by S. W. Van Winkle and Emma V. Van Winkle.

In Item 2 of my said Will I give and bequeath to the Trustees of the Baptist Church of Richmond, Ohio, the sum of four thousand (\$4000<sup>00</sup>) dollar. It is my will to change this said amount to three thousand (\$3000<sup>00</sup>) Dollars.

In Item 5 of my said Will I give and bequeath to the Trustees of the Baptist Church of Richmond, Ohio, the sum of five hundred dollars (\$500<sup>00</sup>) for a memorial window.

This bequest I hereby withdraw and revoke.

In Item 7. It is my will that Evan Griffith, Charles Griffith, Wilbur Griffith, Lee Griffith, Margaret Dildine, and Mattie Dufry, have four hundred dollars (\$400<sup>00</sup>) each instead of the \$300<sup>00</sup> each provided in my said Will. The persons mentioned in this clause bring the children of William Griffith, deceased. In this same item 7. I will to Earnest Griffith \$1000<sup>00</sup>. this said amount I heret reduce to \$500<sup>00</sup>.

In Item 8 I will to Paul Kyle, and Louise (Kyle) Compton Children of John Kyle, deceased, each the sum of five hundred dollars (\$500<sup>00</sup>) each instead of the (\$400<sup>00</sup>) each as provided in my said Will. To Ruth Lee the daughter of Nora Griffith the sum of four hundred dollars (\$400<sup>00</sup>) instead of the \$300<sup>00</sup> mentioned in my said Will.

In Item 9. I give to Earnest Griffith son of William Griffith a bed room suit and the necessary bedding and furnishing to make it a complete bed; and one floor rug. This bequest I hereby cancel and revoke.

I give and bequeath to the Aid Society of the Richmond Baptist Church fifty dollars (\$50<sup>00</sup>)

I give and bequeath to Elizabeth Glasner my clock.

In Item 12. I name and appoint Thomas Price, the husband of my niece, Mary Alice Price, to be the executor of my estate without bond.

In Item 14 If after all bequests of this my will have been complied with, there remain a balance in money. I give and bequeath the full one-half of said balance to my niece Mary Alice Price; and the remaining one-half of said balance, I give and bequeath to Maggie Burgner, Margaret Dildine, Flossie Griffith and Mabel Griffith to be divided between them share and share alike.

It is my will that none of my linen, bedding.

We Certify this to be a Codicil to the last will and Testament of Elizabeth Kyle, signed by her this 14<sup>th</sup> day of April, 1921. W. D. Cannon, Ella Layner.

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9634 or clothing be sold, but that said articles not formerly disposed of in my said Will, be divided by my niece Mary Alice Price as she may think best.

Whereunto I set my hand this 14<sup>th</sup> day of April A. D. (1921) nineteen hundred and twenty-one.

Elizabeth Kyle

codicil Signed by Elizabeth Kyle as being a codicil to her last will and testament, in our presence, and signed by us in her presence, and in the presence of each other as witnesses, and at her request.

W. D. Cameron,

Ellen Layne.

9644 In The matter of The Last Will and Testament of David Moody, Deceased.

Filed July 20<sup>th</sup> 1921 Be it Remembered That heretofore to wit: On the 20 day of July, 1921, an instrument of writing purporting to be The Last Will and Testament of David Moody, deceased, was produced in open Court and offered for Probate and the following proceedings were had therein:

9644 Application for Probate of Will, Probate Court, Union County, Ohio, Application to admit To Probate.

In The matter of The Last Will and Testament of David Moody, Deceased. Application To the Probate Court of said County:

Your petitioner respectfully represents that David Moody late a resident of the township of Washington in said County, died on or about the 18<sup>th</sup> day of July A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said David Moody died leaving Eliza J. Moody his widow, who resides at Washington Township, Union County and the following named persons his only next of kin, to wit:

Robert P. Moody	son.	Springfield, Ohio.
George E. Moody	son.	Galion, Ohio
Geo. Stewart Moody	son.	Marion, Ohio.
Chas Arthur Moody	son	Marion, Ohio

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Samuel Robinson, Petitioner.

9644 The State of Ohio, Union County, ss. The above named Samuel Robinson being first duly sworn, says that the facts stated and allegations

9644 in the foregoing application contained, are true, as he verily believes  
Samuel Robinson  
known to before me and signed in my presence, this 20<sup>th</sup> day  
of July, 1921. *seal* H. B. Busted, Probate Judge.

9644 W. the undersigned widow, and next of kin of the within  
named testator resident of the State of Ohio, hereby waive  
further notice, and consent to the probate of said Will.  
Dated this 27<sup>th</sup> day of July, A. D. 1921.  
Eliza J. Moody. George E. Moody.

Journal Entry: Orders for Filing Will, notice and hearing.  
Probate Court, Union County, Ohio.

In the matter of application to  
The Will of David Moody, Deceased, admit to Probate.  
To the Probate Court of said County:

Your petitioner respectfully represents that David Moody  
late a resident of the township of Washington in said  
County, died on or about the 18<sup>th</sup> day of July, A. D. 1921,  
leaving an instrument in writing, herewith produced,  
purporting to be his last Will and Testament.

That the said David Moody died leaving Eliza J. Moody  
his widow who resides at Washington Township, Union  
Co., and the following named persons his only next of kin, to wit:  
Robert P. Moody son Springfield.

9644 Journal Entry: Orders for Filing, Will, notice and hearing.  
Probate Court, Union County, Ohio.

Orders for Filing Will notice and hearing  
In the matter of the Will of David Moody, Deceased.

July, 20<sup>th</sup> 1921.

This day an instrument of writing, purporting to be  
the last Will and Testament of David Moody late of  
Washington Township, in this County, deceased, was pro-  
duced in open Court for Probate: it is now ordered  
that the said Will be filed in this Court, and that  
due notice thereof, and of the application to admit  
the same to probate and record be given to the widow  
and next of kin of the testator resident of the State of  
Ohio, 5 days prior thereto, that said application will  
be for hearing before this Court, on the 27<sup>th</sup> day of July  
1921, at One o'clock P. M. *seal* H. B. Busted Probate Judge

9644 I, the undersigned son and next of kin of the testator  
David Moody resident of the State of Ohio, hereby waive further  
notice, and consent to the probating of said Testator's Will.  
Dated this 23<sup>rd</sup> day of July, 1921. Robt P. Moody

9644

Witness

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Witness

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Testimony of Witnesses

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admitting to Probate and

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20<sup>th</sup> day  
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I, the undersigned son and next of kin of the Testator David Moody resident of the State of Ohio, hereby waive further notice and consent to the probating of said Testator's will, Dated this 23<sup>rd</sup> day of July, 1921.  
J. Stewart Moody.

9644

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I, the undersigned son and next of kin of the Testator David Moody resident of the State of Ohio, hereby waive further notice, and consent to the probating of said Testator's will, Dated this 23<sup>rd</sup> day of July, 1921. Chas. A. Moody.

9644

Testimony  
of  
Witnesses

Testimony of Witnesses

Probate Court, Union County, Ohio

In the matter of the will of  
David Moody, Deceased.

No. 9644

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open court, E. E. Lynch and Wilmina Lynch, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of David Moody, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 26<sup>th</sup> day of March, 1920, purporting to be the Last Will and Testament of David Moody, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said David Moody at the time of execution the same was of full age and of sound mind and memory, and not under any restraint.

E. E. Lynch. Wilmina Lynch.

Sworn to before me and signed in my presence by said witnesses in open court, this 27<sup>th</sup> day of July, 1921.  
W. H. Husted, Probate Judge.

9644

admitting  
to  
Probate  
and  
Record

Journal Entry: Probate Court, Union County, O., July 27<sup>th</sup> 1921.

In the matter of  
The Will of  
David Moody, Deceased.

Admitting To  
Probate and Record

This matter came on this day further to be heard, on the application of Samuel Robinson to admit to probate and record the Will of David Moody, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court, that due notice of the filing of said Will and of the application to

9644 admit it to probate and record in this Court has been given to the widow and next of kin of said Testator residents of Ohio: E. E. Lynch and Wilmina Lynch the subscribing witnesses to said Will having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, ~~which~~ testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will. Whereupon the Court finds that the aforesaid instrument of writing is the last Will and Testament of said David Moody, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to probate and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. H. Husted, Probate Judge.

9644 Will. I, David Moody of Mt. Victory, Ohio, being of sound mind and memory do make this my last Will and Testament.

1<sup>st</sup> I give and bequeath to my beloved wife Eliza Moody, all my interest in all real estate and personal property of which I am now possessed or may acquire to use to her own personal comfort and keeping.

2<sup>nd</sup>. I hereby direct and request that at the death of my wife Eliza Moody whatever property she may be possessed of be divided equally with my four boys after all expenses and debts have been paid.

In witness whereof I have hereunto set my hand this 26<sup>th</sup> day of March, 1920. David Moody.  
Witness E. E. Lynch, Wilmina Lynch.

9644 In The Matter of The Will of David Moody, Deceased,  
Filer Widow's Election.  
July 27 1921 Probate Court, Union County, Ohio.  
Election Under Said Will.  
In The Matter of The Will of David Moody Deceased.

I the undersigned, Widow of David Moody late of Washington Township, Union County, Ohio, deceased having had explained to me by the Probate Court of said County, the provisions of said Will, my rights under it, and by law in the event of my refusal to

9644 last will  
9644 In the matter of the will of David Moody deceased  
W. H. Husted, Probate Judge.

965-1 In the matter of the will of David Moody deceased  
Filed Aug. 5<sup>th</sup> 1921.

965-1 The widow of David Moody deceased

9644 take under the Will. do hereby elect to take under the Will; my election so made to be entered of record.

Eliza J. Moody.

Whereupon, The Court ordered the said election of said Eliza J. Moody, to be entered upon its minutes, in the words and figures following to wit:

July, 27<sup>th</sup> A.D. 1921

9644 In the matter of The Will of David Moody, Deceased.

This day personally came into open Court, Eliza J. Moody, Widow of said David Moody, deceased, and applied to make her election whether to take or not under the Will of said David Moody, deceased. Whereupon the Court explained to her the provisions of said Will and her rights under it and also her rights under the law in the event of her refusal to take under the Will; and she declared herself satisfied with the provisions of said Will, and elected to take under it and asked that her election so to take might be entered upon the Journal of the Court, which is accordingly done. W. H. Busted Probate Judge.

965-1 In the matter of The Last Will and Testament of Sarah E. Bland, Deceased.

Filer

Aug. 5<sup>th</sup> 1921.

In the matter of Application for Probate of The Last Will and Testament of Sarah E. Bland, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that Sarah E. Bland, late of the township of Union in said County, died on or about the 25<sup>th</sup> day of June, A.D. 1921, leaving an instrument in writing, hereunto produced, purporting to be her last Will and Testament. That the said Sarah E. Bland died leaving Nile Bland, her widow who resides at Mieford Center, and the following named persons her only next of kin, to wit:

Richard J. Dawson,	Nephew-	Columbus, Ohio.
Frank J. Dawson	"	" "
Nathan Dawson	"	" "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings. Nathan Dawson, Petitioner.

965:1 The State of Ohio, Union County ss.

The above named Nathan Dawson being first duly sworn, says that the facts stated and allegations in the

965-1 forgoing application contained, are true as he verily believes.  
 Nathan Dawson,  
 sworn to before me and signed in my presence, this 5<sup>th</sup> day of Aug.  
 1921. W. H. Husted, Probate Judge,  
 The undersigned widower of the willie named Testatrix, resident  
 of the State of Ohio, hereby raise further notice, and consent to  
 the probate of said Will. Dated this 5<sup>th</sup> day of Aug. 1921. Nile Bland.

965-1 Journal Entry: Order for Filing Will, Notice and Hearing.  
 Probate Court, Union County, Ohio,  
 August, 5<sup>th</sup> 1921.  
 In the Matter of  
 The Will of  
 Sarah E. Bland, Deceased.  
 This day an instrument of writing purporting to be the last  
 Will and Testament of Sarah E. Bland, late of Union Township,  
 in this County deceased, was produced in open Court for Probate;  
 it is now ordered that the said Will be filed in this Court,  
 and that due notice thereof and of the application to  
 admit the same, to probate and record be given to the  
 widower and next of kin of the testatrix resident of the  
 State of Ohio, 5 days prior thereto, that said application will be  
 for hearing before this Court on the 12<sup>th</sup> day of Aug. 1921 at 9  
 O'clock, a.m. W. H. Husted, Probate Judge.

965-1 Application for Commission To Take Deposition of Witness to Will,  
 Probate Court, Union County, Ohio,  
 No. 965-1  
 Application for Commission  
 In the Matter of  
 The Will of  
 Sarah E. Bland, Deceased.  
 To the Probate Court of said County:  
 The undersigned respectfully represents that Sarah E. Bland,  
 late of said County, deceased, died testate on or about the  
 25<sup>th</sup> day of Janv. A. D. 1921; and that her Will was on the  
 5<sup>th</sup> of August, 1921, produced in open Court for Probate. That  
 Elizabeth Gony, witness to said Will resides out of the jurisdiction  
 of said Court, to wit; at Columbus, Ohio, and James E.  
 Robinson, witness to said Will, has died since the execution  
 thereof. The undersigned therefore makes application for  
 and requests said Court to issue a Commission, with  
 said Will annexed, directed to some suitable person, to take  
 the deposition of said witness, Elizabeth Gony, and the deposition  
 of witness to prove signature of said James E. Robinson, deceased.  
 Dated this 5<sup>th</sup> day of August, 1921. Respectfully, Nathan Dawson.

965-1 The State of Ohio, Union County,  
 Nathan Dawson, being duly sworn, says that the statements  
 in the forgoing Application are true, as he verily believes.  
 Nathan Dawson.

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Order for Commission App

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965-1 Commission To Take Depositions of Witnesses To Will

9651  
 August, 1921. <sup>day</sup> W. H. Husted, Probate Judge.  
 Probate Court, Union County, Ohio.  
 August 5<sup>th</sup> 1921  
 Order for Commission

In the matter of  
 The Will of  
 Sarah E. Bland, Deceased.

This day Nathan Dawson, appeared in open court and made application for a Commission to issue to some suitable person to take the deposition of Elizabeth Gory, witness to the Will of said Sarah E. Bland, deceased, and deposition of witness to proof signature of James E. Robinson, deceased, who was a witness to said will, and it appearing to the court that said witness Elizabeth Gory resides out of the jurisdiction of this Court, to wit: at Columbus, Ohio, and that James E. Robinson, a witness to said will, has died since the execution thereof.

It is therefore ordered that such Commission, with said Will annexed, issue to Robert E. Pfiffer of 8 West Bay St., Columbus, Ohio, a suitable person to be duly executed, and together with the deposition of said witnesses so taken, signed, certified and sealed, be returned to this Court with all convenient speed, and this cause is continued. W. H. Husted, Probate Judge.

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 Probate Court, Union County, Ohio,  
 No. 9651  
 Wainor.

In the matter of  
 The Last Will and Testament  
 of Sarah E. Bland, Deceased.

The undersigned heirs at law and next of kin of said decedent hereby wainor notice upon us, of the application filed this day to probate said Will and hereby consent to the probate thereof. Frank J. Dawson, Nathan Dawson, Richard J. Dawson.  
 August 5<sup>th</sup> 1921.

9651  
 Commission  
 To  
 Take  
 Depositions  
 of  
 Witnesses  
 To Will

Commission to Take Deposition of Witness to Will.  
 Probate Court, Union County, Ohio.  
 Probate of Will.  
 Commission.

In the matter of  
 The Will of  
 Sarah E. Bland, Deceased.

To Robert E. Pfiffer, Greeting:  
 You have been duly appointed by the Probate Court of said County, to take the depositions of Elizabeth Gory, one of the witnesses; also depositions of Charles S. Robinson and C. C. Cherryholmes, witnesses of the proof of signature of James E. Robinson, deceased, one of the subscribing witness to the last Will and Testament of Sarah E. Bland, late of the County of Union, in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said Elizabeth Gory, Charles S. Robinson and C. C. Cherryholmes to come before you, at a certain time and place, and then and there examine them on oath or affirmation first taken before you, touching

9651 the due execution of said Will of the said Sarah E. Bland, deceased, and return such Depositions together with a like Commission and said Will thereto annexed, closed up under seal to said Probate Court with all oaths and affidavits. Witness my signature and the Seal of said Court, this 5<sup>th</sup> day of August, 1921.

~~was~~ H. B. Busted.

Judge and Ex-officio Clerk of the Probate Court.

Deposition of Witnesses to Will.

Probate Court, Union County, Ohio,  
Probate of Will.  
Deposition.

9651  
Deposition  
of  
Witnesses  
to  
Will

In the matter of  
The Will of  
Sarah E. Bland, Deceased.

Deposition of Elizabeth Gony, subscribing witness to the last Will and Testament of Sarah E. Bland, deceased, late of the County of Union, State of Ohio, in said matter pending in the said Probate Court, taken before me, a Commissioner appointed by said Court, pursuant to the annexed Commission, on the 6<sup>th</sup> day of August, 1921, at 45 West Gay St., Columbus, Ohio, of lawful age, being by me first duly sworn, as hereinafter certified, deposes and says: that she was present at the execution of the instrument of writing now before her, bearing date the 13<sup>th</sup> day of July, 1910, purporting to be the last Will and Testament of Sarah E. Bland, deceased; that she subscribed her name thereto as witness, at the request of said Testatrix, and in her presence; that she saw said Testatrix sign said instrument at the end thereof, and <sup>heard</sup> her acknowledge the same to be her Will, and that said Sarah E. Bland, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Elizabeth Gony.

9651 The State of Ohio, Franklin County, ss.

I, Robert P. Pfeiffer, duly appointed and commissioned by the Probate Court of the County of Union, and the State of Ohio, to take the deposition of Elizabeth Gony subscribing witness to the last Will and Testament of Sarah E. Bland, deceased, late of Union County, State of Ohio, which Commission and the said Will are thereto annexed, do hereby certify that in pursuance of said Commission I caused the abovesaid Elizabeth Gony subscribing witness as aforesaid, to appear before me at the time and place above mentioned; that she was by me first duly sworn to testify the truth, the whole truth and nothing but the truth, in relation to the execution of said Will, and that the deposition by her, respectively subscribed, as above set forth, was reduced to writing by me, and also so written in the presence of the witness aforesaid respectively, and was subscribed by the said witness in my presence,

9651.

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Proof of  
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Orders  
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I further certify that I saw not counsel, attorney or relation of any of the parties named in said Will, or otherwise interested in the Probate thereof. In Witness whereof, I have hereunto set my hand, this 9<sup>th</sup> day of August 1921.

Robert E. Pfeiffer, Commissioner

9651

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio,  
no. 9651,  
Testimony

Proof of  
Signature  
of  
Witness  
to  
Will.

In the matter of  
The Will of  
Sarah E. Bland, Deceased.

The State of Ohio, Union County ss.

Personally appeared before me, Robert E. Pfeiffer, appointed Commissioner by Union County Probate Court, C. C. Cherryholmes and Charles S. Robinson, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Sarah E. Bland, deceased, depose and say: that James E. Robinson whose name appears as one of the subscribing witnesses to the Last Will and Testament of Sarah E. Bland, deceased, hereunto annexed, has since the date of said Will, July 13-1910, deceased, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said James E. Robinson purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness James E. Robinson.

C. C. Cherryholmes — Charles S. Robinson

sworn to before me and signed in my presence, in open Court, this 9<sup>th</sup> day of August, 1921.

Robert E. Pfeiffer

Commissioner as aforesaid and Notary Public in and for Franklin County, Ohio.

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Journal Entry: Order On Hearing, Admission to Probate and Record, Commission Returned.

Probate Court, Union County, Ohio  
August 12<sup>th</sup> 1921.

Orders  
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to Probate and  
Record,  
Commission  
Returned

In the matter of  
The Will of  
Sarah E. Bland, Deceased.

Be it Remembered, that heretofore, to wit: on the 5<sup>th</sup> day of August A. D. 1921, an instrument of writing, purporting to be the Last Will and Testament of Sarah E. Bland, late of Union Township, in this county, deceased, was produced in open court and offered for probate and was there filed. And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit the same to probate and record in this court, has been given

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to the widow, and next of kin of the testatrix resident of the State of Ohio, pursuant to a former order of this Court, Robert E. Pfeiffer the Commissioner heretofore appointed to take the deposition of Elizabeth Gony, one of the subscribing witnesses to said Will, also deposition of Charles S. Robinson and L. L. Cherryholmes witnesses of proof of signature of James E. Robinson, deceased, one of the subscribing witnesses to said Will, duly returned the Commission issued to him, with said Will annexed, and also the deposition so taken, duly certified; said subscribing witnesses to said Will, having been duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Sarah E. Bland, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint, It is therefore, by the Court, ordered, that the said Will be admitted to Probate and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Nathan Dawson, as Executor, pay the costs herein, taxed at \$- -.

H. H. Husted, Probate Judge

965-1

Last Will, and Testament.

I, Sarah E. Bland, of full age, and sound mind and being under no restraint, do make and publish this my last will and testament. Item 1. I hereby revoke all former Wills by me made. Item 2. I hereby direct that my legal debts and funeral expenses shall be paid by my executor, hereinafter named, as soon after my decease as may be found convenient. Item 3. I hereby give and bequeath to my sister in law, Matilda Dawson, of Columbus, Ohio, my gold watch and chain. To have and to hold the same during her natural life, and at her death I hereby give and bequeath the same to Richard C. Dawson, son of Richard J. Dawson Jr. of Columbus, Ohio. Item 4. Having several years ago paid to my husband Nile Bland, the full value of his dower, and other interests under the law in my estate I hereby direct that he receive no further portion of my estate. Item 5. All the rest and residue of my property, real, personal and mixed, which I may own at my decease, I hereby give, devise and bequeath to my sister in law Matilda Dawson and my nephews Richard J. Dawson Jr. Frank J. Dawson and Nathan Dawson, share and share alike, but should any of said persons

Will

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Will

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Filed  
Aug. 11<sup>th</sup>  
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Application

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die prior to my decease, then I direct that the share of such person or persons shall go to the survivors. Item 6. I hereby direct that the inventory and appraisement of my household goods and furniture and the sale of my personal property, as provided by statute, shall be omitted.

Item 7. I hereby nominate and appoint my nephew Nathan Dawson of Columbus, Ohio, to be the executor of this my last will and testament and request that he be permitted to serve as such without furnishing bond. I hereby authorize and empower said executor, if he deem it necessary, or desirable in the administration of my estate, to sell at either public or private sale, or in such manner, upon such terms of credit or otherwise and for such price or prices, as he may think proper, all or any part of my property, real, personal and mixed, and deeds or other instruments to the purchasers to execute, acknowledge, and deliver in fee simple. I hereby direct that from and after my decease and until my real estate shall be sold or distributed, my said executor shall have possession of the same.

In witness whereof, I have hereunto subscribed my name this 13<sup>th</sup> day of July, 1910.  
Sarah E. Bland.

Signed and acknowledged, by said Sarah E. Bland, as and for her last will and testament in our presence who in her presence and in the presence of each other and at her request hereunto subscribe our names as witnesses.

James E. Robinson. Elizabeth Gony.

Will

9654

Filed Aug. 11<sup>th</sup> 1921

In the Matter of The Will of C. A. White, Deceased.  
Be it Remembered, That heretofore, to wit on the 11<sup>th</sup> day of August, 1921, an instrument of writing purporting to be the last will and testament of C. A. White deceased, was produced in open court and offered for probate, and the following proceedings were had therein:

Application for Probate of Will.

Application

In the Matter of The Last Will and Testament, Application to admit to Probate, of C. A. White, deceased.  
To the Probate Court of said County:  
Your petitioner respectfully represents that C. A. White late a resident of the Township of Jackson in said County, died on or about the 3<sup>rd</sup> day of August A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last will and testament. That the said C. A. White died leaving Benjamin White his widow, who resides in Jackson Township, and the following named persons his only next of kin, to wit:

9654	Harry White	age 40 - son.	Richmond, Ohio
	Ralph White	" 32 - son.	Detroit, Mich.
	James M. White	" 30 son	Richmond, Ohio

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Minnie White, Petitioner

Oath

The State of Ohio, Union County, ss.  
 The above named Minnie White being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Minnie White.

Shown to before me and signed in my presence this 11<sup>th</sup> day of August, 1921.

*W. H. Husted*, Probate Judge.

Witness

Ms. the undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 11<sup>th</sup> day of August, A.D. 1921.

Minnie White, Harry White, Ralph W. White, James M. White.

Filing

Journal Entry, Probate Court, Union County, O., August 11<sup>th</sup> 1921  
 In the matter of  
 The Will of  
 C. A. White, Deceased.

Filing of Will, and  
 Order for Hearing.

This day an instrument of writing, purporting to be the last will of C. A. White, late of Jackson Township in this County, deceased, was produced in open Court and application made for Probate.

It is now ordered that the said will be filed in this Court; and that said application be for hearing before this Court, on the 19<sup>th</sup> day of August, A.D. 1921, at 2 o'clock, P.M., that the widow and all next of kin signed waivers this date waiving further notice and consented to the probating of said will.

W. H. Husted Probate Judge.

Probate Court, Union County, Ohio, Aug. 19<sup>th</sup> 1921.

Admitting to

In the matter of  
 The Will of  
 C. A. White, Deceased.

Admitting to  
 Probate and Record.

Probate and

Record on the application of Minnie White to admit to probate and record the will of C. A. White, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the widow and next of kin of said testator residents of Ohio, Richard L. Camerow, and Orpha M. Cheney the subscribing witnesses to said Will, having this day, appeared in open Court.

Will

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and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will, whereupon the Court finds that the aforesaid instrument of writing is the last will and Testament of said C. A. White, deceased; that it was duly executed and attested; that the said Testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

H. H. Busted, Probate Judge.

Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9654

Testimony of Witnesses.

Testimony of witnesses

In the matter of The Will of C. A. White, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court Richard L. Cameron and Orlha M. Cheney, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of C. A. White, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 12 day of October 1916, purporting to be the Last Will and Testament of C. A. White, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said C. A. White at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

Richard L. Cameron,

Orlha M. Cheney,

sworn to before me and signed in my presence by said witnesses in open Court this 19<sup>th</sup> day of August, 1921.

H. H. Busted, Probate Judge.

Will.

Will

In the name of the Benevolent Father of all I Charles A. White being now of sound and disposing mind and memory do make and publish this my last Will and Testament

Item 1. I give and devise to my blood wife Minnie White all of my personal property including notes, deposits and money and direct that out of the same she pay my just debts and funeral expenses.

Item 2. I give and

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 Will  
 devise to my said wife my farm of about 10 1/2 acres of land on which we now reside in Jackson Township Union County, Ohio, to have and to hold the same with all the uses and profits thereof so long as she remains my widow. but should my wife remarry then it is my will that said farm be sold and the proceeds divided equally among my wife my wife and my three children. To wit: Harry White, Ralph H. White, and James M. White, except that I desire my son Harry White to have three hundred and fifty dollars more than his brothers to compensate him for faithful services to me. Item 2. Should my wife deem it best to sell the farm after my decease I hereby authorize her to sell the same either at public or private sale, and direct that she disburse the proceeds of such sale in such manner as she may deem safe or part the same in securities or mortgage loans and she is to have the use income and profits from the proceeds of such sale, in the same manner as if the land had not been sold, and I hereby authorize and empower her to make and execute deed in fee simple to the purchaser or purchasers, without applying to any court for an order of sale.

In the event that said farm should not be sold during her lifetime, and that my wife does not remarry then it is my will that said farm go to my children Harry White, Ralph H. White, and James M. White in equal parts, except that my sons, Ralph H. White and James M. White shall each pay to my son Harry White the sum of One Hundred and Seventy-five dollars, and their portion of said farm shall be charged with the payment thereof. This division to be made after the death of my said wife.

I hereby nominate my said wife Minnie White to be the Executrix of this my last Will, and I request the probate court to appoint her, without bond, and that no inventory or appraisement of my estate made and that the probate Court direct the omission of such inventory.

In Testimony Whereof I hereunto subscribe my name this 12<sup>th</sup> day of October, 1916. C. A. White.

Signed by said Charles A. White in our presence and by us in his presence, the day and year above named.  
 Capt. M. Cheney, Richard L. Cameron,

9654  
 Files  
 Aug 19-1921  
 application  
 In the matter of the Will of C. A. White, Deceased.  
 Application of Widow To Take Under Will.  
 Probate Court, Union County, Ohio.  
 Application  
 To the Honorable Judge of said Court:  
 The undersigned, Minnie White widow of said

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 Application

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9654 C. A. White, deceased, respectfully makes application to take under the will of said decedent. Dated this 19<sup>th</sup> day of August, 1921.

9654 Minnie White,  
Election of Widow.  
Probate Court, Union County Ohio,  
No. 9654  
Election of Widow.

In the matter of  
The will of  
C. A. White, deceased.  
I, Minnie White, widow of C. A. White, late of Jackson Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said C. A. White, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of her personal estate

Minnie White, widow of C. A. White Deceased,  
Signed in open Court this 19<sup>th</sup> day of August, 1921.  
H. H. Husted, Probate Judge.

9654 journal entry: Orders on Election of Widow.  
Probate Court, Union County, Ohio,  
August, 19<sup>th</sup> 1921.  
Orders on  
Election of Widow.

In the matter of  
The will of  
C. A. White, deceased.  
This day Minnie White, widow of said C. A. White, deceased, appeared in open Court, in person, and made application to take under the will of said decedent.  
And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Minnie White, widow thereupon elected to take under said Will.  
It is ordered that this proceeding be recorded and that Minnie White pay the costs herein taxed.  
H. H. Husted Probate Judge.

9681 In the matter of The will of Nancy E. McCloud, Deceased,  
Filed Application To admit To Record An authenticated  
Sept. 15<sup>th</sup> Copy of Will and Order of Probate.  
1921. Probate Court, Union County, Ohio.

In the matter of  
The will of  
Application Nancy E. McCloud, Deceased.  
To the Probate Court of said County:  
you petitioner respectfully represent that Nancy E. McCloud late of Madison County, died testate on or about the 13<sup>th</sup> day of November, 1919; that her Will was duly proved and allowed in Madison County, Ohio, Probate Court.

9681

and that said Nancy E. McCloud, died leaving no widow.  
The following named persons are interested in said Will as next of kin of said decedent, or otherwise, to-wit:

Lucretia J. Usteman, sister. Plain City, Ohio.

Your petitioner herewith produces an authenticated copy of said Will and of the Order of Probate thereof, and further represents that said Will relates to property in the State of Ohio, which property is situated in the Township of Jerome, County of Union, State of Ohio. Your petitioner prays that said authenticated copy of said Will and Order of Probate may be admitted to record herein. Ernest Beach.

The State of Ohio, Union County, ss.

Ernest Beach, petitioner being duly sworn says that the facts stated and allegations contained in the foregoing application are true as he verily believes. Ernest Beach.

Sworn to before me and signed in my presence, this 15<sup>th</sup> day of September, 1921. H. H. Husted, Probate Judge.

9681

Journal Entry: Order admitting to Record Authenticated Copy of Will and Order of Probate.

Order admitting to Probate and Record Authenticated Copy.

Probate Court, Union Co., Ohio.

Sept. 15<sup>th</sup> 1921.  
Order

In the matter of the Will of Nancy E. McCloud, Deceased.

This day Ernest Beach, appeared in open court, and produced an Authenticated Copy of the Will of Nancy E. McCloud, late of Madison County, Ohio, deceased, and of the Order of Probate thereof; and made application for the admission of the same to record herein; and it appearing to the Court that said Will was found and allowed in Madison County, State of Ohio. It is therefore ordered that said Authenticated Copy of said Will and Order of Probate be and the same hereby is allowed and admitted to record, and that the same be recorded in the Records of Wills, of this office; and it is further ordered that said Ernest Beach, pay the costs herein taxed at \$ - -

9681

- Will -

H. H. Husted, Probate Judge.  
Last Will and Testament.

Will

In the Name of the Benevolent Father of all, Amen:  
I, Nancy E. McCloud, of the village of Plain City, County of Madison, and State of Ohio, being about 77 years of age, and being of sound and disposing mind and memory, Do make, Publish, and Declare, this my Last Will and Testament, hereby revoking and making null and void all other last Wills and Testaments by me made heretofore.  
First: - my Will is that all my just debts and funeral expenses shall be paid out of my estate,

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Will

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As soon after my decease, as shall be found convenient. Second, I give, devise and bequeath to Lucretia J. Noteman, all residue of my estate, real or personal, of which I may be seized, to her absolutely. I direct that no appraisement or sale be made of my estate, but that the same go direct as I have indicated to the devisees, and that the probate Court direct the omission of the same.

Will

I do hereby nominate and appoint Ernest Beach and Lucretia J. Noteman, executors of this my last will and testament, hereby authorizing and empowering them to compromise, adjust, release, and discharge in such manner as they may deem proper, the debts and claims due me. I do also authorize and empower them, if it should become necessary in order to pay debts, to sell by private sale, or in such manner, upon such terms of credit, or otherwise, as they may think proper, all or any part of my real estate, and debts to purchasers to execute, acknowledge and deliver in fee simple. I further desire that these my executors, be not required to give bond. In testimony whereof, I have hereunto set my hand, this 30<sup>th</sup> day of October, in the year, 1919.

Nancy E. McCloud.

Signed and acknowledged by said Nancy E. McCloud, as her last will and testament, in our presence, and signed by us in her presence and at her request, this 30<sup>th</sup> day of October, A. D. 1919. E. C. Chapman, J. R. Woods.

9681

Probate Court, Madison County, O., Dec. 2-1919

In the matter of  
The Will of  
Nancy E. McCloud, Deceased.

Admitting  
To Probate and Record.

This matter came on this day further to be heard, on the application of Ernest Beach, to admit to probate and record the will of Nancy E. McCloud, deceased, heretofore filed in this Court, therefore. And it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court, has been waived by the next of kin of said testator resident of Ohio, E. C. Chapman and J. R. Woods, the subscribing witnesses to said will, having this day appeared, in open Court and having been duly sworn, testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively, and was then filed with said will. Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said Nancy E. McCloud.

7681 deceased: that it was duly executed and attested; that the said testator at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court, as to said Will.

Frank J. Murray.

9681

Certificate to Copy Probate Court.

The State of Ohio, Madison County ss.

Certificate of Copy.

J. J. C. Strayer, Judge and Ex-officio Clerk of the Probate Court, within and for said County, having the custody of the Files, Journals, and Records of said Court, do hereby certify that the foregoing is a true copy of the will and Journal entry on admitting to Probate and record, of Nancy E. McCloud, as the same appears upon the records of said Court, and I further certify that I have carefully compared the foregoing copy with the original record, and that the same is a full and correct transcript thereof. In witness whereof, I have hereunto set my hand and affixed the seal of said Court, at Loudon, Ohio, this 7<sup>th</sup> day of April, A.D. 1921.

J. J. C. Strayer

Judge and Ex-officio Clerk of said Probate Court.

9681

The State of Ohio, Madison County ss.

J. E. Strayer, sole Judge of the Probate Court, within and for said County, and State, the same being a Court of law of record, do hereby certify that J. E. Strayer whose genuine signature is attached to the foregoing certificate, was at the date thereof, and now is Ex-officio Clerk of said Probate Court, and as such, full faith and credit are due his acts, and that the above certificate and attestation are in due form of law, and made by the proper officer. In witness whereof, I have hereunto set my hand and affixed the seal of said Court, at Loudon, Ohio, this 7<sup>th</sup> day of April, A.D. 1921.

J. E. Strayer, Judge of said Probate Court.

9681

The State of Ohio, Madison County ss.

J. J. C. Strayer, Ex-officio Clerk of the Probate Court, within and for the County and State of said, hereby certify that J. E. Strayer is sole Judge of said Probate Court, duly commissioned and qualified, and now acting as such. In witness whereof, I have hereunto set my hand and affixed the seal of said Court at Loudon, Ohio, this 7<sup>th</sup> day of April, A.D. 1921.

J. J. C. Strayer, Ex-officio Clerk of said Court.

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In the matter of the Estate of Nancy E. McCloud, Deceased.  
Application for Transfer of Real Estate Devised.  
Probate Court, Union County, Ohio

In the matter of  
The Estate of  
Nancy E. McCloud, Deceased, No. 9681  
Application for Transfer  
of Real Estate devised.

Ernest Beach, and represents to the Court that by the terms of the last Will and Testament of Nancy E. McCloud, deceased, late of said County, which Will was duly admitted to probate on the 2<sup>nd</sup> day of December A.D. 1919, and recorded in Vol. -- page -- of the Record or Wills of Madison County, Ohio, an authenticated copy of said Will admitted to probate and record in Union County, Ohio, September 15<sup>th</sup> 1921, Vol. 0, Page 419, all certain real estate belonging to said decedent was devised to Lucretia J. Noteman, without any specific description of said real estate being given. The real estate owned by said decedent and so devised, is as follows, to wit: First: My will is that all my just debts and funeral expenses, shall be paid out of my estate as soon after my decease as shall be found convenient. Second: I give, devise and bequeath to Lucretia J. Noteman all residue of my estate, real or personal, of which I may die seized, to her absolutely.

The following is a specific description of said real estate. Situated in the County of Union, in the State of Ohio, and in the township of Jerome, and bounded and described as follows: Beginning at a stone in the center of the Noteman pipe, south west corner to a 35 acre tract belonging to Samuel Taylor, thence with the west line thereof N. 32 37' W. 12 <sup>9</sup>/<sub>100</sub> chains to a stone in the said line, and in the south line to the lands of T. T. Kilbury; thence with the said Kilbury's south line S 56 54' W. 27 <sup>23</sup>/<sub>100</sub> chains to a stone; thence 32 37' E. 12 <sup>82</sup>/<sub>100</sub> chains to a stone in the center of the Noteman pipe, from which an elm tree 40 inch in diameter N. 44 5' W. 1 <sup>6</sup>/<sub>100</sub> chains bears westerly thence with the aforesaid pipe N. 57 5' E. 27 <sup>23</sup>/<sub>100</sub> chains to the beginning, containing 35 acres 5 <sup>3</sup>/<sub>25</sub> sq. rods.

Your Petitioner represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee. Wherefore he prays for an order directing the transfer of said real estate upon the tax duplicate to Lucretia J. Noteman, name.

Ernest Beach

The State of Ohio Union County,  
Ernest Beach, being first duly sworn says that the facts stated in the foregoing application are true as he verily

Application  
for  
Transfer  
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Beliefs.

Ernest Beach.

Brought to before me and subscribed in my presence, this 15<sup>th</sup> day of September, 1921.

W. H. Husted, Probate Judge

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Journal Entry:

Probate Court, Union County, Ohio, Sept. 15<sup>th</sup> 1921.

In the matter of the Estate of

Nancy E. M<sup>o</sup> Cloud, Deceased.

Authority to Transfer and Record Real Estate Devised.

This day came Ernest Beach, and filed herein his application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, of certain real estate devised by Nancy E. M<sup>o</sup> Cloud, deceased, and for a certificate to the County Recorder.

Upon consideration whereof the Court finds that by the terms of the will of said decedent, said real estate was devised to Lucretia J. Noteman.

That the following is a description of said real estate such as is contained in the Will, to-wit: all of my real estate.

The following is a specific description of said real estate. Situated in the County of Union, in the State of Ohio and in the Township of Jerome and bounded and described as follows: Beginning at a stone in the center of the Noteman pike. South west corner to a thirty five acre tract belonging to Samuel Taylor, thence with the west line thereof N. 32° 37' W. 12. 9/100 chains to a stone in said line, and in the south line to the lands of T. T. Kiltury; thence with the said Kiltury south line S. 56° 54' W. 27. 23/100 chains to a stone; thence 32° 37' E. 12. 82/100 chains to a stone in the center of the Noteman pike, from which an Elm tree, 4" in diameter N. 44° 5' W. 1. 60/100 chain bears witness thence with the aforesaid pike N. 57° 5' E.

27. 23/100 chains to the beginning, containing 35 acres 5-3/25 sq. rods. and being part of Lucas Sullwants Survey No. 3686.

And it appearing to the satisfaction of the Court, that the terms of said Will have been fully complied with on the part of said Deviser hereinbefore named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Lucretia J. Noteman and that a Certificate of this order issue to said Auditor and Recorder, as required by law. W. H. Husted, Judge.

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In the matter of The Will of Samuel H. Carson, Deceased,  
Application of Widow To Take Under Will.  
Probate Court, Union County, Ohio.

In the matter of  
The Will of  
Samuel H. Carson, Deceased. Application.

To the Honourable Judge of said Court:  
The undersigned Jane A. Carson, widow of said Samuel H. Carson, deceased, respectfully makes application to take under the Will of said decedent. Dated this 10<sup>th</sup> day of August, 1921,  
Jane A. Carson.

9451

Election of Widow.  
Probate Court, Union County, Ohio.

Election  
of  
Widow  
In the matter of  
The Will of  
Samuel H. Carson, Deceased.

vs. 9451  
Election of Widow.

J. Jane A. Carson, widow of Samuel H. Carson, late of Jerome Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said Samuel H. Carson, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Jane A. Carson, widow of  
Samuel H. Carson, Deceased.

Signed in open Court this 10<sup>th</sup> day of August, 1921.  
W. H. Husted, Probate Judge.

945-1  
Orders  
on  
Election  
of  
Widow

Journal Entry: Orders on Election of Widow.  
Probate Court, Union County, Ohio,  
August, 10<sup>th</sup> 1921.  
Orders on Election of Widow.

In the matter of  
The Will of  
Samuel H. Carson, Deceased,  
This day Jane A. Carson, widow of said Samuel H. Carson, deceased, appeared in open Court, in person, and made application to take under the Will of said decedent, and the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Jane A. Carson, widow thereupon elected to take under said Will. It is ordered that this proceeding be recorded and that G. Walter Carson, as executor pay the costs herein taxed at \$ - - within ten days.  
W. H. Husted, Probate Judge.

9675- Filed  
 In the matter of the Last Will and Testament of Juliett Robinson, Deceased  
 Be it Remembered, that hereunto cometh on the 7<sup>th</sup> day of September 1921 an instrument of writing purporting to be the Last Will and Testament of Juliett Robinson, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

9675- Application for Probate of Will.  
 Probate Court, Union County, Ohio.

In the matter of Application to  
 The Last Will and Testament of Admit to Probate  
 Juliett Robinson, Deceased.

To the Probate Court of said County:  
 Your petitioner respectfully represents that Juliett Robinson late a resident of the Township of Paris in said County died on or about the 5<sup>th</sup> day of September A.D. 1921, leaving the following named persons her only next of kin, to-wit:  
 Helen Robinson La Dow, daughter, Dayton, Ohio, 433 Montgomery St.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of pendency of said proceedings.  
 Helen Robinson La Dow.

The State of Ohio, Union County, ss.

The above named Helen Robinson La Dow being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.  
 Helen La Dow.

Sworn to before me and signed in my presence, this 7<sup>th</sup> day of Sept. 1921.  
 H. H. Husted, Probate Judge.

The undersigned next of kin of the within named testatrix resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.

Dated this 7<sup>th</sup> day of September, A.D. 1921.  
 Mrs Helen La Dow.

9675- Journal Entry: Filing of Will; and Order for Hearing.  
 In the matter of Orders for Hearing  
 The Will of Filing of Will.  
 Juliett Robinson, Deceased.

This day an instrument of writing, purporting to be the last will of Juliett Robinson, late of Paris Township in this County, deceased, was produced in open Court and application made for Probate. It is now ordered that the said will be filed in this Court; and that said application be for hearing before this Court, on the 7<sup>th</sup> day of September, A.D. 1921, at 10 o'clock A.M., due notice thereof be next of kin of the testator, resident of the State of Ohio having waived service herein.

In the  
 matter of  
 the  
 will of  
 Juliett  
 Robinson,  
 deceased.  
 Application  
 to admit to  
 probate  
 of the  
 will of  
 Juliett  
 Robinson,  
 deceased.  
 To the  
 Probate  
 Court of  
 Union  
 County,  
 Ohio:  
 Your  
 petitioner  
 respectfully  
 represents  
 that  
 Juliett  
 Robinson,  
 late a  
 resident  
 of the  
 Township  
 of Paris  
 in said  
 County,  
 died on  
 or about  
 the 5<sup>th</sup>  
 day of  
 September,  
 A.D. 1921,  
 leaving  
 the  
 following  
 named  
 persons  
 her only  
 next of  
 kin, to-wit:  
 Helen  
 Robinson  
 La Dow,  
 daughter,  
 Dayton,  
 Ohio,  
 433  
 Montgomery  
 St.

In the  
 matter of  
 the  
 will of  
 Juliett  
 Robinson,  
 deceased.  
 Application  
 to admit to  
 probate  
 of the  
 will of  
 Juliett  
 Robinson,  
 deceased.  
 To the  
 Probate  
 Court of  
 Union  
 County,  
 Ohio:  
 Your  
 petitioner  
 respectfully  
 represents  
 that  
 Juliett  
 Robinson,  
 late a  
 resident  
 of the  
 Township  
 of Paris  
 in said  
 County,  
 died on  
 or about  
 the 5<sup>th</sup>  
 day of  
 September,  
 A.D. 1921,  
 leaving  
 the  
 following  
 named  
 persons  
 her only  
 next of  
 kin, to-wit:  
 Helen  
 Robinson  
 La Dow,  
 daughter,  
 Dayton,  
 Ohio,  
 433  
 Montgomery  
 St.

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Probate Court, Union County, O.

Wednesday, September 7<sup>th</sup> 1921.

Admitting  
to

In the matter of  
The Will of  
Juliett Robinson, Deceased.

Probate and Record.

This matter came on this day further to be heard, on the application of Celew La Dow to admit to probate and record the will of Juliett Robinson, deceased, heretofore filed in this court therefor. And it now being shown to the satisfaction of the court that due notice of the filing of said will and of the application to admit it to probate and record in this court has been omitted next of kin of said testator residents, of this having waived service herein, Mary E. Fry and D. H. Fry subscribing witnesses to said will having this day appeared in open court, and having been duly sworn, testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively and was filed with said will. Whereupon the court finds that the aforesaid instrument of writing, is the last will and testament of said Juliett Robinson, deceased; that it was duly executed and attested; that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the court ordered, that the said will, be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this court. W. H. Busted, Probate Judge.

9675-

Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9675-

Testimony of Witnesses.

In the matter of  
The Will of  
Juliett Robinson, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open court, D. H. Fry and Mary E. Fry, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Juliett Robinson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 25 day of July, 1916, purporting to be the Last Will and Testament of Juliett Robinson, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the

9675- same to her Will, and that said Juliett Robinson at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

Mary E. Fry. D. H. Fry.

Sworn to before me, and signed in my presence, by said witnesses in open Court this 7- day of September, 1921.

H. H. Busted, Probate Judge.

9675-

Will.

Marysville, July, 25<sup>th</sup> 1916.

I, Juliett Robinson, being in my right mind make the following bequests to the persons named after all debts and funeral expenses are paid.

1. To Helen Robinson La Dow, piano, household goods, consisting of side board, table chairs, carpets bedding lot in Oakdale Cemetery, her diamond ring.

2. Bertha Adams, 1/2 doz. solid silver table spoons marked M. D. piece of statuary white horses, baking dish, silver tea set.

3. Nellie Taylor, melodian large vase of roses, cut glass, dish, table cloth lilies of valley 1/2 doz. large napkins silver bread plate.

4. Lu Woodruff, 1/2 doz. large napkins, and decorated plates.

5. Mary Riker glass pitcher belonged to her grandmother and Charles Riker Grandmother Davis (they have the pitcher).

6. John Woodruff big leather chair.

7. John M. La Dow, Policy 4933 0007, 10cts mark.

8. Chester S. La Dow, 5-186 2943, 10cts. mark, taken out June 28<sup>th</sup> 1910 runs 8 years 47 mks. and name J. B. Adams to hold this in trust for them will leave the money in his hands to pay it out.

9. Chester Adams to have his Grand father Robinson gold watch.

10. ---  
11. no appraisement as administrator appointed, each person is to have back what they gave me in the way of towels, dollies, dishes.

12. Martha Woodruff white Karlin china dishes, she got the dishes Aug. 20<sup>th</sup> 1919.

Juliett Robinson  
D. H. Fry. Mary E. Fry.

9684 In the matter of the Last Will and Testament of Freeman Charles<sup>Deid</sup>  
Filed Brit Remembred, that heretofore to wit: on the 24- day of September  
Sept. 24- 1921. an instrument of writing purporting to be the last Will<sup>and</sup>  
1921. Testament of Freeman Charles, deceased, was produced in open  
Court and offered for probate and the following proceedings  
were had therein:

Application for Probate of Will

Probate Court, Union County, Ohio.

Application to admit

To Probate,

In the matter of  
The Last Will and Testament,  
of Freeman Charles, Deceased.

To the Probate Court of said County:

9684

Application

Will

Filing  
of Will

Testimony  
of  
Witnesses

9684

Your petition respectfully represents that Freeman Charles late a resident of the township of Blairtown in said county, died on or about the 2<sup>d</sup> day of September, A.D. 1921, leaving an instrument in writing, heretofore produced, purporting to be his last will and testament.

That the said Freeman Charles, died leaving Mary Prynthia Charles, his widow, who resides at Richmond, Ohio, and the following named persons, his only next of kin, to-wit:

Application: Laura L. Cushman, daughter, Richmond, O. R. 2.

Your petition offers said Will for Probate, and prays that a time may be fixed for the proving of the same, and, that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. Mary Prynthia Charles, Petitioner.

The State of Ohio, Union County.

The above named Mary Prynthia Charles, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes. Mary Prynthia Charles.

Sworn to before me and signed in my presence, this 24 day of Sept. 1921. H. H. Husted, Probate Judge.

We, the undersigned widow, and next of kin of the within named testatrix, resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 24<sup>th</sup> day of September A.D. 1921.

Mary Prynthia Charles, Laura Cushman.

Filing of Will

Journal Entry: In the matter of The Will of Freeman Charles, Deceased.

Probate Court, Union County, O. Sept. 24<sup>th</sup> 1921

Filing of Will; and Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Freeman Charles, late of Blairtown Township, in this County, deceased, was produced in open Court and application made for Probate. It is now ordered that the said will be filed in this Court:

The widow and next of kin having signed Waiver as to further notice, said application will be for hearing this date at two o'clock, P.M. H. H. Husted, Probate Judge.

Testimony of Witness,

Probate Court, Union County, Ohio

No. 9684

Testimony of Witnesses

In the matter of The Will of Freeman Charles, Deceased.

Testimony of Witnesses,

The State of Ohio, Union County.

Personally appeared in open Court, G. M. Moore, who

9684 bring first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Freeman Charles deceased. depose and say: That she was present at the execution of the instrument of writing now before her bearing date the 10<sup>th</sup> day of December, 1918, purporting to be the Last Will and Testament of Freeman Charles, deceased, that she subscribed her name thereto as witness at the request of said Testator and in his presence; that she saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to Dr. his Will, and that said Freeman Charles at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

M. W. Moore.

Sworn to before me and signed in my presence, by said witness in open Court, this 24<sup>th</sup> day of September, 1921.

W. H. Busted Probate Judge

9684

Proof of Signature of Witnesses to Will

Probate Court, Union County, Ohio

vs. 9684

Testimony

In the matter of  
The Will of  
Freeman Charles, Deceased.

The State of Ohio, Union County, ss.

Proof of  
Signature  
of  
Witnesses

Personally appeared in open Court, Carrie K. Korbick, and, G. M. Moore, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Freeman Charles, deceased, depose and say: that S. H. Van Winkle whose name appears as one of the subscribing witnesses to the Last Will and Testament of Freeman Charles, deceased, hereto annexed, has, since the date of said Will, Dec. 10<sup>th</sup> 1918, has left the Country for parts unknown, that we are each of us, well acquainted with the handwriting and signature of said deceased, witness, and that the signature of said S. H. Van Winkle, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said witness S. H. Van Winkle.

Carrie K. Korbick.

G. M. Moore.

Sworn to before me and signed in my presence, in open Court, this 24<sup>th</sup> day of Sept. 1921.

W. H. Busted, Probate Judge.

9684

Journal Entry: Probate Court, Union County, Ohio, September 24<sup>th</sup> 1921.  
In the matter of  
The Will of  
Freeman Charles, Deceased;

Admitting  
to

Probate  
Record.

This matter came on this day further to be heard, on the application of Mary Prynithia Charles, to admit to probate and record the will of Freeman Charles, deceased, heretofore filed in this Court therefor. and it now being shown, to the satisfaction of the Court, that due notice of the

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Will

This is the first page of an instrument of writing signed this 10<sup>th</sup> day of December A.D. 1918 by Freeman Charles, as being his last Will and Testament. S. H. Van Winkle G. M. Moore.

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9684

filing of said will and of the application to admit it to probate and record in this court has been given to the widow and next of kin of said testator residents of Ohio: A. M. Moon one of the subscribing witnesses to said will and Carrie W. Cornick and E. M. Moon witnesses to the proof of signature of S. W. VanWinkle, one of the subscribing witnesses to said will, having this day, appeared in open court, and having been duly sworn, testified respectively to the due execution and attestation of said will; which testimony was reduced to writing, was subscribed by them respectively and was filed with said will. Whereupon the court finds that the aforesaid instrument of writing is the last will and testament of said Freeman Charles, deceased; that it was duly executed and attested; that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory and not under any restraint. It is therefore by the court ordered, that the said will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this court. H. B. Busted Probate Judge, Will.

9684 Will

This is the first page of an instrument of writing signed this 10th day of December A.D. 1918 by Freeman Charles, as being his last will and testament. S. W. VanWinkle E. M. Moon

I, Freeman Charles, of Blairtown Township, Union County, Ohio, being of lawful age and of a disposing mind, do make, declare and publish this instrument of writing to be my last will and testament, hereby revoking all former wills by me made. Item one. I direct that all my just debts including those of my last sickness and my funeral expenses, be paid by my executor, hereinafter named, so soon after my decease as is convenient and possible. Item Two. I direct that all my real estate shall be sold by my executor, and all of my chattels and personal property converted into money, so soon as may be possible after my decease. Item Three. I direct that from the proceeds of the sale of my real estate and my personal property, my executor shall pay as follows: First, the obligations mentioned in "Item one"; Second, to my wife, Mary Prynthia Charles, the sum of seventeen hundred dollars (\$1700.00), if the said sum has not been paid prior to my decease; the said debt of seventeen hundred dollars, (\$1700.00), to be evidenced by a promissory note executed and delivered by me on the 10th day of December, A. D. 1918, without interest, maturing on or before the day of my decease. If my said wife shall not have a promissory note, as above described, being the evidence of the said obligation, then the said sum shall not be paid to her. Item four. I direct that the balance of the money, that may remain, from the sale of the personal

and, truth, matter and say: the sub-man date with the and to be his, true and few Court. Judge, 24" 1921. card, on to probate heretofore ing shown, of the

9684 property and real estate, after the amounts designated in "Item Three", have been paid, shall be placed on interest during the natural life of my said wife, Mary Prynthia Charles, and the interest thereon be paid to her up to the time of her decease.

Item Four. at the time of the death of my said wife, Mary Prynthia Charles, I direct that one thousand dollars (\$1000.00) be paid to my grandson, Freeman Bushman, from my estate, and the balance divided, share and share alike, among my great-grand children being the sons and daughters of my grandsons, Clyde Bushman, James Bushman and the said Freeman Bushman to be their portion.

Item Six. If my said wife, Mary Prynthia Charles, should reject this my last will and testament and elect to take under the law, then I direct that that portion of my estate which is to be paid to my said grandson, Freeman Bushman, and to my said great-grand children be paid to them at once.

Item Seven. I name and appoint my wife Mary Prynthia Charles, to be the executrix of my estate.

I hereunto set my hand this 10-day of December, in the year of our Lord One thousand nine hundred and eighteen (1918) Freeman Charles.

The above instrument of writing was signed by Freeman Charles, upon this 10-day of December, A. D. 1918 as being his last will and testament, in our presence, and signed by us, hereunto, in his presence and in the presence of each other, at his request.

D. W. VanWinkle. G. M. Moore.

9684 In the matter of the Will of Freeman Charles, Deceased, files Probate Court, Union County, Ohio. Sept. 27-1921 Application The Will of Freeman Charles, Deceased.

To the Honorable Judge of said Court: The undersigned Mary Prynthia Charles, widow of said Freeman Charles, deceased, respectfully makes application not to take under the Will of said decedent Dated this 27-day of September 1921. Mary Prynthia Charles. Election of Widow.

9684 Election of Widow In the matter of The Will of Freeman Charles, Deceased. Probate Court, Union County Ohio. No. 9684 Election of Widow.

I, Mary Prynthia Charles, widow of Freeman Charles late of Clairbourn Township, Union County, Ohio, deceased.

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9684 having had explained to me by the Probate Court of said County, the provisions of the will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect not to take the provision made for me in the last Will and Testament of said Freeman Charles, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Mary Pryor Charles, widow of Freeman Charles, Deceased,

Signed in open Court this 27<sup>th</sup> day of September, 1921.

W. H. Husted, Probate Judge

9684 Journal Entry Orders on Election of Widow.

Election Orders of

In the matter of The Will of Freeman Charles Deceased.

Probate Court, Union County, Ohio, September 27 - 1921. Orders on Election of Widow.

This day Mary Pryor Charles, widow of said Freeman Charles, deceased, appeared, in open Court, in person, and made application not to take under the will of said decedent.

And the Court having explained to her the provisions of said will, the rights under it, and by law in the event of a refusal to take under the Will; said Mary Pryor Charles, widow, thereupon elected not to take under said Will.

It is ordered that this proceeding be recorded and that Mary Pryor Charles, Executrix, pay the costs herein taxed at \$ -- within ten days.

W. H. Husted, Probate Judge.

9685. Sept. 27-1921

In the matter of the Last Will and Testament of Joseph P. Evans, Deceased. Be it Remembered, that hereupon to-wit: on the 27<sup>th</sup> day of September 1921, an instrument of writing purporting to be the last will and testament of Joseph P. Evans, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

9688.

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of The Last Will and Testament of Joseph P. Evans, Deceased

Application To admit to Probate,

To the Probate Court of said County:

Your petitioner respectfully represents that Joseph P. Evans late a resident of the Township of Liberty in said County, died on or about the 22<sup>nd</sup> day of September, A.D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Joseph P. Evans died leaving Lorinda H. Evans his widow who resides at Raymond, Ohio.

9688.

Your petitioners offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Roman C. Bourn. Petitioner

The undersigned widow of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will Dated this 27<sup>th</sup> day of September A. D. 1921.

Lorinda G. Evans.

9688

Journal Entry: Order for Filing Will, notice and hearing.

September 27<sup>th</sup> 1921.

Filing

In the matter of  
The Will of  
Joseph P. Evans, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Joseph P. Evans, late of Liberty Township in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this Court, the widow having signed a waiver, waiving all rights to further notice, it is ordered that said application will be for hearing before this Court on the 29<sup>th</sup> day of September 1921, at 1.30 o'clock, P. M. <sup>with</sup> H. H. Husted, Probate Judge.

9688

Testimony of Witnesses

Probate Court, Union County, Ohio.

No. 9688

Testimony of Witnesses.

Testimony  
of  
Witnesses

In the matter of  
The Will of  
Joseph P. Evans, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court, A. E. Knox, and F. C. Walker, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Joseph P. Evans, deceased, depose and say: That they were present at execution of the instrument of writing now before them bearing date the 2<sup>nd</sup> day of December 1918, purporting to be the last Will and Testament of Joseph P. Evans deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Joseph P. Evans at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

A. E. Knox

F. C. Walker

Sworn to before me and signed in my presence, by said witnesses in open Court, this 29<sup>th</sup> day of September 1921.

H. H. Husted.

Probate Judge

9688

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Journal Entry: Probate Court Union County, Ohio, September 29<sup>th</sup> 1921.

In the matter of  
The Will of  
Joseph P. Evans, Deceased.

Admitting to Probate  
and Record.

This matter came on this day, further to be heard, on the application of Norman B. Brown, to admit to probate and record the will of Joseph P. Evans, deceased, heretofore filed in this court therefor. And it now being shown to the satisfaction of the Court, that due notice of the filing of said will and of the application to admit it to probate and record in this court has been given to the widow and next of kin of said testator, residents of Ohio and to A. E. Knox and F. C. Walker, subscribing witnesses to said will, having appeared this day in open Court, and having been duly sworn testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will. Whereupon the Court finds that the aforesaid instrument of writing is the last will and testament of said Joseph P. Evans, deceased; that it was duly executed and attested; that the said testator, at the time of signing said will was of lawful age of sound mind and memory, and not under any restraint.

admitting to Probate and Record.

It is therefore by the Court ordered, that the said will be admitted to Probate and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. B. Busted, Probate Judge.

9688

Will.

In the name of the Benevolent Father of us, amen:  
I, Joseph P. Evans, of Raymond, Union County, Ohio, being now about 75 years of age, and while sound in mind and memory do make and publish this, my last will and testament: revoking any and all former wills by me made.  
Clause I. It is my will that all my just debts and funeral expenses be paid out of my estate.  
Clause II. After such debts and expenses shall have been paid, I give and bequeath to my beloved wife Lornida B. The entire residue of my property, including real and personal of every kind and description, to be hers absolutely.  
Clause III. I name and appoint my said wife to be the executrix of this, my last will without bonds. I further request Norman B. Brown of Marysville, Ohio, to give her counsel and assistance in all such duties.

Will

Witness my hand this 2<sup>nd</sup> day of December, A. D. 1918.  
Joseph P. Evans.

We certify that the foregoing instrument of writing was signed by the above named Joseph P. Evans, in our presence, and that the same was declared by him

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to his last will, and that at his request and in his presence and in the presence of each other we have hereto subscribed our names as such witnesses, this 2<sup>nd</sup> day of December A.D. 1918 at Raymond Ohio. A. E. Knox. F. C. Walker.

9688 In the Matter of the Will of Joseph P. Evans Deceased. Application of Widow To Take Under Will. Probate Court, Union County, Ohio. Application

Sept 29 1921 In the Matter of the Will of Joseph P. Evans Deceased. The undersigned Lorinda G. Evans widow of said Joseph P. Evans deceased, respectfully makes application to take under the Will of said decedent. Dated this 29<sup>th</sup> day of September 1921. Lorinda G. Evans.

Election of Widow.

In the Matter of the Will of Joseph P. Evans Deceased. Probate Court, Union County, Ohio No. 4688 Election of Widow.

I Lorinda G. Evans widow of Joseph P. Evans, late of Liberty Township, Union County, Ohio deceased, having had explained to me by the Probate Court of said County the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provisions made for me in the last Will and Testament of said Joseph P. Evans, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Lorinda G. Evans, widow of Joseph P. Evans, Deceased.

Signed in open Court this 29<sup>th</sup> day of September 1921.

W. H. Husted, Probate Judge.

9688 Journal Entry: In the Matter of the Will of Joseph P. Evans Deceased. Probate Court, Union County, Ohio, September, 29, 1921. Orders on Election of Widow.

orders on Election This day Lorinda G. Evans, widow of said Joseph P. Evans, deceased, appeared in open Court in person, and make application to take under the will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Joseph P. Evans, widow thereupon elected to take under said Will. It is ordered that this proceeding be recorded and that Norman C. Bown, petitioner pay the costs herein taxed at -- within ten days.

W. H. Husted Probate Judge.

4678 Filed Aug. 31-1921

4698  
Filed  
Aug. 31-1921

In the matter of the will of Lydia A. Clement, deceased,  
Application for Transfer of Real Estate Devised  
No. 4698  
In the matter of  
The will of  
Lydia A. Clement, Deceased, Application for Transfer of  
Real Estate Devised.

Now comes Lottin E. Bennett Glegg, and represents to the Court that by the terms of the Last Will and Testament of Lydia A. Clement, deceased, late of said County, which Will was duly admitted to probate and record on the 7<sup>th</sup> day of January, 1896, and recorded in Vol. 7, page 5-28 of the Records of Hills of said County, she is devised certain real estate belonging to said decedent, without any specific description of said real estate being given. The real estate owned by said decedent and so devised, is as follows, to wit:

Situate in the State of Ohio, County of Union and Village of Marysville, being part of In Lot No. 53. Beginning at a stake in the south margin of Center Street, 38 feet S. 82° E. from the north-west corner of said In Lot No. 53; thence S. 82° E. with the south line of Center Street 18 feet to a stake; thence S. 2° W. 83½ feet to the south margin of said In Lot No. 53; thence N. 82° W. 18 feet to a stake, 38 feet S. 82° E. from the southwest corner of said In Lot No. 53; thence N. 2° E. 83½ feet to the beginning.

Bring the same premises conveyed to Lydia A. Clement by F. T. Arthur and wife by deed dated October 14<sup>th</sup> 1881 and recorded in Union County Volume of deeds, No. 5-3 page 127. The item by which said real estate is devised is as follows: "Item 1. I give and devise unto my grand daughter Lottin E. Bennett that part of In lot No. 53 in the village of Marysville now owned by me and occupied by William Howard and Son, as a meat market. To have and to hold the same unto her the said Lottin E. Bennett, her heirs and assigns forever."

Affiant further represents that the estate of the said Lydia A. Clement was fully settled by Sallie M. Hazlett, Executrix, who filed her first and final account February 3<sup>rd</sup> 1897. Refer to Union County Probate Records in case No. 4702, Administration Docket No. 2, Page 232. Affiant further represents that on October 20<sup>th</sup> 1908, she married Richard L. Glegg, and is now known as Lottin E. Glegg.

Your petitioner represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee. Wherefore she prays for an order directing the transfer of said real estate upon the tax duplicate to the name of Lottin E. Glegg and that a certificate issue to her

4698

4698 as by the statute in such case made and provided  
Lottie E. Bennett Blegg

The State of Ohio, Union County ss.  
Lottie E. Bennett Blegg, being duly sworn says that the facts stated in the foregoing application are true as she verily believes.  
Lottie E. Bennett Blegg.

Sworn to before me and signed in my presence. This 31-day of August 1921. W. H. Husted Probate Judge.

4098 Journal Entry:

Probate Court, Union County, Ohio.  
August 31-1921.

In the matter of  
The Will of  
Lydia A. Clement Deceased.

Authority To Transfer Real Estate.

This day Lottie E. Bennett Blegg, appeared in open court and filed herein her application duly verified, for an order directing the transfer upon the tax duplicate of Union County Ohio, of certain real estate devised to her by Lydia A. Clement, deceased, which real estate was devised to her without any specific description thereof. Upon consideration whereof the Court finds upon the evidence that said real estate so devised is described as follows, to wit:

Situate in the State of Ohio, County of Union and Village of Marysville, being part of Inlot No. 5-3 and described as:  
Beginning at a stake in the south margin of Center Street, 38 feet S. 82° E. from the north west corner of said Inlot No. 5-3; thence S. 82° E. with the south line of Center Street 18 feet to a stake; thence S. 2° N. 83½ feet to the south margin of said Inlot No. 5-3; thence N. 82° W. 18 feet to a stake, 38 feet S. 82° E. from the south west corner of said Inlot No. 5-3; thence N. 2° E. 83½ feet to the place of beginning.

The Court also finds that the estate of the said Lydia A. Clement has been fully settled and final account filed in Case No. 4702. The Court also finds that the said Lottie E. Bennett married Richard L. Blegg on October 20<sup>th</sup> 1908 and is now known as Lottie E. Blegg.

And it appearing to the satisfaction of the Court that the terms of said Will have been fully complied with on the part of said Devisee hereinbefore named, it is ordered that such real estate be transferred upon the Duplicate of the County to the name of Lottie E. Blegg, and that a certificate issue to said Lottie E. Blegg as provided by law.

W. H. Husted Probate Judge

9700  
Filer

Oct. 13<sup>th</sup> 1921

Application for

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main

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Orders for  
filing this  
notice and  
hearing

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Filer

Oct. 13<sup>th</sup> 1921

In the matter of the Last Will and Testament of  
Clarence M. Baumgardner, Deceased,  
Be it Remembered, That heretofore to-wit: on the 13<sup>th</sup> day of October  
1921, an instrument of writing purporting to be the last Will and  
Testament of Clarence M. Baumgardner, Deceased, was produced  
in open court, and offered for Probate, and the following proceeding  
was had therein:

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and Testament  
of Clarence M. Baumgardner, Deceased,  
To the Probate Court of said County:

Application  
to admit  
to Probate.

Application

Your petitioner respectfully represents that Clarence M. Baumgardner late a resident of the Township of Blairtown in said County, died on or about the 2<sup>nd</sup> day of September A. D. 1921 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Clarence M. Baumgardner, died leaving Henrietta Ernestine Baumgardner, his widow, who resided at Richmond, Ohio, and the following named persons his only next of kin to-wit:

Lyle C. Baumgardner son age 17 Richmond, Ohio,  
Marion Ernestine Baumgardner daughter " 3 "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, resident in this State may be notified according to law of the pendency of said proceedings.

Henrietta Ernestine Baumgardner  
Petitioner

9700

The State of Ohio, Union County, ss.

The above named Henrietta Ernestine Baumgardner, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes  
Henrietta Ernestine Baumgardner.

Known to before me and signed in my presence, this 13<sup>th</sup> day of October, 1921. ~~at~~ H. B. Busted, Probate Judge.

9700  
main

As the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 13<sup>th</sup> day of October A. D. 1921.

Henrietta Ernestine Baumgardner. Lyle C. Baumgardner.

9700  
Orders for  
filing Will  
notice and  
Hearing

Journal Entry: Orders for filing Will, notice and Hearing  
In the matter of  
The Will of  
Clarence M. Baumgardner,  
Deceased.

Probate Court, Union County, Ohio.

October 13<sup>th</sup> 1921.

9700 This day an instrument of writing purporting to be the last will and Testament of Clarence M. Baumgardner, late of Blairtown Township in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that the widow and next of kin having signed a waiver, waiving further notice, and consent to probate; that said application will be for hearing before this Court on the 13<sup>th</sup> day of October 1921, at 3.0'clock, P.M.

H. H. Busted, Probate Judge.

9700

Testimony of Witnesses

Probate Court, Union County, Ohio,

No. 9700

Testimony of Witnesses

In the matter of  
The Will of  
Clarence M. Baumgardner, Deceased.

The State of Ohio, Union County, ss.

Testimony  
of  
Witnesses

Personally appeared in open Court Arthur Flecker and C. E. Kagay, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and Testament of Clarence M. Baumgardner, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 11<sup>th</sup> day of June, 1921, purporting to be the Last Will and Testament of Clarence M. Baumgardner, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Clarence M. Baumgardner, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

Arthur Flecker, C. E. Kagay.

Sworn to before me and signed in my presence by said witnesses in open Court, this 13<sup>th</sup> day of October, 1921.

H. H. Busted, Probate Judge

9700

Journal Entry:

Probate Court, Union County, Ohio, October, 13<sup>th</sup> 1921.

admitting  
to  
Probate  
and  
Record

In the matter of  
The Will of  
Clarence M. Baumgardner, Deceased.

Admitting to Probate  
and Record.

This matter came on this day further to be heard, on the application of Henrietta Ernestine Baumgardner, to admit to probate and record the Will of Clarence M. Baumgardner, deceased, heretofore filed in this Court, therefor. And it now being shown to the satisfaction of the Court, that due notice of the filing of said Will and of this application to admit it to probate and record in this Court, has been given to the widow, and next of kin of said testator residents of Ohio.

Arthur Flecker and C. E. Kagay, subscribing witnesses

9700

9700

Will

9700

to said will having this day appeared in open court, and having been duly sworn testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will. Whereupon the court finds that the aforesaid instrument of writing is the last will and testament of said Clarence M. Baumgardner, deceased; that it was duly executed and attested; that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the court, ordered, that the said will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. B. Husted, Probate Judge.

9700

Last Will and Testament.

Will

I, Clarence M. Baumgardner, of the Village of Richmond, County of Union, and State of Ohio, do make and publish this my last will and testament. First: my will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient. Second: I give, devise and bequeath to my wife Henrietta Ernestine Baumgardner, all my property both personal and real to be hers absolutely, and in fee simple. I do hereby nominate and appoint my wife Henrietta E. Baumgardner Executrix of this my last will and testament, with full power to convey any real estate of which I may die seized. I hereby revoke all other wills by me heretofore made. In testimony whereof, I hereunto subscribe my name at Richmond, O. this 11<sup>th</sup> day of June, 1921.  
Clarence M. Baumgardner.

The foregoing instrument was signed at the end thereof by the said Clarence M. Baumgardner in our presence, we heard him acknowledge the same as his last will and testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at Richmond, Ohio, this 11<sup>th</sup> day of June, 1921.

Arthur Fletcher, resides at Richmond, Ohio  
C. E. Lagay, resides at Richmond, Ohio

9704  
Filed

Oct. 15<sup>th</sup>  
1921

In the matter of the Last Will and Testament of  
Thomas Body, Deceased.  
Be it Remembered, that heretofore to wit on the 15<sup>th</sup> day of October  
1921, an instrument of writing purporting to be the last Will and  
Testament of Thomas Body, deceased, was produced in open court  
and offered for probate, and the following proceedings were had therein:  
Application for Probate of Will.

9704

In the matter of  
the Last Will and Testament  
of Thomas Body, Deceased.

Probate Court, Union County, Ohio,  
Application to admit  
to Probate.

To the Probate Court of said County:  
your petitioner respectfully represents that Thomas Body, late a  
resident of the township of Dorv in said County, died on or  
about the 29<sup>th</sup> day of September A.D. 1921, leaving an instrument  
in writing, herewith produced, purporting to be his last Will and  
Testament. That the said Thomas Body died leaving  
no widow, and the following named persons his only next  
of kin, to wit:

Nellie Westlake daughter age 44 Mansville, O. P. R.  
Jennie Thompson daughter age 42 Ostrander, Ohio.

your petitioner offers said Will for probate, and prays that a  
time may be fixed for the proving of the same, and that  
said above named persons, residents in this State may be  
notified according to law of the pendency of said proceedings.

Nellie Westlake, Petitioner

9704

The State of Ohio, Union County, ss.

The above named Nellie Westlake, being first duly sworn,  
says that the facts stated and the allegations in the foregoing  
Application contained, are true as she verily believes.

Nellie Westlake.

Sworn to before me and signed in my presence, this 15<sup>th</sup>  
day of October 1921. ~~W. B. Busted~~ W. B. Busted, Probate Judge.

9704  
Noted

We, the undersigned next of kin of the within named  
testator resident of this State of Ohio, hereby raise further  
notice, and consent to the probate of said Will.

Dated this 15<sup>th</sup> day of October A. D. 1921.

Nellie Westlake, Jennie Thompson.

9704  
Index  
for  
Filing Will  
notice  
and  
Hearing.

Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio  
Saturday, October, 15<sup>th</sup> 1921.

In the matter of  
the Will of  
Thomas Body, Deceased.

This day an instrument of writing, purporting to be the  
last Will and Testament of Thomas Body, late of Dorv Township  
in this County, deceased, was produced in open court for  
Probate: it is now ordered that the said Will be filed

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Testimony  
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in this Court, and that due notice thereof, and of the Application to admit the same to probate and record be omitted the next of kin of the testator resident of the State of Ohio, having entered their appearance, said application will be for hearing before this Court, on the 17<sup>th</sup> day of October 1921, at 10 O'clock, A. M. W. H. Heusted Probate Judge.

9704

Testimony of Witnesses

Probate Court, Union County, Ohio.

Testimony of Witnesses

In the matter of The Will of Thomas body, Deceased.

No. 9704

Testimony of Witnesses.

The State of Ohio, Union County.

Personally appeared in open Court A. H. Kellefrath, and F. J. Asman, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Thomas body deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 27<sup>th</sup> day of April, 1921, purporting to be the Last Will and Testament of Thomas body, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof and heard him acknowledge the same to W. H. Hill, and that said Thomas body at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint. F. J. Asman, A. H. Kellefrath.

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 17<sup>th</sup> day of October, 1921.

W. H. Heusted, Probate Judge.

9704

Journal Entry: Probate Court, Union County, O. Monday, Oct. 17<sup>th</sup> 1921.

Admitting to Probate and Record

In the matter of The Will of Thomas body, Deceased.

Admitting to Probate and

Record.

This matter came on this day, further to be heard, on the Application of Nellie Westlake to admit to probate and record the will of Thomas body, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been waived by the next of kin of said testator, residents of Ohio; thereupon on this day came A. H. Kellefrath, and F. J. Asman subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will; which testimony was reduced to writing, was subscribed by them respectively, and

9704 was filed with said Will. Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and testament of said Thomas body, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. H. Busted, Probate Judge.  
Will

9704

I, Thomas body, being of sound mind and memory, do make publish, and declare this to be my last will and testament.

It is my will that my funeral expenses with all my just debts be fully paid. I had given to my daughter Mrs Nellie Westlake, the sum of One thousand dollars which I regarded as an advancement of that amount out of my estate, and I want the said amount to be deducted out of their share and interest in my estate.

Will

After all my just debts have been paid and the amount of the sum of One thousand dollars deducted as aforesaid advanced to my daughter Mrs Nellie Westlake, the remainder of my estate of whatever nature the same may be whether money certificate of deposits or notes to be equally divided share and share alike between my two daughters Mrs Nellie Westlake and Mrs Jennie Thompson or to the heirs of their bodies.

I do hereby nominate and appoint my daughter Nellie Westlake of this my last will and testament Executrix. Hereby revoking all last Wills, and testaments made by me heretofore. I do not require my daughter Nellie Westlake for the trust of executrix give a bond and I ask the Court not to require a bond. In Testimony whereof, I have hereunto set my hand this 27<sup>th</sup> day of April 1921. as my last will and testament. Thomas body.

Signed and acknowledged, by said Thomas body as his last will and testament in our presence, and signed, by us, in his presence.

A. H. Kallefrath, F. J. Asman,

5-369  
Filed  
Oct 4-1921

In the matter of the Estate of J. B. Cooner, Deceased  
Application for Transfer of Real Estate Devised.  
Probate Court, Union County Ohio

In the matter of  
The Estate of  
J. B. Cooner, Deceased.

No. 5-369  
Application for Transfer of  
Real Estate devised.

Now comes Carrie Shultz, and represents to the Court that by the terms of the last Will and Testament of J. B. Cooner, deceased, late of said County, which Will was duly

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admitted to probate on the 16<sup>th</sup> day of June, A.D. 1900, and recorded in Vol. No. page 52, of the Will Records of said Union County, certain real estate belonging to said decedent was devised to her, without any specific description of said real estate being given. The real estate owned by said decedent and so devised, is as follows, to-wit:

1<sup>st</sup> Item 2<sup>nd</sup>. I give and bequeath to my daughter Carrie Shultz thirty five acres off of the North side of my farm of fifty acres (on the conditions and provisions hereafter named, that my daughter last named is to care for me and my wife during our remaining days, and that no division is to be made of my real estate till after the death of my wife, then the provisions of this shall be valid.

3<sup>rd</sup>. I direct that my daughter, Carrie Shultz, and her husband shall have their home with my beloved wife, and care for her during her remaining days, and that after the decease of my beloved wife, my daughter Carrie Shultz and her husband shall have the use of the remaining fifteen acres for four years, at which time my daughter Carrie Shultz and her husband shall have the first right to purchase the remaining fifteen acres of our home.


The real estate devised as above, is described as follows: Being 35 acres, off the North side of the following described premises. Situate in the State of Ohio, County of Union and Township of York, being part of Survey No. 5287, and described as follows: Beginning at a stone in the center of the York Center and Babylon Grand Road, Southeast corner to J. W. Tracy's land; thence with his line (true Meridian Course), N. 78 7/8° W. 99.75 poles to a stone and pieces of bricks corner to John Toby's land; thence, with his line S. 10 3/4° W. 85 poles to a stone; thence S. 78 7/8° E. 98.25 poles to a stone in the center of the said Grand Road; thence with the center of said road N. 11 3/4° E. 85 poles, to the place of beginning, containing 52 acres of land more or less. Elmer Cooner, the wife of said J. W. Cooner died August 16<sup>th</sup> 1915.

Your petition represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee. Wherefore she prays for an order directing the transfer of said real estate upon the tax duplicate to Carrie Shultz, name. Carrie Shultz.

The State of Ohio, Union County,

Carrie Shultz being first duly sworn says that the facts stated in the foregoing application are true as she verily believes. Carrie Shultz.

Sworn to before me and subscribed in my presence, this 4<sup>th</sup> day of October 1921

 A. H. Husted  
Probate Judge

5-369

Journal Entry:  
In the matter of  
The Estate of  
J.B. Coover, Deceased.

Probate Court, Union County, O. Oct. 4<sup>th</sup> A.D. 1921  
Authority to Transfer  
Real Estate Devised.

This day came Carrie Shultz and filed herein her application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County of certain real estate devised by J.B. Coover, deceased. Upon consideration thereof, the Court finds that by the terms of the will of said decedent, said real estate was devised to Carrie Shultz.

"Item 2 - I give, and bequeath to my daughter Carrie Shultz, thirty-five acres off of the North side of my farm of fifty acres on the conditions and provisions hereafter named, that my daughter last named is to care for me and my wife during our remaining days, and that no division is to be made of my real estate till after the death of my wife then the provisions of this shall be valid. 3<sup>rd</sup>. I direct that my daughter, Carrie Shultz, and her husband shall have their home with my beloved wife, and care for her during her remaining days, and that after the decease of my beloved wife, my daughter Carrie Shultz, and her husband shall have the use of the remaining fifteen acres for four years, at which time my daughter Carrie Shultz, and her husband shall have the first right to purchase the remaining fifteen acres of our home, and that the description of said real estate, is as set out in said application.

And it appearing to the satisfaction of the Court that the terms of said will have been fully complied with on the part of said Devisee hereinbefore named, it is ordered that said real estate be transferred upon the Duplicate of the County, to the name of Carrie Shultz, and that a certificate of this order together with the description contained in the application, issue to said Auditor as required by law. H. H. Hester Probate Judge

9277  
Filed

Oct. 15<sup>th</sup>

1921

In the matter of  
The Estate of  
Orvil P. Cummings Deceased.

In the matter of the Estate of Orvil P. Cummings, Deceased,  
Application for Transfer of Real Estate Devised.

Probate Court, Union County, Ohio

No. 9277

Application to Transfer of  
Real Estate Devised.

Now comes Maggie Cummings, Executrix, and represents to the Court that by the terms of the last Will and Testament of Orvil P. Cummings, deceased, late of said County, which will was duly admitted to probate on the 18<sup>th</sup> day of November A.D. 1919, and recorded in Vol. C, Page 33, of the Will Records of said Union County, all the certain real estate belonging to said decedent was devised to her, without any specific description of said real estate being given.

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The real estate owned by said decedent and so devised, is as follows to wit: The undivided one-half interest in the following described premises: Situated in the State of Ohio, County of Union, Township of Taylor and V.M. Surnys 5629 and 6473.

Beginning at a stone in the center of the Wheeler and Green Road road, and, at the south east corner of lands formerly owned by W.L. Baldwin; thence, with the easterly line of said land the easterly line of an unimproved road N. 5° N. 76.40 poles to a stone in the center of said road at an angle of the same; thence with two consecutive lines following the center of said road, N. 57° E. 17.30 poles to a stone and thence N. 64° E. 76.80 poles to a stone in the center of the Astury Ditch; thence, with the center of said ditch S. 14° E. 15.32 poles S. 60° E. 12 poles S. 69° E. 4 poles, N. 65° E. 8.60 poles to a stake (witness a stone S. 6° 30' E. 6 feet) in the line dividing Surnys, no. 14632, and no. 5629 and 6473; thence with said Surnys line S. 6° 30' E. 104.80 poles to a stone in the center of the said Wheeler and Green Road Road, thence with two consecutive lines following the center of said road N. 88° W. 73.60 poles to a stone and thence N. 40 poles to the place of beginning, containing 70.20 acres more or less.

Your petitioner represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee.

Whereupon she prays for an order directing the transfer of said real estate upon the tax duplicate to Maggie Cummins, name. Maggie Cummins

The State of Ohio, Union County,  
Maggie Cummins, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes. Maggie Cummins.

Known to before me and subscribed in my presence, this 10<sup>th</sup> day of October 1921. *Notary* Howard C. Brown, Notary Public

9277

Journal Entry: Probate Court Union County, O. Oct. 10<sup>th</sup> 1921.

In the Matter of The Estate of Orval P. Cummins Deceased,	Authority to Transfer Real Estate Devised.
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This day came Maggie Cummins and filed herein her application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County of certain real estate devised by Orval P. Cummins deceased. Upon consideration thereof, the Court finds that by the terms of the will of said decedent, said real estate was devised to Maggie Cummins. And that said real estate so devised is described as follows: The undivided one-half interest in the following described tract of land. Situated in the State of Ohio, County of Union,

9277 Township of Taylor, and in U.M. Survey No. 5629 and 6493. Beginning at a stone in the center of the Wheeler and Green Grant Road, and at the southeast corner of land formerly owned by H.L. Baedwin; thence with the easterly line of said land and the easterly line of an unimproved road N. 5° N. 76.4° poles to a stone in the center of the said road at an angle of the same; thence with two consecutive lines following the center of said road N. 5-7° E. 17.32 poles to a stone and thence N. 64° E. 76.80 poles to a stone in the center of the Astory Ditch; thence with the center of said ditch S. 14° E. 15.32 poles S. 66 1/2° E. 12 poles S. 69 3/4° E. 4 poles N. 65 1/4° E. 8.60 poles to a stake. (Witness a stone S. 6° 30' E. 6 feet) in the line dividing Survey No. 14632 and Nos. 5629 and 6493; thence with said survey line S. 6° 30' E. 104.80 poles to a stone in the center of the said Wheeler and Green Grant road; thence with two consecutive lines following the center of said road N. 58° W. 73.60 poles to a stone and thence N. 40 poles to the place of beginning. Containing 70.20 acres more or less.

And it appearing to the satisfaction of the court that the terms of said Will have been fully complied with on the part of said Devisee hereinbefore named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Maggie Cummins, and that a certificate of this order issue to the County Auditor as required by law.  
 W. B. Huotel, Probate Judge.

7840  
 Files  
 (Oct. 8<sup>th</sup> 1931)

In the matter of the Estate of Thomas Stillings, Deceased.  
 Application for transfer of Real Estate Devised.  
 Probate Court, Union County, Ohio.

In the matter of  
 The Estate of  
 Thomas Stillings, Deceased. | no. 7840.  
 Application for transfer of Real  
 Estate Devised.

Now comes William Stillings, and Frank G. Stillings and represents to the court that by the terms of the last Will and Testament of Thomas Stillings, deceased, late of said County which Will was duly admitted to probate on the 29<sup>th</sup> day of October A.D. 1913, and recorded in Vol. 51, page 36, of the Will Records of said Union County, certain real estate belonging to said decedent was devised to them without any specific description of said real estate being given. The real estate owned by said decedent and so devised, is as follows, to wit: The items in said Will devising the real estate is as follows: "Item 1. I give and devise to my son, Frank G. Stillings or his legal representatives, One Hundred and Twenty-four (124) acres of land off the North end of my Two Hundred and forty-one and seventy-five one hundredths (241.75) acre farm, located in Allen Township, Union County, on the Milford and Allen Center Grant Road, and that same is to include

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the frame house where the brick upground cellar is located and the barn southeast of the house and subject to Item 3."

"Item 2. I give and devise to my son William Stelling or his legal representatives one hundred and sixteen (116) acres off of the south end of my two hundred and forty one and seventy-five one hundredths (241.75) acre farm located in Allen Township, Union County, Ohio, on the Milford and Allen Center gravel road, and the same is to include the frame barn and double-corn-crib and up-ground brick cellar where the house was burned, and subject to Item 3."

"Item 3. I further provide when land is divided, as described in Items 1 and 2, that the survey line dividing said land between my two sons shall run parallel with the north line of my eighty and seventy-five one hundredths (80.75) acre tract of said farm and in case there should be land left or over runs when surveyed, then that portion is to be equally divided between my sons William and Frank G. as mentioned in Item 1. and 2."

Said real estate, upon re-survey by L. B. Harvey in 1914, was found to contain 252.00 acres. Said 252.00 acres was divided into two tracts, and bounded and described as follows. Situate in the State of Ohio County of Union and Township of Allen, being part of Survey Nos 2979 and 2983, and bounded and described as follows: - Beginning at the south west corner of 144 acres of land owned by William and French G. Stelling in the center of Buck Run; thence with the westerly line of the above named tract N. 57° E. 150 poles to a limestone; thence with an southerly line of said 144 acre tract S. 38° 30' E. 72.80 poles to a stone in the westerly line of Little Co's land; thence with said line S. 57° W. 119.80 poles to a stone, in the center of a gravel road, and in the line dividing the above named surveys; thence with said road and survey line N. 31° 30' W. 98.90 poles to an iron rod at the north west corner of G. Magill's land; thence with the westerly line of said lands S. 59° W. 92.90 poles to a post at the north easterly corner of Clyde Robinson's land; thence with the northerly line of said land, N. 30° W. 49 poles to a stone at the southerly corner of said French G. Stelling's 130 acre tract; thence with the easterly line of said tract N. 57° E. 113.80 poles to the center of Buck Run. (Witness a stone S. 57° W. on the bank; thence down said stream with the various meanders thereof to the beginning, containing 122 acres more or less.

30 acres being in Survey No. 2979 and 92 acres being in Survey No. 2983. Also, the following premises, situate in said Survey Nos 2979 and 2983, and bounded and described as follows: - Beginning at the southerly corner of W. M. Staley's lands and in the center of Buck Run

7840

784° (witness a stone by a large elm S. 63° 30' E.); thence with the southerly line of said Staley's land S. 63° 30' E. 96.65 poles to a stone in the westerly line of J. W. Kennedy's land; thence with said land S. 57° W. 61.80 poles to the center of Buck Run (witness a stone N. 57° E. on the bank); thence down said Creek S. 18° W. 11.60 poles to a stake (witness a stone S. 57° W. on the bank); thence with the north-westerly line of William Stillings' 122 acre tract S. 57° W. 113.50 poles to a stone in the northerly line of James P. Cori's land; thence with said line N. 30° W. 64.80 poles to a stone in the easterly line of Leon Howard's land; thence with said line N. 57° E. 91.32 poles to a large stone in the line dividing said Survey; thence with said line N. 31° W. 91.50 poles to the center of said Buck Run (witness a stone S. 31° E. on the bank); thence with said Creek and the various meanderings thereof, bring the line also of said W. M. Staley down stream to the place of beginning. Containing 130 acres more or less. 34 acres being in Survey No. 2979 and 96 acres being in Survey No. 2953 and as surveyed by S. B. Barry, August, 1917.

Your petitioners represent that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee. Wherefore they pray for an order directing the transfer of said real estate upon the tax duplicate to William Stillings and French G. Stillings.

William Stillings, French G. Stillings,  
The State of Ohio, Union County.

William Stillings and French G. Stillings being first duly sworn say that the facts stated in the foregoing application are true as they verily believe.

William Stillings French G. Stillings

Known to before me and subscribed in my presence this 8<sup>th</sup> day of October 1921. *W. H. Custet*, Probate Judge

784° Journal Entry:

Probate Court, Union County, O. October 8<sup>th</sup> 1921

In the matter of The Estate of Thomas Stillings, Deceased. Authority to Transfer Real Estate Devised.

This day came William Stillings and French G. Stillings, and filed herein their application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County of certain real estate devised by Thomas Stillings, deceased. Upon consideration whereof the Court finds that by the terms of the will of said decedent, said real estate was devised to William Stillings and French G. Stillings, and that said real estate so devised is described as follows: Beginning at the south-west corner of 147+ acres of land owned by William and French G. Stillings in the center of Buck Run; thence with the westerly line of the above named tract N. 57° E. 1.50 poles to a limestone; thence with an southerly line of said 147+ acre tract S. 38° 30' E. 46.80 poles to a stone in the westerly line of Lottis Cori's land;

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thence with said line S. 57° W. 119.80 poles to a stone in the center of a gravel road and in the line dividing the above named surveys; thence with said road, and survey line N. 31° 30' W. 98.30 poles to an iron rod at the north west corner of C. Magill's land; thence with the westerly line of said lands S. 59° W. 90.90 poles to a post at the north easterly corner of Elyde Robinson's land; thence with the northerly line of said land N. 30° W. 49 poles to a stone at the southerly corner of said French H. Stillings 130 acre tract; thence with the easterly line of said tract N. 57° E. 113.80 poles to the center of Buck Run (witness a stone S. 57° W. on the bank); thence down said stream with the various meanders thereof to the beginning, containing 122 acres more or less, 30 acres being in Survey No. 2979 and 92 acres being in Survey No. 2983.

Also the following premises, situate in said Surveys Nos. 2979 and 2983, and bounded and described as follows:

Beginning at the southerly corner of W.M. Staley's lands and in the center of Buck Run (witness a stone by a large Elm S. 63° 30' E.); thence with the southerly line of said Staley's land S. 63° 30' E. 96.65 poles to a stone in the westerly line of J.W. Kennedy's land; thence with said land S. 57° W. 61.80 poles to the center of Buck Run (witness a stone N. 57° E. on the bank); thence down said creek S. 18° W. 11.60 poles to a stake (witness a stone S. 57° W. on the bank); thence with the north westerly line of William Stillings 122 acre tract S. 57° W. 113.80 poles to a stone in the northerly line of James P. Boor's land; thence with said line N. 30° W. 64.80 poles to a stone in the easterly line of Cone Howard's land; thence with said line N. 57° E. 91.32 poles to a large stone in the line dividing said surveys; thence with said line N. 31° W. 91.50 poles to the center of said Buck Run (witness a stone S. 31° E. on the bank); thence with said creek and the various meanderings thereof, being the line also of said W.M. Staley, down stream to the place of beginning, containing 130 acres more or less, 34 acres being in Survey No. 2979 and 96 acres being in Survey No. 2983 as surveyed by L.B. Harny, August, 1914.

And it appearing to the satisfaction of the Court that the Terms of said Will have been fully complied with on the part of said devisee hereinbefore named, it is ordered that said real estate be transferred upon the duplicate of the County to the name of William Stillings and French H. Stillings and that a certificate of this order issue to the County Auditor as required by law. W. H. Husted, Probate Judge.

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Filed  
Nov. 12<sup>th</sup>  
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In the Matter of The Last Will and Testament of Isaac Barker, Deceased.  
It is Remembered that heretofore to-wit: on the 12<sup>th</sup> day of November 1921, an instrument of writing purporting to be the Last Will and Testament of Isaac Barker, Deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

Application  
In the Matter of  
The Last Will and Testament of  
Isaac Barker, Deceased,  
To the Probate Court of said County:

your petitioner respectfully represents that Isaac Barker late a resident of the township of Claiborne in said County, died on or about the 26<sup>th</sup> day of October A. D. 1921, leaving an instrument in writing, heretofore produced, purporting to be his last Will and Testament. That the said Isaac Barker died leaving Margaret Barker his widow who resides at Richmond, Ohio, and the following named persons his only next of kin, to-wit:

J. B. Barker	son	Richmond, Ohio.
Howard B. Barker.	Grandson.	Marion, Ohio.
Elmer F. Barker	" "	Richmond, Ohio.

your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceeding.

J. B. Barker, Petitioner.

9713  
Oath.

The State of Ohio, Union County ss.  
The above named, J. B. Barker, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

J. B. Barker.  
Known to before me and signed in my presence, this 12<sup>th</sup> day of November, 1921.  
W. H. Husted, Probate Judge.

9713  
Witness

Mr. The undersigned widow and next of kin of the within named testator resident of the State of Ohio, hereby gives further notice, and consent to the probate of said Will.

Dated this 12<sup>th</sup> day of Nov. A. D. 1921. Sarah Margaret Barker.  
J. B. Barker. E. F. Barker. H. S. Barker.

9713  
Filing Will  
Notice  
and  
Hearing

Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio.  
November 12<sup>th</sup> 1921.

In the Matter of  
The Will of  
Isaac Barker, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Isaac Barker, late of Claiborne Township in this County, deceased, was produced in open Court for Probate: it is now ordered that the

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said will be filed in this Court, and that due notice  
shereof and of the application to admit the same to probate  
and record be given to the widow and next of kin of  
the testator resident of the State of Ohio, all next of kin  
and widow being present this date and signed waivers,  
waiving further notice of time of probating, the Court fixing  
November 12<sup>th</sup> 1921, at 2 O'clock P.M. for the date and  
time for hearing. W. H. Busted Probate Judge.

9713

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio.

Proof of  
Signature

Witness

In the matter of  
The Will of  
Isaac Barker, Deceased,

The State of Ohio, Union County, ss.

Personally appeared in open Court, Carrie W Hornbeck  
and Adelo Cheney, who bring first duty sworn testi by the  
truth, the whole truth, and nothing but, the truth, in  
the matter of the Will of Isaac Barker, deceased, depa  
and say: that Morris H. Hill whose name appears as  
one of the subscribing witnesses to the Last Will and  
Testament of Isaac Barker, deceased, herewith annexed,  
has since the date of said Will January 6<sup>th</sup> 1912, deceased,  
that we are each of us well acquainted with the  
handwriting and signature of said deceased witness,  
and that the signature of said Morris H. Hill purport-  
ing to be his as one of the subscribing witnesses to said  
Will, is the true and genuine signature of the said  
deceased, witness Morris H. Hill, Adelo Cheney, Carrie W Hornbeck,  
known to before me and signed in my presence. This 12-  
day of November, 1921. W. H. Busted, Probate Judge

No. 9713

Testimony.

9713

Proof of  
Signature

Witness

In the matter of  
The Will of  
Isaac Barker, Deceased

The State of Ohio, Union County, ss.

Personally appeared in open Court Adelo Cheney and  
Carrie W. Hornbeck, who bring first duty sworn to testify  
the truth, the whole truth, and nothing but, the truth,  
in the matter of the Will of Isaac Barker, deceased, depa  
and say: that Charles H. Ruffman whose name appears  
as one of the subscribing witnesses to the Last Will and  
Testament of Isaac Barker, deceased, herewith annexed,  
has since the date of said Will January, 6<sup>th</sup> 1912 removed  
from Union County, and, that the present time is  
residing at Portsmouth, Ohio, that it will take some time  
to locate him and get his testimony, that we and  
each of us are well acquainted with the handwriting

No. 9713

Testimony.

9713 and signature of said witness, and that the signature of said Charles H. Buffman purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said <sup>absent</sup> witness Charles H. Buffman.

Adelle Cheney. Carrie W. Hornbeck.

known to before me and signed in my presence in open Court, this 12<sup>th</sup> day of November, 1921. ~~State~~ H. H. Knotted, Probate Judge  
Admitting to Probate and Record.

Probate Court, Union County, O. November 12<sup>th</sup> 1921

In the matter of  
The Will of  
Isaac Barker, Deceased.

Admitting to Probate,  
Prob. Records

This matter came on this day further to be heard, on the application of J. B. Barker to admit to probate and record the will of Isaac Barker deceased, heretofore filed in this Court therefor.

and it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the widow and the next of kin of said testator residents of Ohio, and that said widow and the next of kin signed waiver of being further notified and consented to the probating of said Will and Adelle Cheney and Carrie W. Hornbeck testified to the proof of signature

9713 Journal Entry: Orders On Hearing, admission to Probate and Record,  
Admitting Probate Court, Union County, Ohio.

In the matter of the  
Will of  
Isaac Barker, Deceased.

November 12<sup>th</sup> 1921.

Be it Remembered, that heretofore, to wit: on the 12<sup>th</sup> day of November A.D. 1921, an instrument of writing, purporting to be the Last Will and Testament of Isaac Barker, late of Blairbourn Township, in this County, deceased, was produced in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court that Morris H. Hill and Charles H. Buffman, the subscribing witnesses to said Will Morris H. Hill being deceased and Charles H. Buffman having removed from this locality, and his testimony could not be secured without considerable delay.

Thompson Adelle Cheney and Carrie W. Hornbeck, appeared in open Court and were duly sworn and examined according to law touching the genuineness of the signature of said Morris H. Hill and Charles H.

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Sign

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Huffman, attached to said Will, which testimony was reduced to writing by said witnesses respectively subscribed and filed with said Will. whereupon the court finds the aforesaid instrument of writing is the last Will and Testament of said Isaac Barker, deceased; that the same was duly executed and attested; and that the said testator, at the time of making, signing and sealing the same, was of full age of sound mind and memory, and not under any restraint. It is therefore by the court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Sarah Margaret Barker, pay the costs herein taxed at \$ -- within -- days.

H. H. Huatlet, Probate Judge.

9713

- Will -

In the name of the Benevolent Father of all:

I, Isaac Barker, of the County of Union and State of Ohio being of legal age and of sound mind and memory do make and publish this my last Will and Testament

Will

1<sup>st</sup>. I desire that all of my just debts be paid out of my personal property, also the debts contracted during my last sickness and funeral expenses and if there is not enough of the Personal property to pay, as specified above, then I want my legal representation or executor to sell enough of my real estate of which I may see seized to settle all indebtedness in full.

2<sup>nd</sup>. I give and devise to my beloved wife, Sarah Margaret Barker, in lieu of her dower, the farm upon which we now reside, situate in Eldibone Sp. Union County, O. containing about 50 acres during her natural life, or as long as she remains my widow, and as much of my personal property that remains after my just debts are paid as described heretofore together with my household goods I give to her absolutely.

3<sup>rd</sup>. at the death or intermarriage of my said wife the real estate aforesaid I give and devise to my son Bert Barker 1/3, to my son Frank Barker, Children 1/3 and to my niece May Lilly East, the balance 1/3 equally between the 3 heirs.

4<sup>th</sup>. If my said wife should not survive me, then I, devise and bequeath my property aforesaid to my heirs as mentioned above.

5<sup>th</sup>. I do hereby appoint my beloved wife executrix of this my last Will and Testament to settle up my estate as the law may direct.

In testimony hereof I have hereunto set my hand this 6<sup>th</sup> day of January A.D. 1912.

Isaac Barker.

9713

Signed and acknowledged by said Isaac Barker, as his

last will and Testament, in our presence, and, signed by us in his presence: Charles R. Buffman, Morris W. Bice & int.

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Files  
Oct 26-  
1921

In the matter of the Estate of Argus B. Smisher, Deceased,  
Application for Transfer of Real Estate Devised,  
Probate Court, Union County, Ohio.

No. 9614  
In the matter of  
The Estate of  
Argus B. Smisher, Deceased.  
Application for Transfer of  
Real Estate Devised.

Now comes Emma Smisher a legatee, by her guardian, Chester Smisher, and represents to the Court that by the terms of the last will and Testament of Argus B. Smisher deceased, late of said County, which will was duly admitted to probate on the 3<sup>rd</sup> day of June, A.D. 1921, and recorded in Vol. O, page 382, of the Will Records of said Union County, all the certain real estate belonging to said decedent was devised to said Emma Smisher, without any specific description of said real estate being given. The real estate owned by said decedent and so devised, is as follows, to wit: being

all that part and parcel of land situate in the Village of Marysville, County of Union and State of Ohio, and bounded and described as follows: Beginning at the south west corner of In. lot #69 in the east line of an alley; thence northerly with the said east line of said alley 41 1/2 feet to the south west corner of Ross L. Cross premises; thence easterly with said Ross L. Cross south line 40 feet to a sapling; thence southerly and parallel with said first line described 41 1/2 feet to Sixth Street 40 feet to the place of beginning, being a part of subdivisions 3 and 4 of In. lot #69 as shown by the law records of Union County, vol. 22, page 54.

Your petitioner represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee. Wherefore he prays for an order directing the transfer of said estate upon the tax duplicate to Emma Smisher named.

Chester Smisher, Guardian

9614 The State of Ohio, Union County, ss

Chester Smisher, guardian, being first duly sworn says that the facts stated in the foregoing application are true as his verity believes.

Sworn to before me and subscribed in my presence this 24<sup>th</sup> day of October, 1921.

Grandison K. Brown  
Notary Public

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Journal Entry: Probate Court, Union County, O. Oct. 20 - A.D. 1921.  
 In the matter of  
 The Estate of  
 Argus B. Snisher, Deceased,  
 Authority To Transfer  
 Real Estate Devised.

This day came Chester Snisher, Guardian of Emma Snisher, a lunatic, and filed herein his application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, of certain real estate devised by Argus B. Snisher, deceased.

authority  
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 Real Estate  
 Devised

Upon consideration whereof, the Court finds that by the terms of the will of said decedent, said real estate was devised to Emma Snisher, widow of said Argus B. Snisher, deceased. And that said real estate so devised is described as follows: bring all that part and parcel of land situate in the Village of Mansville, County of Union and State of Ohio, and bounded and described as follows: beginning at the south west corner of In. lot #69 in the east line of an alley; thence northerly with the said east line of said alley, 41 1/2 feet to the south west corner of Rosa L. Cross premises; thence easterly with said Rosa L. Cross south line 40 feet to a stake; thence southerly and parallel with the said first described line 41 1/2 feet to Sixth Street 40 feet to the place of beginning, being a part of sub-divisions 3 and 4 of In. lot #69 as shown by the law records of Union County, vol. 22 page 54. And it appearing to the satisfaction of the Court that the terms of said Will have been fully complied with and the part of said Devisor hereunto herein named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Emma Snisher and that a Certificate of this order be filed with the County Auditor as required by law. W. H. Husted Probate Judge.

9718  
Filed.

Nov. 17<sup>th</sup> 1921

In the matter of the Last Will and Testament of  
Warren S. Lockwood, Deceased.  
Be it Remembered, that heretofore to wit: on the 17<sup>th</sup> day of November  
1921, an instrument of writing purporting to be the Last Will  
and Testament of Warren S. Lockwood, deceased, was pro-  
duced in open court and offered for probate, and the follow-  
ing proceedings were had therein:

9718

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and Testament  
of Warren S. Lockwood, Deceased.

Application to  
admit to Probate

To the Probate Court of said County:

Your petitioner respectfully represents that Warren S. Lockwood  
late a resident of the Township of Liberty in said County,  
died on or about 26<sup>th</sup> day of October A.D. 1921, leaving an  
instrument in writing, heretofore produced, purporting to be his  
last Will and Testament. That the said Warren S. Lock-  
wood died leaving the following named persons his only

next of kin, to wit:

Lebara S. Wellits	daughter.	Urbana, O. R. 3.
John J. Lockwood	son.	East Liberty, O. # 1.
Atner Lockwood	son	Janesville, O. # 2.
Ellen L. Patrick	daughter	East Liberty, O. # 1.
Otto Lockwood,	son	Cable, Ohio # 1.
Otto Lockwood,	son	Cable, Ohio # 1.
Robert Lockwood	son.	Urbana, Ohio. # 5.
Austin Lockwood	son.	Fremont City, O. # 1.
Rosa J. Lockwood	daughter - in law	Cable, Ohio.
Dana M. Lockwood	Grand-son.	Bellefontaine, Ohio
Jessie M. Wilkins	Grand-daughter	Cable, Ohio.
Mary Lockwood	" "	Cable, Ohio
Mary Lockwood	" "	Cable, Ohio
Huldred Lockwood	" "	Cable, Ohio.
Eugene Lockwood	" "	Cable, Ohio.
Harry Lockwood	Grand-son	Cable, Ohio.
Hazel Hildreth	Grand-daughter	Bellefontaine, Ohio.
Harry Ballinger	Grand-son.	Pittsburg, Pa.
Walter Ballinger	Grand-son	Pittsburg Pa.

application

Your petitioner offers said Will for probate, and prays  
that a term may be fixed for the proving of the same  
and that said above named persons, residents in  
this State may be notified according to law of the  
pendency of said proceedings.

John J. Lockwood  
Petitioner.

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The State of Ohio, Union County, ss.

The above named John J. Lockwood being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true as he verily believes.

John J. Lockwood.

Sworn to before me and signed in my presence, this 17-day of November, 1921. H. H. Husted, Probate Judge

9718

Mr. The undersigned next of kin of the within named testator, resident of the State of Ohio, hereby raises further notice, and consent to the probate of said Will.

Warren

Dated this 1-day of November, A. D. 1921.

John J. Lockwood; W. A. Lockwood; Jennie Wickins; Gladys Lockwood; Etie L. Patrick; Clara Willets; Edwin Lockwood; Gene Lockwood; Otis Lockwood; Otis Lockwood; Dora Lockwood; R. T. Lockwood; J. A. Lockwood; Mrs. Hazel Kildner; Rosa Lockwood; Mary Lockwood; Mildred Lockwood.

9718

Journal Entry: Orders for Filing Will, Notice and Hearing,

Orders for

Probate Court, Union County, Ohio  
November, 17<sup>th</sup> 1921.

Filing  
Will, Notice  
and Hearing

In the matter of  
The Will of  
Warren S. Lockwood, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Warren S. Lockwood late of Liberty Township, in this County, deceased, was produced in open court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator resident of the State of Ohio 3 days prior thereto, that said application will be for hearing before this Court on the 25-day of November, 1921, at 10 O'clock, A.M.

H. H. Husted Probate Judge.

9718

Testimony

Probate Court, Union County, Ohio

No. 9718

Testimony  
of  
Witnesses

In the matter of  
The Will of  
Warren S. Lockwood, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open court, C. A. Furr and J. M. Sanderson who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and Testament of Warren S. Lockwood, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 21-day of January 1920, purporting to be the

9718 The Last Will and Testament of Warren S. Lockwood, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said testator and in his presence; that they saw said testator sign said instrument at the end thereof, and heard him acknowledge the same to his Will, and that said Warren S. Lockwood, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

C. A. Freer. G. W. Sanderson.

known to before me and signed in my presence by said witnesses in open Court this 25<sup>th</sup> day of November, 1921.

H. H. Busted Probate Judge

9719 Journal Entry: Probate Court, Union County, O. November 25<sup>th</sup> 1921.

In the matter of  
The Will of  
Warren S. Lockwood, Deceased.

Admitting to  
Probate and  
Record.

Admitting  
to  
Probate  
and  
Record.

This matter came on this day further to be heard, on the application of John J. Lockwood, to admit to probate and record the will of Warren S. Lockwood, deceased, heretofore filed in this Court therefor. and it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio; and that next of kin signed a waiver, waiving further notice giving their consent to have said Will probated, and C. A. Freer and G. W. Sanderson, the subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will; which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said Warren S. Lockwood, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses, above named, be entered of record in this Court.

H. H. Busted, Probate Judge

9718

Last Will and Testament of Warren S. Lockwood.

In the Name of the Benevolent Father of all, I, Warren S. Lockwood, do make this my last Will and Testament: Item 1. I hereby appoint as Administrators of my estate, without bond, my sons, John J. Lockwood and Otis Lockwood who shall take full charge of all my personal and real property and administer it as

Will

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Will

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stated below. Item 2. I give and bequeath, first of all, out my estate to my daughter Mrs Etta Patrick, who has cared for me and my wife in our sickness, Five Hundred Dollars. (\$500.). Item 3. all expenses incidental to my funeral and sickness shall then be paid out of my estate. Item 4. After the above items are fulfilled, then I desire that a suitable monument of modest but substantial design shall be purchased and placed for my wife and myself. Item 5. My watch, I give and bequeath to my son Abner Lockwood. Item 6. The household effects of myself and wife shall be divided among my heirs as they may want, each taking choice in the order of their ages till all have taken what they may want and the remaining part to be disposed of and become a part of the general estate. Item 7. After all the above is fulfilled it is my will that the rest of my estate be divided equally among my heirs as follows: Harry Lockwood; Walter and Harry Ballinger and Hazel Biedrecht as heirs of my daughter Della, deceased; John Lockwood; Mrs Clara Willett; Abner Lockwood; Otis Lockwood; Otto Lockwood; Robert Lockwood; Austin Lockwood and Mrs Etta Patrick. My estate it is understood consists of my farm of fifty acres; my chattel property and a note held against my son Austin for borrowed money. The administrators are to sell my personal property at public sale or in any way that they feel will yield the best income from the same. Item 8. In case of the decease of my son Harry Lockwood, before this estate is settled it is my will that that portion that would go to him shall go to his widow, Mrs Rosa Lockwood.

Signed W. S. Lockwood.

Signed in our presence this 21 day of January 1920, and our signature was made in the presence of the Testator.  
 Witnesses: C. A. Truer, G. W. Sanderson.

9692  
 Filed  
 October 3-  
 1921

In the matter of The Last Will and Testament of  
 Abner W. Bayley, Deceased  
 Probate Court, Union County, Ohio.  
 Application to  
 admit to Probate.

application

To the Probate Court of said County:  
 Your petitioner respectfully represents that Abner W. Bayley late a resident of the township of Liberty in said County, died on or about the 18<sup>th</sup> day of September A.D. 1921, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.  
 That the said Abner W. Bayley, died leaving the

9692

named persons her only next of kin  
Cora V. Gibson  
Mary E. Cardwell.

daughter.

Raymond, Ohio.  
New York City, N.Y.

Your petition offers said will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Cora V. Gibson, Petitioner.

The State of Ohio, Union County, ss.

The above named Cora V. Gibson, being first duly sworn, says that the facts stated and allegations in the foregoing application, are true as she verily believes.

Cora V. Gibson.

Sworn to before me and signed in my presence this 3<sup>rd</sup> day of October 1921.

W. H. Husted, Probate Judge.

9692

waiver

By the undersigned next of kin of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said will, Dated this 3<sup>rd</sup> day of October, A. D. 1921.

Cora V. Gibson, Mary E. Cardwell.

9692

Journal Entry: Orders for Filing Will, notice and hearing.

Probate Court, Union County, Ohio,  
October 3- 1921.

Orders

for filing

will

notice

and

hearing.

In the matter of  
The Will of  
Abbie A. Bayley, Deceased.

This day an instrument of writing, purporting to be the last will and Testament of Abbie A. Bayley, late of Liberty Township, in this County, deceased, was produced in open court for Probate: it is now ordered that the said will be filed in this court. The next of kin having signed a waiver, waiving further notice as to the time of hearing before the Probate Court said application will be for hearing before this court on the 3<sup>rd</sup> day of October 1921, at 3 o'clock P.M.

W. H. Husted, Probate Judge.

9692

Testimony of Witnesses

Probate Court, Union County, Ohio,  
No. 9692.

Testimony

of

Witnesses

In the matter of  
The Will of  
Abbie A. Bayley, Deceased.

Testimony of Witnesses

The State of Ohio, Union County, ss.

Personally appeared in open court, John W. Bodrick, and W. T. Bodrick, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Abbie A. Bayley, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 10<sup>th</sup> day of October 1921, purporting to be the Last Will and Testament of Abbie A.

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Bayley, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard her acknowledge the same to her Will, and that said Abbie A. Bayley, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

W. F. Brodrick. John M. Brodrick.

Sworn to before me and signed in my presence by said witnesses in open Court this 3<sup>rd</sup> day of Oct. 1921.

W. H. Husted Probate Judge.

9692

Journal Entry, Probate Court, Union County, O., October, 3<sup>rd</sup> 1921.

In the matter of

Admitting to

The Will of

Probate

Abbie A. Bayley, Deceased.

and Record

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Record

This matter came on this day further to be heard on the Application of Cora V. Gibson, to admit to probate and record the will of Abbie A. Bayley, deceased, heretofore filed in this Court therefor, and it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the Application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio. John M. Brodrick and W. F. Brodrick, the subscribing witnesses to said will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said will; which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said Abbie A. Bayley, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. H. Husted Probate Judge.

9692

Will

I Abbie A. Bayley, of Liberty Township, Union County, Ohio, do make and publish this my last Will and Testament. Heretby revoking all other Last Wills and Testaments heretofore made by me. Item 1<sup>st</sup>: I desire that all my just debts and funeral expenses be first paid out of my estate. Item 2<sup>nd</sup>: I give and devise to my daughter Cora V.

Will

9692 Gibson the full equal one-half of all the rest and residue of my property real and personal, and to the heirs of her body and their heirs and assigns forever. Should my said daughter, Cora V. Gibson die without leaving heirs of her body surviving her, then I desire that the property herein devised to her shall go to her sister Mary E. Hewitt, and her heirs and assigns forever.

Wit

Item 3<sup>d</sup>. I give and devise to my daughter Mary E. Hewitt, the remaining one-half of my said property, real and personal, to have and to hold the same to the said Mary E. Hewitt, for and during her natural life, and after her death, to the heirs of her body, and their heirs and assigns forever, but should my said daughter, Mary E. Hewitt, die without leaving heirs of her body surviving her, then I desire that the property herein devised to her shall go to her sister Cora V. Gibson and her heirs and assigns forever.

Item 4<sup>th</sup>. I do hereby nominate and appoint my said daughter Cora V. Gibson, Executrix, of this my said Last Will and Testament, and I desire that she be not required to give bond as such Executrix. If it should become necessary to sell any or all of my real estate to pay my debts then I do hereby authorize my said Executrix to sell the same either at public or private sale as she may deem best without the intervention of any Court, and deed or deeds to purchasers to execute and deliver in as full and complete a manner, as I might or could do, if living.

I desire that no appraisal and no sale of my personal property be made, and I hereby request the Probate Court to direct the omission of the same under the Statutes. In Testimony whereof I have hereunto set my hand this Tenth day of October, A. D. 1906.

Abbie W. Bayley.

Signed, published and declared by said Abbie W. Bayley as her Last Will and Testament in our presence, and signed by us in her presence, and at her request this 10<sup>th</sup> day of October, 1906.

John M. Brodrick,  
W. F. Brodrick.

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In the matter of the Estate of Charles S. Chapman, Deceased.  
Application for Transfer of Real Estate Devised.  
Probate Court, Union County, Ohio  
No. 8332.  
Application for Transfer of  
Real Estate Devised  
Now comes Anna K. Chapman and represents to the Court that by the terms of the Last Will and Testament of Charles S. Chapman, deceased, late of said County, which Will was duly admitted to probate on the 28<sup>th</sup>

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8332 day of October A.D. 1915. and recorded in Vol. 6. Page 685, of the Will Records of said Union County, all the real estate belonging to said decedent was devised to his wife, without any specific description of said real estate being given. The real estate owned by said decedent and so devised, is as follows, to-wit: To his wife Anna K. Chapman: The following real estate, to-wit: Situated in the County of Union, in the State of Ohio, and in the village of Marysville, and bounded and described as follows: Being all of in-lot number Two Hundred and seventy-eight (278) in Pickets Addition to said Town of Marysville excepting a strip five (5) feet wide off the West side of said Lot appropriated for the use of the Agricultural gravel road: For a more definite description reference is hereby made to the recorded Plat of Marysville. The above numbered Lot 278 being the original number of said Lot. Since the re-numbering of the Lots of the Town, said Lot is known by its new number 295.

"Will" I, Charles S. Chapman, of Marysville, Ohio, hereby make, publish and declare this my last Will and Testament: hereby revoking all my former wills and, Codicils. Item 1. I give, devise and bequeath all my estate, real personal and mixed, unto my beloved wife, Anna K. Chapman, to her, her heirs and assigns forever. Item 2. I nominate my said wife Anna K. Chapman, the executor, without bond of this my last will and testament. Done at Marysville, Ohio July, 26 - 1912. Charles S. Chapman.

Your petition represents that all the provisions and conditions of said Will have been fully complied with upon the part of said devisee. Wherefore she prays for an order directing the transfer of said real estate upon the tax duplicate to Anna K. Chapman, name.

Anna K. Chapman.

8332 The State of Ohio, Union County, John H. Hunkade, being first duly sworn says that the facts stated in the foregoing application are true, as he verily believes. John H. Hunkade.

Sworn to before me, and subscribed in my presence, this 7<sup>th</sup> day of November, 1921. ~~W. H. Husted~~ W. H. Husted, Probate Judge.

8332 Journal Entry: Probate Court, Union County, O. November, 7<sup>th</sup> A.D. 1921. In the Matter of The Estate of Charles S. Chapman, Deceased. Authority To Transfer Real Estate Devised.

This day came Anna K. Chapman and filed herein her application duly verified, for an order to the County Auditor, directing the transfer upon the tax duplicate of Union County, of certain real estate devised by Charles S. Chapman, deceased, upon

8332

Upon consideration whereof, the court finds that by the terms of the Will of said decedent, said real estate was devised to Anna K. Chapman. And that said real estate so devised is described as follows: Situated in the County of Union in the State of Ohio, and in the village of Marysville being all of In-lot Number 278, in Picketts Addition to said Town of Marysville, excepting a strip five (5) feet wide off the west side of said lot, appropriated for the use of the Agriculture grant road: For a more definite description, reference is hereby made to the recorded plat of Marysville, the above numbered Lot 278 being the original number of said lot. Since the re-numbering of the Lots of the Town, said Lot is known by its new number 298.

And it appearing to the satisfaction of the court that terms of said Will have been fully complied with on the part of said Deceasee hereinbefore named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Anna K. Chapman, and that a certificate of this order issue to the County Auditor as required by law.

W. H. Husted, Judge.

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In the matter of The Last Will and Testament of Onessimus A. Shearer. Deceased.  
Be it Remembered, that heretofore to-wit: on the 22. day of November 1921. an instrument of writing purporting to be the Last Will and Testament of Onessimus A. Shearer. Deceased, was produced in open court and offered for Probate and the following proceedings were had therein:

9720.

Application for Probate of Will.

Probate Court, Union County, Ohio.  
Application to admit to Probate.

In the matter of  
The Last Will and Testament  
of Onessimus A. Shearer. Deceased.

To the Probate Court of said County:

application

Your petitioner respectfully represents that Onessimus A. Shearer, late a resident of the Township of Taylor in said County, died on or about the 19. day of November, A.D. 1921, leaving an instrument in writing heretofore produced, purporting to be his last Will and Testament.

That the said Onessimus A. Shearer, died leaving Mary E. Shearer his widow who resides at Broadway, Ohio and the following named persons his only next of kin, to-wit:

Miriam O. Crawford.	daughter	Ostrander, O. R. I.
P. D. Shearer	son	Clensland O. 1219, Bander arm.
L. O. Shearer	son.	Beoria Ohio. R. I.
D. H. Shearer	son	" " "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the

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9720. same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. C.O. Shearer, Petitioner.

The State of Ohio, Union County, ss.

The above named C.O. Shearer, being first duly sworn, says that the facts and allegations in the foregoing application contained, are true as he verily believes.

C.O. Shearer.

Known to before me and signed in my presence, this 22 day of November 1921. H. H. Kusted, Probate Judge.

9720. Mr. The undersigned widow, and next of kin of the within named testator, resident of the State of Ohio, hereby raises further notice, and consent to the probate of said Will.

Dated this 22 day of November, A.D. 1921.

Mary E. Shearer, Minnie O. Bradford, Parker D. Shearer, C. O. Shearer, D. H. Shearer.

9720. Journal Entry: Orders for Filing Will, notice and hearing, Probate Court, Union County, Ohio, November, 22- 1921.

In the matter of The Will of Onessimus A. Shearer, Deceased.

Hearing This day an instrument of writing, purporting to be the last Will and Testament of Onessimus A. Shearer late of Taylor Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be omitted the next of kin of the testator resident of the State of Ohio, having waived service herein, said application will be for hearing before this Court on the 6- day of December 1921, at 9:25 A.M.

H. H. Kusted, Probate Judge.

9720. Testimony of Witnesses, Probate Court, Union County, Ohio, No. 9720.

Testimony of Witnesses In the matter of The Will of Onessimus A. Shearer, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court, John W. Hillis, and Edward Court, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Onessimus A. Shearer, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 14- day of April 1921, purporting to be the Last Will and Testament of Onessimus A. Shearer, deceased, that they respectively

9720 subscribed their names thereto as witnesses at the request of said Testator and in his presence: that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Oressimus A. Shearer, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

John H. Willis. Edward Court.

Sworn to before me and signed in my presence, by said witnesses in open Court this 3<sup>rd</sup> day of December, 1921.

W. H. Busted, Probate Judge.

Sworn to before me and signed in my presence by said witnesses in open Court this 3<sup>rd</sup> day of December, 1921.

W. H. Busted, Probate Judge.

9720 Journal Entry on admitting to Probate and Record.

Probate Court, Union County, O.  
December 6<sup>th</sup> 1921.

Admitting To Probate and Record

In the matter of  
The Will of  
Oressimus A. Shearer, Deceased.

This matter came on this day, further to be heard, on the application of C. D. Shearer, to admit to probate and record the Will of Oressimus A. Shearer, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the widow and next of kin of said testator residents of Ohio; and to John H. Willis and Edward Court, the subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will; which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will. Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said Oressimus A. Shearer, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. H. Busted Probate Judge.

9720 Will Last Will and Testament.

I, Oressimus A. Shearer, of the town of Broadway, in the County of Union and State of Ohio, being of sound mind and memory, do make, publish and declare this my last Will and Testament in manner following, that is to say: First: I direct that all my just debts and funeral expenses be paid out of my estate as soon after my decease as may be convenient. Second: I give devise and bequeath to my beloved

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wife Mary E. Shearer, for and during her natural life, all the property, real and personal, of every kind and description wheresoever situated, which I may own or have the right to dispose of at the time of my decease. After the death of my said wife Mary E. Shearer, I give devise and bequeath all of said property both real and personal, of every kind and description, wheresoever situated, which I may own or have the right to dispose of at the time of my decease, to my four children, to: Minnie O. Crawford, Parker D. Shearer, Clarence O. Shearer, and David N. Shearer, absolutely and in fee simple, and in equal shares.

Third: I hereby authorize and empower my executor, hereinafter appointed, in order to pay all debts and to carry into effect all the provisions and purposes of this Will, to sell and dispose of any or all of my estate, real or personal or both, for such price and upon such terms of credit or otherwise, and in such manner, as my said executor may deem best, and to execute and deliver to the purchaser or purchasers, all proper and necessary deeds and other instruments of title and conveyance and transfer thereof.

Lastly, I hereby appoint my son, Clarence O. Shearer Executor of this, my last Will and Testament, hereby revoking all former Wills by me made. In Witness whereof I have hereunto subscribed my name the 14<sup>th</sup> day of April in the year Nineteen Hundred and Twenty-two.

Orestimus A. Shearer, (Seal)

Will.

We whose names are hereunto subscribed, Do Certify, that on the 14<sup>th</sup> day of April, 1921, Orestimus A. Shearer the testator above named, subscribed his name to this instrument in our presence and in the presence of each of us, and at the same time, in our presence, and hearing, declared the same to be his last Will and Testament, and requested us and each of us, to sign our names thereto as witnesses to the execution thereof, which we hereby do in the presence of the testator and of each other, on the day of the date of the said Will, and write opposite our names our respective places of residence.

Edward Court, residing at Marysville, Ohio.  
 John W. Willis, residing at Marysville, Ohio.

9721

In the Matter of the Last Will and Testament of James Clark, Deceased.  
 Be it Remembered, That heretofore, to-wit: on the 1<sup>st</sup> day of Dec. 1921, an instrument of writing purporting to be the last Will and Testament of James Clark, deceased, was produced in open Court and offered for probate, and the following proceedings were had therein:

9721

Application for Probate of Will,

9721

In the matter of  
The last Will and  
Testament of James Clark, Deceased.

Probate Court, Union County, Ohio,  
Application to  
Admit To Probate.

To the Probate Court of said County:  
Your petitioner respectfully represents that James Clark, late  
a resident of the township of Liberty in said County, died on  
or about the 19<sup>th</sup> day of November A. D. 1921. leaving an instru-  
ment in writing, herewith produced, purporting to be his last  
Will and Testament. That the said James Clark died

leaving the following named persons his only next of kin, to-wit:

Earl Clark	Brother	Perrin, Ohio
Anna Owens	Sister	Woodstock, Ohio
P. J. Boursnith	Nephew	Raymond, Ohio
Charles Boursnith	Nephew	Perrin, Ohio
Mrs H. C. Andrews	Niece	Raymond, Ohio
Mrs Thomas Wilson	" "	N. Leinburg, Ohio
Mrs Ira D'Vore	" "	East Liberty, Ohio

Your petitioner offers said Will for probate, and prays that a  
time may be fixed for the proving of the same, and that  
said above named persons residents in this State may be  
notified according to law of the pendency of said proceeding  
J. C. Hartshorn, Petitioner.

9721 The State of Ohio, Union County, ss.

Oath. The above named John C. Hartshorn being first duly sworn,  
says that the facts stated and allegations in the foregoing  
application contained, are true as he verily believes.

J. C. Hartshorn,

Sworn to before me and signed in my presence, this 1<sup>st</sup>  
day of December, 1921. W. H. Husted, Probate Judge

9721 Journal Entry: Order For Filing Will, Notice and Hearing.

Order

for  
Filing  
will.

In the matter of  
The Will of  
James Clark, Deceased.

Probate Court, Union County, Ohio,  
Dec. 1, 1921.

Notice  
and  
Hearing

This day an instrument of writing, purporting to be the  
last Will and Testament of James Clark, late of Liberty Township,  
in this County, deceased, was produced in open Court for Probate;  
it is now ordered that the said Will be filed in this Court,  
and that due notice thereof and of the application to admit  
the same to probate and record be given to the next of kin  
of the testator resident of the State of Ohio, 3 days prior thereto,  
that said application will be for hearing before this Court on  
the 7<sup>th</sup> day of December 1921, at 10 o'clock P.M.

W. H. Husted,  
Probate Judge.

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Notice.

Probate Court, Union County, Ohio,

no. 9721

notice of Probate,

To the matter of  
The will of  
James Clark, Deceased.

To Sarah Clark; Anna Orms; Charles Bournsmith; Mrs H.C. Andrews; Mrs Thomas Wilson and Mrs Eva Devore

Notice.

You are hereby notified that on the 1- day of December A.D. 1921, an instrument of writing, purporting to be the last Will and Testament of the late James Clark, Liberty Township, in said County, deceased, was produced in open Court and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court on the 7- day of December 1921, at one o'clock P.M. Witness my signature and the seal of said Court, this 1- day of December, 1921.

W. H. Husted, Probate Judge.

9721

Return

The State of Ohio, Union County,

Return

I, Ovid Clark, being duly sworn, says that on the 2- day of December, 1921, he served the within notice taking waiver from each, within named, Sarah Clark, Anna Orms, Chas Bournsmith, Mrs H.C. Andrews, Mrs Thos Wilson, and Mrs Eva Devore.

Ovid Clark.

Known to before me and signed in my presence, this 3- day of Dec. 1921. J. C. Kartschorn, Justice of the Peace.

9721.

The undersigned person, within named, hereby acknowledges service of the within notice, this 2- day of December, 1921.  
Sarah Clark.

9721

Return

The State of Ohio, Union County,

Return

Rec'd This writ, Dec. 1- 1921 at 3.P.M. and pursuant to its command, I served the same on the within named P.J. Bournsmith, December 2- 1921.

Chas. A. Thompson.

9721

Notice.

To P.J. Bournsmith: You are hereby notified that on the 1- day of December, 1921 an instrument of writing purporting to be the last Will and Testament of James Clark late of Liberty Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court on the 7- day of Dec. 1921, at 1 o'clock P.M. Witness my signature and the seal of said Court this 1- day of Dec. 1921

W. H. Husted, Probate Judge

9721 The undersigned person, within named, hereby acknowledges service of the within notice, this 2-day of Dec. 1921.  
Ira Devore.

9721 The undersigned person, hereby acknowledges service of the within notice, this 2-day of December, 1921. Mrs. H.C. Andrews.  
The undersigned person acknowledges service of notice, this Dec. 1-1921 Charles Boursier.

The undersigned acknowledges service of notice, December 2-1921. Mr Thomas Wilson

The undersigned hereby acknowledges service of notice, this 2-day of December, 1921. Mrs. T.K. Orms.

Testimony of Witnesses.

9721 In the matter of The Will of James Clark, Deceased. vs. 9721

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Testimony of Witnesses

Personally appeared in open Court, N. A. Watkins and John C. Hartshorn, who bring first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of James Clark, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 7<sup>th</sup> day of May, 1921 purporting to be the Last Will and Testament of James Clark, deceased, that they respectively subscribed their names aboves, as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said James Clark, at the time of execution the same was of full age and of sound mind and memory and not under any restraint.

N. A. Watkins - J.C. Hartshorn.

Sworn to before me and signed in my presence by said witnesses in open Court this 7<sup>th</sup> day of December, 1921.

Witness H. W. Busted, Probate Judge.

9721 Journal Entry: Probate Court, Union County, O. December 7<sup>th</sup> 1921

Admitting to Probate and Record

In the matter of The Will of James Clark, Deceased.

Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of John C. Hartshorn, to admit to probate and record the will of James Clark, deceased, heretofore filed in this Court above. And it now being shown to the satisfaction of the Court, that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio;

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and to John C. Hartshorn and W. A. McKim, the subscribing witnesses to said will, having this day appeared in open court, and, having been duly sworn, testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will.

Whereupon the court finds that the aforesaid instrument of writing, is the last will and testament of said James Clark deceased; that it was duly executed and attested; that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory, and, not under any restraint. It is therefore by the Court ordered, that the said will be admitted to probate, and, that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. B. Husted, Probate Judge.

9721

Last Will.

I, James Clark, of Liberty Township, Union County, Ohio, being of sound mind and memory, do make and justify this my last will and Testament. Item 1: as soon after my death as possible, I desire that my funeral expenses and other just debts be paid out of my property of which I may die seized. Item 2: after these expenses and the cost of settling my estate are paid, I hereby bequeath to my nephews, Ovid Clark, and Orlan Clark, equally, one third of the residue of my estate, for the reason that I have made my home with them and providing that they give me a home and care for me in my remaining days. Item 3: The balance of my estate I desire to be equally divided between my niece and nephews, Ora Jackson, Otto Clark, Orel Clark, and Oscar Clark. I consider that Orel Clark, another nephew, has received his share in the form of debts I have paid for him, but after my death I desire that my claim against be not collected.

Item 4. In the event of the death of either Ovid and Orlan occurring before my own, I desire their share to go back into the estate to be divided as above providing they die without children. If they should have children they are to receive their fathers share. In case of the death of any of the above heirs, except Orel, without children, I desire their share to be thrown into the estate and divided as above.

Item 5: I do hereby nominate and appoint my good friend, J. C. Hartshorn, Executor, of this my last will and Testament. I hereby revoke all former wills by me made.

In Testimony Whereof, I have hereunto set my hand, this 7<sup>th</sup> day of May, 1920.

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9721 signed and acknowledged by the said James Belark in our presence.  
James Belark  
W. A. Wickins - J. C. Hartshorn.

9730 In the matter of the Will of William T. Wood, Deceased.  
Filed Dec. 8<sup>th</sup> 1921. By it remembered, that hereofon to wit, on the 8<sup>th</sup> day of December 1921, an instrument of writing purporting to be the last Will and Testament of William T. Wood, Deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

9730 Application for Probate of Will,  
Probate Court, Union County, Ohio.  
Application to admit to Probate.  
In the matter of the last Will and Testament of William T. Wood, Deceased.

Application To the Probate Court of said County:  
Your petitioner respectfully represents, that William T. Wood, late a resident of the township of Paris in said County, died on or about the 2<sup>nd</sup> day of December A. D. 1921 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said William T. Wood, died leaving Ira Rose Wood, his widow, who resides at Marysville, Ohio and the following named persons his only next of kin, to wit:

Sarah Helen Wood	daughter	Marysville, Ohio,
William Lee Wood Jr.	Grand son	Detroit, Mich.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of pendency of said proceedings.  
Ira Rose Wood, Petitioner

9730 The State of Ohio Union County:  
The above named Ira Rose Wood, being first duly sworn, says, that the facts stated and allegations in the foregoing application contained, are true as she verily believes.  
Ira Rose Wood.

Brought before me, and signed in my presence, this 8<sup>th</sup> day of December, 1921.  
H. H. Husted, Probate Judge.

9730 In witness whereof the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby joins further notice and consent to the probate of said Will.  
Dated this 8<sup>th</sup> day of December, A. D. 1921.  
Ira Rose Wood, Sarah Helen Wood.

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Orders for  
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Journal Entry: Orders for Filing Will, Notice and Hearing:  
Probate Court Union County, Ohio.

In the matter of  
The Will of  
William T. Wood, Deceased.

December 8<sup>th</sup> 1921.

Orders for  
Filing  
will

Notice  
and  
Hearing

This day an instrument of writing purporting to be the last will and Testament of William T. Wood, late of Paris Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said will be filed in this Court. This date the widow and next of kin living in the State of Ohio, appeared in open Court and signed a waiver, waiving further notice, and gave their consent to have said will probated, and that application will be for hearing before this Court on the 8<sup>th</sup> day of December 1921. at 2. O'Clock, P. M. W. H. Husted, Probate Judge.

Testimony of Witnesses,

Probate Court, Union County, Ohio.

9730

In the matter of  
The Will of  
William T. Wood, Deceased.

No. 9730.

Testimony of Witnesses

Testimony  
of  
Witnesses

The State of Ohio, Union County,  
Personally appeared in open Court, C. D. Mills and Ernest G. McCarroll, who bring first duty sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last will and Testament of William T. Wood, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 19<sup>th</sup> day of October 1917, purporting to be the last will and Testament of William T. Wood, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his will, and that said William T. Wood, at the time of execution the same was of full age, and of sound mind and memory, and not under any constraint.

Ernest G. McCarroll

Charles D. Mills

sworn to before me, and signed in my presence by said witnesses in open Court. This 8<sup>th</sup> day of Dec. 1921.

W. H. Husted Probate Judge.

9730.

Journal Entry:  
Probate Court, Union County, Ohio, December 8<sup>th</sup> 1921.

Admitting

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Record

In the matter of  
The Will of  
William T. Wood, Deceased.

Admitting to Probate  
and Record.

This matter came on this day further to be heard, on the application of Eva Rose Wood, to admit

9730

to probate and record the Will of William F. Wood, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court, that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the widow, and next of kin of the testator residents of Ohio; and Charles D. Mills and Ernest G. McCarroll, the subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing is the last Will and testament of said William F. Wood deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it together with the said testimony of the witnesses above named, be entered of record in this Court.

W. H. Hueter, Probate Judge

9730

Last Will and Testament.

I, William F. Wood, of Mansfield, Union County, Ohio, being of sound mind and memory do hereby make, publish and declare this to be my last Will and Testament, hereby revoking all former Wills by me made.

Will

Item I I direct my Executor, herein after named, to first pay out of my estate any just debts and funeral expenses and the costs and expenses of administering my estate, as soon as practicable after my decease. Item II All the rest and residue of my estate, both real and personal of what so ever nature and where so ever situate, I give, devise, and bequeath to my wife, Iva Ross Wood, to her absolutely. The real estate, if any, to be held by her in fee simple. Item III If it should become necessary, for the best interests of my wife or my estate or to pay my just debts, funeral expenses and so forth, to sell any part or all of my real or personal property then and in that event, I hereby authorize and empower my executor, hereinafter named, to sell any part or all of my real or personal property, at public or private sale, without an order of Court upon such terms or terms as she may deem best and at such price or prices as she may deem best and to make, execute and deliver such instruments of writing, to the purchaser or purchasers thereof as will convey the title thereto absolutely and in fee simple. Item IV I hereby nominate and appoint Iva Ross Wood, Executor of this my Last Will and Testament

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Will

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Filed

Dec. 6<sup>th</sup>

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and request the Court appointing her to require of her no bond as such executrix and I further request that no inventory or appraisement be made of my estate except such as may be required by law. In testimony whereof, I have hereunto set my hand and seal to this my Last Will and Testament at Marysville, Union County, Ohio, this 19<sup>th</sup> day of October, A. D. 1917. William T. Wood.

Will

Signed, sealed and acknowledged by the said William T. Wood as and for his Last Will and Testament, in our presence and by us signed as witnesses, at his request in his presence and in the presence of each other this 19<sup>th</sup> day of October A. D. 1917, at Marysville, Union County, Ohio, Charles D. Mills, Ernest H. McCarver.

9726

In the matter of The Last Will and Testament of Louvina Surdgrass, Deceased.

Filed

Dec. 6<sup>th</sup>

1921

Be it Remembered, That heretofore to wit: on the 6<sup>th</sup> day of December, 1921, an instrument of writing purporting to be the last Will and Testament of Louvina Surdgrass deceased, was produced in open Court and offered for Probate and the following proceedings were had therein:

9726

Application for Probate of Will, Probate Court, Union County, Ohio.

Application

In the matter of The Last Will and Testament of Louvina Surdgrass, Deceased. Application to Admit To Probate. To the Probate Court of said County:

Your petitioner respectfully represents that Louvina Surdgrass late a resident of the Township of Paris in said County, died on or about the 28<sup>th</sup> day of November A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament:

That the said Louvina Surdgrass, died leaving the following named persons her only next of kin, to wit: Judy Surdgrass - son - Columbus, Ohio. Nettie Hamannet, daughter - Marysville, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. Nettie Hamannet, Petitioner.

9726

For State of Ohio, Union County, ss.

Each.

The above named Nettie Hamannet, being first duly sworn, says that the facts stated and allegations in foregoing application contained, are true as he

9726

Verily believe

Nellie Hamanatt.

Known to before me and signed in my presence this 6<sup>th</sup> day of Dec. 1921

W. H. Busted. Probate Judge.

Mr. the undersigned next of kin of the within named testatrix resident of the State of Ohio hereby waive further notice and consent to the probate of said will.

Dated this 6<sup>th</sup> day of Dec. 1921.

Judy J. Burdgras - Nellie Hamanatt.

9726

Journal Entry: Orders for Filing Will, Notice, and Hearing.

Probate Court, Union County, Ohio.

In the matter of

December 6<sup>th</sup> 1921.

The Will of

Louisa Burdgras, Deceased.

Orders for Filing Will, Notice and Hearing

This day an instrument of writing, purporting to be the last Will and Testament of Louisa Burdgras, late of Parro Township in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, that the next of kin appeared in open Court and signed a waiver waiving further notice and gave their consent to have said Will probated, and that application will be for hearing before this Court on the 8<sup>th</sup> day of December, 1921, at One O'clock, P.M.

W. H. Busted, Probate Judge

9726

Testimony of Witnesses.

Probate Court, Union County, Ohio.

no. 9726

Testimony of Witnesses.

Testimony of Witnesses

In the matter of

The Will of

Louisa Burdgras, Deceased.

The State of Ohio, Union County.

Personally appeared in open Court, Marvel M. Allen and F. J. Asmaw, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Louisa Burdgras, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 25<sup>th</sup> day of August, 1921, purporting to be the Last Will and Testament of Louisa Burdgras, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in her presence; that they saw said Testator sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Louisa Burdgras at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

Marvel M. Allen.

F. J. Asmaw.

Sworn to before me and signed in my presence by said witnesses in open Court this 8<sup>th</sup> day of December, 1921.

W. H. Busted

W. H. Busted

Probate Judge.

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Testimony of Witnesses To Codicil of Will.

Probate Court, Union County Ohio,

no. 9726.

In the matter of  
The will of  
Louina Burdgras, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County,

Testimony  
of  
Witnesses

Personally appeared in open Court L. D. Mills and Marrel Allen, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Louina Burdgras, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 21<sup>st</sup> day of November, A.D. 1921, purporting to be a codicil to and a part of the Last Will and Testament of Louina Burdgras, deceased; that they respectively subscribed their names thereto as witnesses at the request of said Testator and in her presence; that they saw said Testator sign said instrument at the end thereof, and heard her acknowledge the same to be a Codicil to and a part of her Will; and that said Louina Burdgras, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Marrel M. Allen. L. D. Mills.

Shown to before me and signed in my presence, by said witnesses in open Court, this 8<sup>th</sup> day of December, 1921.  
W. H. Busted Probate Judge,

9726

Journal Entry;

Probate Court, Union County, O. December, 8<sup>th</sup> 1921.

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In the matter of  
The Will of  
Louina Burdgras, Deceased.

Admitting to  
Probate and Record.

This matter came on this day further to be heard, on the application of William Barnhart to admit to probate and record the Will of Louina Burdgras, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio; and Marrel M. Allen and F. J. Asman the subscribing witnesses to said Will and Marrel M. Allen and L. D. Mills subscribing witnesses to the codicil, a part thereof, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, and of said Codicil a part thereof; which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

9726

Whereupon the Court finds that the aforesaid instrument of writing, together with said Codicil, a part thereof, is the last will and testament of said Louina Burdgras, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court,

H. B. Kusted, Probate Judge.

9726

Last Will and Testament

I, Louina Burdgras, of the Village of Marysville, in the County of Union and State of Ohio, being of sound mind and memory, do make, publish, and declare this my last Will and Testament, in manner following, that is to say:

Last Will and Testament

First: I direct that all my just debts be paid and my executor sell all my personal and real property, except my gold watch, and reduce the same to cash. Second. I

give and devise to my step-son, Judy J. Burdgras \$2000.00 absolutely.

Third. I give and devise to Nellie B. Hamanant, my adopted daughter \$1000.00 absolutely.

Fourth. I give and devise to my grand-son George W. Hamanant, \$1000.00 absolutely.

Fifth. I give and devise to Cleora Shepherd of 739 N. 24<sup>th</sup> Street, East St Louis, the remaining portion of my estate after all costs and expenses of administration, or other expenses are paid, and I also give her my gold watch.

Sixth. I authorize and empower my executor to compromise, adjust, release, and discharge, in such manner as he may deem proper, the debts and claims due me.

I also authorize and empower him, if it will be necessary, in order to pay my debts, and carry out the terms of this will, or to divide my real or personal property, to sell, by private or public sale, or in such manner, upon such terms of credit, or otherwise, as he may think proper. all or any part of my real estate and deeds to purchasers to execute, acknowledge, and deliver and to convey title in fee simple.

Lastly I hereby appoint John L. Langhrey, executor, of this my last Will and Testament, I hereby revoking all former Wills by me made.

In Witness Whereof, I have hereunto subscribed my name the 25<sup>th</sup> day of August in the year Nineteen Hundred and twenty one.

Louina Burdgras L.S.

9726

Ms. whose names are hereby subscribed, do Certify, that on the 25<sup>th</sup> day of August, 1921, Louina Burdgras the testatrix above named, subscribed her name to this instrument in our presence and in the presence of each of us, and at the same time, in our presence and hearing,

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declared the same to be her last Will and Testament, and, requested us and each of us to sign our names thereto as witnesses to the execution thereof. Which we hereby do in the presence of the testatrix and of each other, on the day of the date of the said Will, and write opposite our names our respective places of residence.

Marral M. Allen, residing at Marysville, Ohio  
F. J. Asmus, residing at Marysville, Ohio.

9726

Whereas, I, Louina Suddgrass, on the 25 day of August, 1921, made my last will and testament of that day, do hereby declare the following to be a codicil to the same:

Codicil

First. I do hereby give and bequeath absolutely to Nettie B. Harwatt an additional one thousand (\$1,000.00) dollars, making a total of Two thousand (\$2,000.00) dollars, as provided for in Item Third of my last Will, and I further give and devise to her all my household goods, to be hers absolutely. Second, I further provide that the \$1,000.00 that I here devise to my grandson, George D. Harwatt, in Item Four of my will, that my executor, hold and care for the same, until my grandson becomes twenty-five (25) years of age, and I direct that my executor pay him interest from the same, less any court costs or expenses, of administration.

Third. I further direct my executor in case there should not be sufficient portion of my estate to pay all legacies as provided for in my will, that he pay said legacies pro-rata. In witness whereof, I have hereunto set my hand, this 21 day of November, in the year, 1921. Louina Suddgrass.

Signed, and acknowledged by said Louina Suddgrass, as her last will and Testament or codicil, in our presence, and signed by us in her presence.  
L. D. Mills, Marral<sup>m</sup> Allen.

9737  
Filed

Dec. 24-1921

In the matter of the Will of Martha Emma Elsom Freshwater, Dec'd, Be it Remembered, that heretofore, to-wit: on the 24 day of December, 1921, an instrument of writing purporting to be the last Will and Testament of Martha Emma Elsom Freshwater, deceased, was produced in open Court and offered for Probate, and the following proceedings were had therein:

Application for Probate of Will.  
Probate Court, Union County, Ohio.  
In the matter of  
The Last Will and Testament  
Martha Emma Elsom Freshwater,  
Deceased.  
Application  
Admit to Probate.

9737

To the Probate Court of said County:  
 Your petitioner respectfully represents that Martha Emma Elson Freshwater, late a resident of the township of Dover in said County, died on or about the 16<sup>th</sup> day of February A.D. 1921, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament. That the said Maria Emma Elson Freshwater, died leaving David W. Freshwater her widow who resides at Marysville, R. 3. and the following named persons her only next of kin, to wit:

Application	Frank Freshwater	son.	Marysville, Ohio.
	Mary Marshall	grand-daughter.	Houston, Tex. 7718 Prairie ave.,
	Edith Marshall	" "	" " " "
	Robert Marshall	" son	" " " "
	Elmer Marshall	" daughter	" " " "
	James Marshall	" son	" " " "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.  
 Frank W. Freshwater, Petitioner

9737  
 Oath

The State of Ohio, Union County, ss.  
 The above named Frank W. Freshwater being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he truly believes.  
 Frank W. Freshwater.

Known to before me and signed in my presence, this 24<sup>th</sup> day of December, 1921.  
 W. B. Husted, Probate Judge.

9737  
 minor

Mr. the undersigned widower, and next of kin of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.  
 Dated this 24<sup>th</sup> day of December, A. D. 1921.  
 Frank W. Freshwater, D. W. Freshwater.

9737

Journal Entry: Orders for Filing Will, notice and hearing Probate Court, Union County, Ohio.

Orders  
 Filing  
 Will.

In the matter of  
 The Will of  
 Martha Emma Elson Freshwater, Dec'd

Notice  
 and  
 hearing

This day an instrument of writing, purporting to be the last Will and Testament of Martha Emma Elson Freshwater, late of Dover Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be not given to the widower and next of kin of the testatrix resident of the State of Ohio, and for the reason that said parties have herein waived further notice

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Testimony  
 of  
 witness

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Proof of  
 Signature  
 of  
 witness  
 to  
 Will

9737 That said application will be for hearing before this court  
on the 24<sup>th</sup> day of December 1921. at One O'clock P.M.  
W. H. Huusted, Probate Judge.

9737

Testimony of Witness.

Probate Court, Union County, Ohio.  
No. 9737  
Testimony of Witness.

In the matter of  
The Will of  
Martha Emma Elson Freshwater,  
Deceased.

The State of Ohio, Union County ss.

Testimony  
of  
Witness

Personally appeared in open court, Frank H. Freshwater who  
bring first duly sworn to testify the truth, the whole truth, and  
nothing but the truth, in relation to the execution of the Last  
Will and Testament of Martha Emma Elson Freshwater, deceased,  
depose and say: That they were present at the execution  
of the instrument of writing now upon them bearing date  
the 14<sup>th</sup> day of August 1908, purporting to be the Last Will  
and Testament of Martha Emma Elson Freshwater, deceased,  
that they respectively subscribed their names thereto as wit-  
nesses at the request of said Testatrix and in her presence;  
that they saw said Testatrix sign said instrument at the  
end thereof, and heard her acknowledge the same to be her  
Will, and that said Martha Emma Elson Freshwater  
at the time of execution the same was of full age, and  
of sound mind and memory, and not under any restraint

Frank H. Freshwater.

Sworn to before me and signed in my presence, by said  
Witnesses in open court, this 24<sup>th</sup> day of December, 1921.

W. H. Huusted, Probate Judge.

9737

Proof of Signatures of Witnesses to Will.

Probate Court, Union County, Ohio.

Proof of  
Signature  
of  
Witness  
to  
Will

In the matter of  
The Will of  
Martha Emma Elson Freshwater, Dec'd.

No. 9737  
Testimony.

The State of Ohio, Union County:

Personally appeared in open court Anna B. Freshwater  
and Frank H. Freshwater, who bring first duly sworn to testify  
the truth, the whole truth, and nothing but the truth, in the  
matter of the Will of Martha Emma Elson Freshwater, deceased,  
depose and say: That Mattie E. Marshall whose name  
appears as one of the subscribing witnesses to the  
Last Will and Testament of Martha Emma Elson Freshwater,

9737 deceased. hereto annexed, has since the date of said Will, Aug. 14- 1908 deceased. that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Mattie E. Marshall, purporting to be her as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Mattie E. Marshall.

Anna B. Freshwater - Frank W. Freshwater,

known to before me and signed in my presence, in open Court, this 24- day of December, 1921. W. H. Busted, Probate Judge

9737 Journal Entry: Order On Hearing Admission to Probate and Record, Probate Court, Union County, Ohio, December 24- 1921.

Orders on the Matter of the Will of Martha Emma Elsom Freshwater, Deid.

Be it Remembered, that heretofore, to-wit: on the 24- day of December, A. D. 1921, an instrument of writing, purporting to be the Last Will and Testament of Martha Emma Elsom Freshwater, late of Down Township, in this County, deceased, was produced in open Court and offered for probate and was then filed, and it now being shown to the satisfaction of the Court, that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widows and next of kin of the testator resident of the State of Ohio, and that they have waived personal service, have entered their appearance, and consented to said probate.

And it further appearing to the Court, that Mattie Elsom Marshall, one of the subscribing witnesses to said Will is deceased. Thereupon Frank W. Freshwater and Anna B. Freshwater appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said Mattie Elsom Marshall attached to said Will, is her true and genuine signature. Frank W. Freshwater witness to said Will testified as to the genuineness of his signature as witness to said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Martha Emma Elsom Freshwater, deceased; that the same was duly executed and attested; and that the said Testatrix at the time of making, signing, and sealing the same, was of full age, of sound mind and memory and not under any restraint. It is therefore, by the Court ordered, that the said Will, be admitted to Probate and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that Urban A. Graham, here after to be appointed, Adm., with the Will annexed, herein, pay the costs herein taxed at \$--

W. H. Busted, Probate Judge.

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Will

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Filed

Dec. 24-

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Application

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Will.

This is my last Will and Testament.  
 I, Martha Emma Elsom Freshwater, Marysville, Union Co., Ohio, do hereby revoke all former "Wills" by me made or called for reasons best known to myself, and to my God who knoweth all things, and "Doth all things well".  
 I, Martha Emma Elsom, Freshwater Will and bequeath at my death all my carriably possessions with to my children  
 To my son Frank Wayland Freshwater and his heirs one half  
 To my daughter Mrs Mattie Elsom Freshwater Marshall, wife of Otis Milton Marshall, and her heirs one half, to share equally at my death, all my carriably possessions, land, money, stocks, bonds, mortgages, debts, may there be none.  
 Witness my hand and Seal.

Martha Emma Elsom Freshwater,

Aug. 14 - 1908.

Witness: Frank W. Freshwater; Mattie E. Marshall,

9738  
Filed

In the matter of the Last Will and Testament of E. L. Prier, deceased.

Dec. 24 - 1921.

Be it Remembered, that heretofore to-wit: on the 24<sup>th</sup> day of December, 1921, an instrument of writing purporting to be the last Will and Testament of E. L. Prier, deceased, was produced in open Court and offered for Probate and the following proceedings were had therein:

9738

Application for Probate of Will.

Probate Court, Union County, Ohio.

application

In the matter of the Last Will and Testament, of E. L. Prier, deceased.

Application to admit to Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that E. L. Prier, late a resident of the township of Paris in said County, died on or about the 20<sup>th</sup> day of December, A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said E. L. Prier died leaving no widow, and the following named persons his only next of kin, to-wit:

Florence Otella Harris, daughter, Marysville, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above-named persons residents in this State may be notified according to law of the pendency of said proceedings.

Florence Otella Harris, Petitioner

9738 The State of Ohio, Union County ss.  
 The above named Florence Ottella Harris, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he truly believes.

Florence Ottella Harris,  
 Sworn to before me and signed in my presence, this 24-day of December, 1921.  
 H. H. Husted, Probate Judge.

We the undersigned next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will. Dated this 24-day of December, A.D. 1921.  
 Florence Ottella Harris

9738 Journal Entry: Orders for Filing Will, Notice and Hearing  
 Probate Court, Union County, Ohio,  
 December, 24<sup>th</sup> 1921.

Orders for Filing will notice and hearing  
 In the matter of  
 The Will of  
 E. L. Prier, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of E. L. Prier late of Paris Township, in this County, deceased, was produced in open court for Probate; it is now ordered that the said Will, be filed in this Court, there being no widow, all next of kin signed a waiver, waiving further notice of the probating of said will, it is ordered that hearing on said Will, will be December, 24<sup>th</sup> 1921, at 9:30 o'clock A.M.

H. H. Husted Probate Judge.

9738 Testimony of Witnesses,  
 Probate Court, Union County, Ohio,  
 no. 9738  
 Testimony of Witnesses.

Testimony of Witnesses  
 In the matter of  
 The Will of  
 E. L. Prier Deceased.

The State of Ohio, Union County ss.  
 Personally appeared in open court A. H. Kollpach and G. A. Bret, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of E. L. Prier deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 16<sup>th</sup> day of April, 1919, purporting to be the Last Will and Testament of E. L. Prier, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said E. L. Prier at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

G. A. Bret. A. H. Kollpach.

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admission  
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sworn to before me and signed in my presence, by said witnesses in open Court, this 24<sup>th</sup> day of December, 1921.  
W. H. Husted, Probate Judge.

9738

Journal Entry:  
Probate Court, Union County, O., December, 24<sup>th</sup> 1921.

In the matter of  
The Will of  
E. L. Price, deceased.  
Admitted to  
Probate and Record.

admitted to  
Probate and  
Record.

This matter came on this day, further to be heard on the application of Florence Ottella Harris, to admit to probate and record the Will of E. L. Price, deceased, heretofore filed in this Court therefor, and it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio, and A. B. Kellegrah and G. A. Bell subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will. Whereupon the Court finds that the aforesaid instrument of writing is the last will and testament of said E. L. Price, deceased; that it was duly executed and attested; that the said testator at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to probate, and, that it, together with the said testimony of the witnesses above named, be entered of record in this Court.  
W. H. Husted, Probate Judge

9738

Will.

I, E. L. Price, being of sound mind and memory, do make make public and declare this to be my last will and testament, making null and void all last wills by me made heretofore. First: I direct that all my debts and funeral expenses be paid as soon after my decease as possible. Second: I give and bequeath to Florence Ottella Harris all my real and personal property of whatever nature the same may be during her natural life, at her death I want the real estate to go to my niece Lydia Bell Stocker or heirs. I do not want any of the real estate sold during the life of Florence Ottella Harris. I loaned Harry Harris one thousand dollars, now, if said Harry Harris and his wife Florence Ottella Harris shall live together at my death, then the said \$1000<sup>00</sup> shall be considered as paid and cancelled, otherwise the same shall be collected

Will

9738. by my executrix. I do not want any appraisement or of my estate. Nor do I want my Executrix to give bond for the performing the duties as executrix. And I hereby nominate and appoint said Florence Ottilia Harris to be the executrix of this my last will and testament. In witness whereof I have hereunto set my hand and seal this 16<sup>th</sup> day of April, 1919.  
Emanuel L. Prier

Signed by E. L. Prier this 16<sup>th</sup> day of April, 1919, in our presence as his last will and testament and we have subscribed in the presence of each other.  
A. H. Kollupath. Marysville, O. G. W. Bell. Marysville, O.

9742  
Filed  
Dec. 27<sup>th</sup>  
1921  
9742  
In the matter of the Last Will and Testament of Jacob Scheidewer, Deceased.  
Be it Remembered: That heretofore to wit: on the 27<sup>th</sup> day of December, 1921, an instrument of writing purporting to be the Last will and Testament of Jacob Scheidewer, deceased, was produced in writing and the following proceedings were had thereon:

Application for Probate of Will.  
Probate Court, Union County, Ohio.  
Application  
To  
Admit To Probate.

In the matter of  
The Last Will and  
Testament of  
Jacob Scheidewer, Deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that Jacob Scheidewer late a resident of the township of Darby in said County, died on or about the 27<sup>th</sup> day of December, A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said Jacob Scheidewer died leaving no widow and the following named persons his only next of kin, to wit:

Lizzie Strong	daughter,	Milford Center, Ohio,
Corra Zimmerman	"	Unionville Center, Ohio
Clara Hall	"	Marysville, Ohio.
Francis Scheidewer	Grand-daughter	Unionville Center, Ohio
Maurice Scheidewer	Grand-son.	" " "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.  
A. E. Mitchell, Petitioner.

9742  
The State of Ohio Union County, ss.  
The above named, A. E. Mitchell being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.  
A. E. Mitchell, Petitioner.  
Sworn to before me and signed in my presence, this

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27- day of December, 1921. <sup>W. H. Busted</sup> Probate Judge  
We, the undersigned and next of kin of the within named  
testator resident of the State of Ohio, hereby waive further notice,  
and consent to the probate of said Will.

Dated this 30- day of December A.D. 1921.  
Bora Zimmerman, Maurice Scheidner, Frances Scheidner, Lizzie Strong,  
Clara Hall.

9742

Journal Entry: Orders for Filing Will, Notice and Hearing.  
Probate Court, Union County, Ohio  
December, 27<sup>th</sup> 1921.

Orders  
Filing  
will  
notice  
and  
hearing.

In the matter of  
The Will of  
Jacob Scheidner, Deceased.

Filing of Will: and  
Order for Hearing.

This day an instrument of writing, purporting to be the  
last will of Jacob Scheidner, late of Darby Township in this  
County, deceased, was produced in open Court and applica-  
tion made for Probate. It is now ordered that the said  
will be filed in this Court: and that said application be for  
hearing before this Court, on the 30- day of December, A.D. 1921,  
at One o'clock, P.M. that all next of kin signed waive,  
waiving further notice, and consented to the probating of said  
will.  
W. H. Busted, Probate Judge.

admitting  
to  
Probate

Journal Entry:  
In the matter of  
The Will of  
Jacob Scheidner, Deceased.

Probate Court, Union County, Ohio, December, 30<sup>th</sup> 1921.  
admitting to Probate and  
Record.

Recd.

This matter came on this day further to be heard,  
on the application of A. E. Mitchell, to admit to probate and  
record the Will of Jacob Scheidner, deceased, heretofore, filed  
in this Court therefor. and it now being shown to the  
satisfaction of the Court that due notice of the filing  
of said Will and of the application to admit it to  
Probate and record in this Court has been given to the  
next of kin of said testator, residents of Ohio: and, A. E. Mitchell,  
and Henry Burns the subscribing witnesses to said Will  
having this day appeared in open Court, and having been  
duly sworn, testified respectively to the due execution and  
attestation of said Will, which testimony was reduced to writing,  
was subscribed by them respectively, and was filed with said  
will. Whereupon the Court finds that the aforesaid  
instrument of writing, is the last Will and Testament of  
said Jacob Scheidner, deceased: that it was duly executed  
and attested: that the said testator, at the time of  
signing said Will, was of lawful age, of sound mind,  
memory, and not under any restraint. It is therefore by  
the Court ordered, that the said Will be admitted to  
probate, and that it, together with the said testimony  
of the witnesses above named, be entered of record in  
this Court.  
W. H. Busted, Probate Judge.

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Testimony of Witnesses.

Probate Court, Union County, Ohio.

In the matter of The will of Jacob Scheiderer Deceased.

No. 9742

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Testimony of witnesses

Personally appeared in open Court George Burns and A.E. Mitchell who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last will and Testament of Jacob Scheiderer, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date this 19. day of December 1921. purporting to be the last will and Testament of Jacob Scheiderer, deceased. that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof and heard him acknowledge the same to be his will, and that said Jacob Scheiderer at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

A.E. Mitchell George Burns.

Sworn to before me and signed in my presence by said witnesses in open Court this 30<sup>th</sup> day of December, 1921.

W.K. Husted, Probate Judge.

9742

- Will -

Will

I Jacob Scheiderer of Darby Township, Union County, Ohio, do hereby make, publish, and declare this my last will and Testament, hereby revoking all former wills and codicils by me made.

Item 1. I direct that all my just debts and funeral expenses be paid. Item 2. I direct my Executors to rent my farm for 5 years after my death, or until they can get a good and satisfactory price for the same according to their best judgment, then sell the same and divide the proceeds as herein directed, in Items 3 and 4 hereof.

Item 3. It is my will that my entire estate shall be divided into five (5) equal parts, as follows: one share to my daughter Cora Zimmerman, her heirs and assigns forever. One share to my daughter-in-law Nera Scheiderer, her heirs and assigns forever.

One share to my daughter Lizzie Strong, her heirs and assigns forever.

One share to the children of my son Albert Tomit: Francis Scheiderer and Morris Scheiderer, equally, their heirs and assigns forever.

and one share to my daughter Clara Hall and her children as provided in Item 4 hereof.

Item 4. It is my will that the share of my daughter Clara Hall, shall be invested in a home for her during her natural life and then go to her

Will

9746 Filed Jan. 9 1922

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Application

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children, Delmar Ball, Albert Ball, and Norma Ball, equally share and share alike, to them their heirs and assigns forever. Item 5. I name as Executor and Executrices, of this my last Will and Testament, William Zimmerman, Vera Zimmerman, and Vera Scheiderer, each without bond, with power to sell my real estate or any part of my estate according to their best judgment, without the intervention of any court, what ever.

Will Done at Dorcy Township, Union County, Ohio, December, 19, 1921.

Jacob Scheiderer.

The foregoing instrument was signed, declared, and acknowledged by Jacob Scheiderer, as and for his last Will and Testament, in our presence and signed by us as witnesses in his presence and in the presence of each other this 19<sup>th</sup> day of December, 1921.

George Burns. A. E. Mitchell, Notary Public (seal)

9746 In the matter of The Last Will and Testament of  
Filed Emma Brown, Deceased.  
Jan. 9<sup>th</sup> 1922 By it Remembered, that heretofore to wit; on the 9<sup>th</sup> day of January, 1922, an instrument in writing purporting to be the last Will and Testament of Emma Brown, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

9746 Application for Probate.  
Probate Court, Union County, Ohio.

In the matter of Application to  
The Last Will and Testament Admit to Probate,  
of Emma Brown, Deceased.

Application To the Probate Court of said County:  
Your petitioner respectfully represents that Emma Brown late a resident of the township of Liberty, in said County, died on or about the 17<sup>th</sup> day of December, A. D. 1921, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament. That the said Emma Brown, died leaving no widow, and, the following named persons her only next of kin to wit:

William H. Brown | son | Rushsylvania, Ohio.  
Carl Brown | son | Raymond, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings.  
Carl Brown, Petitioner.

The State of Ohio, Union County, s.s.

The above named Carl Brown, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.  
Carl Brown.

9746 sworn to before me and signed in my presence. This 9. day of Jan. 1922. *H. H. Husted*, Probate Judge

*Wainor* Mr. the undersigned, next of kin of the herein named testatrix resident of the State of Ohio hereby waives further notice, and consent to the probate of said Will.

Dated this 9. day of Jan. A. D. 1922. *Carl Brown* *Willard H. Brown*

9746 Journal Entry: Orders for Filing Will, notice and hearing Probate Court, Union County, Ohio, January 9<sup>th</sup> 1922.

In the matter of  
The Will of  
*Emma Brown*, Deceased.

*Orders for Filing Will Notice and Hearing* This day an instrument of writing, purporting to be the last Will and Testament of *Emma Brown*, late of Liberty Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court. The only heirs and next of kin being present and signed a waiver waiving further notice and consenting to the probating of said Will. It is ordered that said application will be for hearing before this Court, on the 9. day of January, 1922. at One o'clock P.M. *H. H. Husted* Probate Judge.

9746 Testimony of Witnesses.

Probate Court, Union County, Ohio  
no. 9746

*Testimony of Witnesses* In the matter of  
The Will of  
*Emma Brown*, Deceased.

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court *A. E. Knox* and *Ellen Wadford*, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and Testament of *Emma Brown*, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 31. day of October, 1921, purporting to be the last Will and Testament of *Emma Brown*, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said *Emma Brown*, at the time of execution, the same was of full age, and of sound mind and memory, and not under any restraint.

*A. E. Knox*, *Ellen Wadford*

sworn to before me and signed in my presence by said witnesses in open Court this 9<sup>th</sup> day of Jan. 1922  
*H. H. Husted*

Probate Judge

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Journal Entry Probate Court Union County, Ohio, January 9<sup>th</sup> 1922.  
In the matter of  
The Will of  
Emma Brown, Deceased. Admitted to Probate & Record.

admitted to Probate and Record

This matter came on this day, further to be heard, on the application of Carl Brown, to admit to probate and record the will of Emma Brown, deceased, heretofore filed in this Court therefor. and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio; and A. E. Huey and Ella Warford, subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, now subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said Emma Brown, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

H. H. Kusted, Probate Judge.

9746

Last Will.

Will

I, Emma Brown, of Raymond, Union County, Ohio, being now about 63 years of age, and, while sound in mind and memory, do make and publish, this, my last will and testament, revoking any and all former Wills and bequests by me made.

Clause 1. It is my will that all my debts and funeral expenses be paid out of my estate.

Clause 2. I give and bequeath to my son, Carl Brown the entire residue of my estate, including the home where we now live and all of my personal property of every kind and description, all to him absolutely.

Clause 3. I name and appoint my said son, Carl to be executor of this my last Will without bonds. Witness my hand this 31<sup>st</sup> day of October, 1921

Emma Brown

We certify that the foregoing instrument of writing was signed by the above named, Emma Brown, in our presence, and at the time of signing she declared the same to be her last Will, and that in her presence, and at her request and in the presence of each other we have hereto subscribed our

9746 names as witnesses at Raymond Ohio, this 31 day of October, 1921.  
A. E. Knoff. Ella Masford

975-5-  
Filed  
Jan. 12"  
1922.  
In the matter of the Will of Mary P. Lavender, Deceased,  
Application to admit to Record Authenticated Copy of Will  
and Order of Probate,  
Probate Court, Union County, Ohio  
Application

In the matter of  
The Will of  
Mary P. Lavender Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that Mary P. Lavender late of Delaware County Ohio, died testate on or about the 16 day of June 1921; that her Will was duly found and allowed in Delaware County, Ohio, and that said Mary P. Lavender died leaving no widow. The following named persons are interested in said Will as next of kind of said decedent, or otherwise, to wit:

Application  
to  
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Records  
authenticated  
copy  
of  
Will.

James B. Lavender	son	Ostrander, Ohio.
Charles Lavender	son	Urbana Ohio.
Mary Anna Loudenbach	daughter	" " "
Nellie Lennier	grand-daughter	Stuggart, Ark.
Grace Myers.	" "	Lakota, Ohio.
Emmett Lavender	son	Stuggart, Ark.

Your petitioner herewith produces an authenticated copy of said Will and of the Order of Probate thereof. Your petitioner prays that said authenticated copy of said Will and Order of Probate may be admitted to record herein. James B. Lavender

975-5  
Oath  
The State of Ohio, Union County, ss.  
James B. Lavender, petitioner being duly sworn says that the facts stated and allegations contained in the foregoing application are true as he verily believes. James B. Lavender,  
sworn to before me and signed in my presence, this 12 day of January, 1922.  
W. H. Husted, Probate Judge.

975-5  
Journal Entry: Order admitting to Record Authenticated Copy of Will  
Probate Court, January, 12" 1922,  
Order

admitting  
to  
Probate  
Record.  
In the matter of  
The Will of  
Mary P. Lavender, Deceased

This day James B. Lavender, appeared in open court and produced an authenticated copy of the Will of Mary P. Lavender late of Delaware County, deceased, and of the Order of Probate thereof; and made application for the admission of the same to record herein; and it appearing to the court that said Will was found and allowed in Delaware County, State of Ohio, June 27" 1921.

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975-5- It is therefore ordered that said authenticated copy of said will and Order of Probate be, and the same hereby is allowed and admitted to record and that the same be recorded in the Records of Wills of this office and it is further ordered that said James B. Lavender pay the costs herein taxed at \$3.<sup>00</sup> W. H. Husted Probate Judge.

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975-5- In the matter of the will of Mary P. Lavender, Deceased.

Probate Court Delaware County, Ohio.  
application

To the Probate Court of said County:  
Your petitioner respectfully represents that Mary P. Lavender late of Delaware County, Ohio, died testate on or about the 16<sup>th</sup> day of June 1921; that her will was duly found and allowed in Delaware County, Ohio and that said Mary P. Lavender died leaving no widow. The following named persons are interested in said will as next of kin or otherwise to-wit:

James B. Lavender	son	Ostrander, O. R. 1
Charles Lavender	son	Urbana, O. # 7
Mary Maria Lavender Lock	daughter	Urbana, O. # 7
Nellie Keinin	grand-daughter	Stuttgart, Ark.
Grace Myers	" "	La Rue, O.
Emmett Lavender	" son	Stuttgart, Ark.

The above grand-children being the only heirs of Arthur Lavender, deceased

Your petitioner herewith produces an authenticated copy of said will and of the order of probate thereof and further represents that Mary P. Lavender died seized with property located in said Union County, Ohio.

Your petitioner prays that said authenticated copy of said will and order of probate may be admitted to record herein.  
James B. Lavender

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Lavender,  
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975-5- The State of Ohio, Delaware County.  
James B. Lavender petitioner being duly sworn says that the facts stated and allegations contained in the foregoing Application are true as he verily believes.  
James B. Lavender.

Court  
Mary P.  
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Subscribed and signed in my presence this 12<sup>th</sup> day of December, 1921.  
W. Aldrich, Probate Judge

975-5- Will  
In the Name of The Benevolent Father of all, Amen:  
I, Mary P. Lavender, of the Township of Leesburg, County of Union and State of Ohio, being about 82 years of age and being of sound and disposing mind and

975-5 Memory, Do make, Publish and Declare this my last Will and Testament, hereby revoking and making null and void all other last Wills and Testaments by me made heretofore; First: My Will is that all my just debts and funeral expenses shall be paid out of my estate, as soon after my decease as shall be found convenient. Second. I give, devise and bequeath to my beloved son Charles Henry Lavender all my property both personal and real, said property to be controlled by his legally appointed Guardian. Third: It is my Will that my beloved son James B. Lavender, be appointed Guardian to Charles Henry Lavender, and in case he dies before Charles Henry Lavender, then Mary Maria Loudenback, is to act as Guardian. Fourth: In case I should outlive Charles Henry Lavender, then my property is to be divided equally between my three children as follows: Arthur R. Lavender, James B. Lavender, and Mary Maria Loudenback. In testimony whereof, I have hereunto set my hand to this my last Will and Testament, at Magnetic Springs, this 2-day of May, 1912.

Mary P. Lavender.

975-5 The foregoing instrument was signed by the said Mary P. Lavender in our presence and by her published and declared as and for her last Will and Testament, and at her request, and in our presence, and in the presence of each other, we hereunto subscribe our names as attesting witnesses at Magnetic Springs, this 2-day of May A.D. 1912.

J. W. McCombs, residing at Magnetic Springs, Ohio.

Jesse Leonard, M.D. residing at Magnetic Springs, Ohio.  
Certificate to Will.

975-5 State of Ohio, Delaware County, ss.  
I, W. V. Aldrich, sole Judge and Ex. officio Clerk of the Probate Court, within and for said County, hereby certify the foregoing to be a complete and true copy of the Last Will and Testament of Mary P. Lavender, deceased, as the same remains on file and record in said Court together with order of Probate thereof, as recorded in Vol. 20 page 333, Will records of Delaware County, Ohio.

Witness my official signature, and the seal of said Court, at Delaware, Ohio, this 17-day of December, A.D. 1921.

~~W. V.~~ W. Aldrich.

975-5 Judge and Ex. officio Clerk of the Probate Court of Delaware Co., Ohio  
Journal Entry  
In the matter of  
The Will of  
Mary P. Lavender, Deceased.

June 27<sup>th</sup> 1921  
Admitting to Probate  
and Record.

This matter came on this day further to be heard, on the application of James B. Lavender, to admit to

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probate and record the Will of Mary P. Lavender, deceased. Heretofore filed in this Court therefor, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given all next of kin of said testator residents of Ohio: Jesse F. Conrad, and D. H. McComb subscribing witnesses to said Will having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will; which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said Mary P. Lavender, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. V. Albrick, Probate Judge.

975-8-

The State of Ohio, Delaware County

I, the undersigned, Judge and Ex officio Clerk of the Probate Court, within and for said County, and in whose custody the files, journals and records of said Court are required by the Laws of the State of Ohio, to be kept, do hereby certify that the foregoing Entry is taken and copied from the Journal of the proceedings of said Court; that the same has been compared by me with the original entry on said Journal, and that it is a true and correct copy thereof. In Testimony whereof, I hereunto subscribe my name officially, and affix the seal of said Court, at the Court House in Delaware, in said County, this 12<sup>th</sup> day of December, 1921.

W. V. Albrick, Judge and Ex officio Clerk of said Probate Court

975-8-

Files

Nov. 25<sup>th</sup>

1921.

In the matter of The Last Will and Testament of David M. Roberts, deceased. Be it Remembered, that heretofore to-wit on the 25 day of November, 1921, an instrument of writing purporting to be the Last Will and Testament of David M. Roberts, deceased, was produced in open Court and offered for probate and the following proceeding was had thereon:

Application for Probate of Will,

Probate Court, Union County, Ohio.

Application

In the matter of The Last Will and Testament of David M. Roberts, deceased.

Application To admit to Probate,

To the Probate Court of said County;

heard to

9723 your petitioner respectfully represents that David M. Roberts, late a resident of the township of Paris in said County, died on or about the 25<sup>th</sup> day of November, A.D. 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said David M. Roberts died leaving no known relatives. Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law, of the pendency of said proceedings.

Norman C. Boun. Petitioner

9723 The State of Ohio, Union County, ss.

The above named Norman C. Boun, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Norman C. Boun.

Sworn to before me and signed in my presence, this 25<sup>th</sup> day of November, 1921.

W. H. Husted, Probate Judge

9723 Journal Entry: Order for Filing Will, notice and Hearing.

Probate Court, Union County, Ohio, November, 25<sup>th</sup> 1921.

Order for Filing Will to the Master of The Will of David M. Roberts, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of David M. Roberts, late of Paris Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that there are no known relatives or next of kin, that said application will be for hearing before this Court on the 28<sup>th</sup> day of November 1921, at 11 o'clock A.M.

W. H. Husted, Probate Judge

9723 Testimony of Witnesses

Probate Court, Union County, Ohio,

No. 9723,

Testimony of Witnesses.

Testimony of Witnesses to the Master of The Will of David M. Roberts, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court Norman C. Boun and Walter Boun, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of David M. Roberts, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 22<sup>nd</sup> day of November 1921, purporting to be the Last Will and Testament of David M. Roberts, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end

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thereof, and heard him acknowledge the same to be his Will, and that said David M<sup>c</sup> Roberts at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint. Norman C. Bourn, Walter Bourn, sworn to before me and signed in my presence, by said witnesses in open Court this 28<sup>th</sup> day of November, 1921.

W. H. Husted, Probate Judge.

Journal Entry: Probate Court, Union County, O. November 28<sup>th</sup> 1921.

In the matter of  
The Will of

Admitting to  
Probate and Record.

David M<sup>c</sup> Roberts, Deceased.

This matter came on this day further to be heard, on the application of Norman C. Bourn, to admit to probate and record the Will, of David M<sup>c</sup> Roberts, deceased, heretofore filed in this Court therefor. and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and the Court being unable to locate any relations or next of kin residents of Ohio and Norman C. Bourn and Walter Bourn, the subscribing witnesses to said Will, having this day appeared in open Court, and, having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing is the last Will and testament of said David M<sup>c</sup> Roberts, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to probate and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Husted, Probate Judge.

9723

Will.

I, David M<sup>c</sup> Roberts, of Marysville, Ohio, do make and publish this my last Will and testament, to wit:

Will

Item 1. I direct that all my just debts and funeral expenses shall be paid out of my estate as soon as possible after my decease; and I direct that not less than one hundred and fifty dollars shall be expended for burial and funeral expenses.

Item 2. The five hundred dollars which I have invested with the O. M. Scott and Sons Company, I give, devise and bequeath to the Marysville, Ohio, City Union of The Kings Daughters and Sons of The United States of America.

Item 3. All the residue of my estate, of whatever kind or character, I give, devise and bequeath to Mrs. Julia Body, wife of John Body, of Marysville, Ohio, to

9723

to be hers absolutely. Item 4. I make, nominate and Appoint Ernest S. Bourn of Marysville, O. to be the Executor of this my last and Testament, with full power and authority in order to carry into effect all the provisions of this Will, to settle and adjust all claims due me and to give receipts therefor, and to do all things necessary in the settlement of my estate without the intervention of any Court. David M. Roberts.

Signed and acknowledged by the said David M. Roberts to be his last Will and Testament before me and in our presence, and by us signed as witnesses at his request, in his presence, and in the presence of each other, at Marysville, Ohio, this 22<sup>nd</sup> day of November, 1920.

Norman S. Bourn. residing at Marysville, Ohio.  
Walter Bourn. residing at Marysville, Ohio.

9747

Filed

Jan 5<sup>th</sup>

1922

In the matter of the Will of James R. Boyer, Deceased.  
Application to Admit to Record Authenticated Copy of Will, and Order of Probate.

Probate Court, Union County, Ohio.  
Application.

In the matter of  
The Will of  
James R. Boyer, Deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that James R. Boyer late of Ritchie County, State of West Virginia, died testate on or about the 15<sup>th</sup> day of November, 1921; that his Will was duly executed, proved and allowed in Ritchie County, West Virginia according to the laws of West Virginia and that said James R. Boyer, died leaving Elizabeth R. Boyer, his widow who resides at Pennsboro, W. Va. R. F. D. The following named persons are interested in said Will as next of kin of said decedent, or otherwise, to wit:

Clara Jane Collins	daughter	Pennsboro, W. Va. R. F. D.
Ralph R. Boyer	son	Gallipolis Ferry, W. Va.
Lee R. Boyer	son	Toll Gate, W. Va.
John R. Boyer	son	Trigo, Oklahoma,
Lloyd S. Boyer	son	Pennsboro, W. Va. R. F. D.
Blady Boyer, age 11 years,	daughter,	" " " " " "
Blifford Boyer, age 13 years,	son.	" " " " " "

Your petitioner herewith produces an authenticated copy of said Will and of the Order of Probate thereof, and further represents that said Will relates to property in the State of Ohio, which property is situate in this County.

Your petitioner prays that said Authenticated copy of said Will and Order of Probate may be admitted to record herein.

Lee R. Boyer

The State of Ohio, Union County, ss.

Lee R. Boyer petitioner bring duly sworn says that the facts stated and allegations contained in the foregoing

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Order admitting to record authenticated copy of Will and order of Probate

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Application was made as he verily believes. L. R. Boyce known to before me and signed in my presence this 29 day of December, 1921. Clary D. Hammond, Clerk in Circuit Court,

<sup>State</sup> Doddridge County, West Virginia

9747

Journal Entry: Order Admitting to Record authenticated copy of Will and Order of Probate.

Order admitting to record authenticated copy of Will and order of Probate

Probate Court, January, 5<sup>th</sup> 1922. Order.

In the matter of the Will of James R. Boyce, Deceased

This day L. R. Boyce appeared in open court and produced an authenticated copy of the Will of James R. Boyce, late of Ritchie County, W. Va. deceased, and of the order of Probate thereof; and made application for the admission of the same to record herein; and it appearing to the Court that said Will was executed, found and allowed in Ritchie County, State of W. Va. It is therefore ordered that said Authenticated copy of said Will and Order of Probate be and the same hereby is allowed and admitted to record, and that the same be recorded in the Records of Wills of this office; and it is further ordered that said L. R. Boyce pay the costs herein taxed at \$4.00. W. H. Busted, Probate Judge.

9747

Will

I, James R. Boyce, now of Clary District, Ritchie County, State of West Virginia, being of sound mind, make and publish this my last Will and testament. Herby revoking all others, and direct the payment of my just debts.

1. I give and bequeath to my wife, Elizabeth K. Boyce, all my household and kitchen furniture, except my old bureau, the pictures of my first wife, my mother and my deceased daughter, Allie, which I give to my daughter, Clara J. Collins.

2. I give and bequeath to my two youngest children, Shady Boyce and Clifford, each one horse, of the value of one hundred dollars, and if I have no such horses at my death then I give and bequeath to each of my said youngest children one hundred dollars each, in lieu of a horse to run them up with my other children to whom I have heretofore given one horse each of said value.

3. I give and bequeath to my wife, Elizabeth K. Boyce, one thousand dollars (\$1,000.00), to be paid to her by my executors out of my estate in five semi-annual installments of two hundred dollars (\$200.00) each, without interest until due, or my executors may, if they so desire and deem it best pay all of said bequest of One thousand dollars to my said wife in one year, from my death without interest.

4. I also give, <sup>devise and bequeath</sup> to my said wife, Elizabeth K. Boyce, for <sup>and</sup>

9747 and during her natural life or widowhood, only, the surface only of that certain part of my farm of 177 acres in Ritchie County, in Clay District, W. Va. where I now reside, containing about 45 acres, and being that part of said farm cut off from the rest of my said farm by the North Fork of Hughes River, adjoining lands of Ben Wilson, Silas Taylor, and said river and on which 45 acres stands my dwelling house and out buildings. I hereby give and devise to my said wife to have the free use for domestic use in said dwelling house as provided in lease; and at the death or re-marriage of my said wife, said land to go to all of my children in equal portions hereinafter named, subject to the power of sale of my executor hereinafter named, to sell same and divide the proceeds equally among all my said children.

5. The said devise and bequest to my said wife Elizabeth K. Boyer, to be in full of her share, in my estate both real and personal.

6. All the rest and residuum of my personal estate including all or any notes which I may hold at the time of my death against any of my sons or daughters I give and bequeath to my seven children, namely: Clara Jane Collins, Ralph R. Boyer, Lee R. Boyer, John R. Boyer, Lloyd S. Boyer, Gladys Boyer, and Clifford Boyer, equally, share and share alike. Said notes to be paid whether barred or not by limitation.

7. I give devise and bequeath all the rest and residuum of my real estate, including said 45 acres, subject to said life estate or widowhood of my said wife Elizabeth K. Boyer, in said 45 acres, to my executors hereinafter named, in trust for my said seven (7) children, with full power in said executors, either or all of whom may act, to sell the same at either public or private sale in the way as to bring the most money in their judgment, and divide the proceeds equally among my said seven (7) children, equally, share and share alike, with full power to execute, acknowledge and deliver deeds for said land to the purchaser or purchasers thereof conveying the absolute title to said lands to said purchaser or purchasers as full and completely as I could do if living.

8. Should any of the beneficiaries under this my will object to the probate thereof, or in any way directly or indirectly, contest or aid in contesting the same, or any of the provisions thereof, or the distribution of my estate thereunder, then and in that event, I annul any devise or bequest herein made to such beneficiary, and it is my will that such beneficiary shall be absolutely barred and cut off from any share in my estate.

I hereby appoint my two sons, Ralph R. Boyer and Lee R. Boyer, as executors of this my last will

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and testament, without bond.

In testimony whereof, I have hereunto set my hand and seal and published this to be my last will and testament in the presence of the witnesses named below, This the 28. day of May, 1917.

James R. Boyce (seal)

signed, sealed, published, and declared, by the said James R. Boyce, as and for his last will and testament in the presence of us, who in his presence, at his request, and in the presence of one another, have hereunto subscribed our names as witnesses this the 28<sup>th</sup> day of May, 1917.

Witnesses: H. L. Hammond, Wm. Dennis, W. Van

W. S. Stuart " " " "

9747

State of West Virginia,

Ritchie County Court Clerk's office, November 18<sup>th</sup> 1921.

A writing purporting to be the last will and testament of James R. Boyce, deceased, was this day produced before me in my said office, with the request that the same be admitted to probate, and H. L. Hammond, and W. S. Stuart, the subscribing witnesses to said will, appeared before me in my said office, and being by me duly sworn, and having said writing before them, on oath say, that they now present and saw the said James R. Boyce, sign his name to said writing, and he declared the same as and for his last will and testament, and affiant further say that they, at the request of the said testator, in his presence, and in the presence of each other, subscribed their names to said writing as attesting witnesses thereto; and further that the said James R. Boyce, was of sound mind and memory when said writing was executed, as they verily believe.

Whereupon, it appearing that said writing is fully proven, it is therefore ordered that said writing be, and the same is admitted to probate, and filed and recorded, as the last will and testament of James R. Boyce, deceased.

Test: J. W. Sharpnack, Clerk (C. O. B. No. 8, Page 347).

State of West Virginia,

Ritchie County Court Clerk's office, November, 18<sup>th</sup> 1921.

The foregoing will of James R. Boyce, deceased, together with the order admitting the same to probate, was this day admitted to record in said office.

Test: J. W. Sharpnack, Clerk.

State of West Virginia, Ritchie County, ss.

J. W. Sharpnack, Clerk of the County Clerk of the County and State aforesaid, do certify that the foregoing is a true copy of a writing, as appears of record in my said office in Will Book, No. 3, at page, #95 thereof.

Given under my hand and the seal of said

9747

Court. This 19<sup>th</sup> day of December, 1921. <sup>State of</sup> J. W. Sharpnack, Clerk,  
State of West Virginia, County of Ritchie, Court:

J. H. C. Buzzard, President of the County Court of Ritchie County, in the State of West Virginia, do certify that J. W. Sharpnack, by whom the annexed Record, Certificate and attestation were made and given, and who in his own proper hand writing has hereunto subscribed his name and affixed the seal of said Court, was at the time of so doing, and now is, Clerk of the County Court of Ritchie County, in the State of West Virginia, duly elected and qualified, and that said attestation is in due form of law and made by the proper officer.

In Testimony whereof, I have hereunto set my hand and affixed the seal of said Court, at the Town of Harrisville, this 19<sup>th</sup> day of December, 1921.

<sup>State of</sup> H. C. Buzzard, President,

9747

County Court of Ritchie County, West Virginia,  
State of West Virginia, County of Ritchie, Court:

J. W. Sharpnack, Clerk of the County Court of Ritchie County, in the State of West Virginia, do certify that H. C. Buzzard, by whom the foregoing attestation was made, and whose name is thereunto subscribed, was at the time of making the same, and now is, President of the County Court of Ritchie County in the State of West Virginia, duly elected and qualified according to law.

In Testimony whereof, I have hereunto set my hand and affixed the seal of said Court, at Harrisville, this 19<sup>th</sup> day of December, 1921. <sup>State of</sup> J. W. Sharpnack, Clerk,

County Court, of Ritchie County, West Virginia.

9750  
Filed  
Jan. 6<sup>th</sup>

In the Matter of the Last Will and Testament of Mary J. Hill, Deceased,

Be it Remembered, that heretofore to-wit: on the 6<sup>th</sup> day of January, 1922, an instrument of writing purporting to be the last will and testament of Mary J. Hill, Deceased, was produced in open Court and offered for probate and the following proceedings were had thereon:

9750

Application for Probate

Probate Court, Union County, Ohio,  
Application To Admit To Probate

Application  
for  
Probate

In the Matter of  
The Last and Testament  
of Mary J. Hill, Deceased,

To the Probate Court of said County:

Your petitioner respectfully represents that Mary J. Hill late a resident of the Township of Blairbourne in said County, died on or about the 25<sup>th</sup> day of December A. D. 1921 leaving an instrument in writing, herewith produced, purporting to be her last will and testament that the said Mary J. Hill died leaving no one

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widow. and the following named persons her only next of kin, to wit:

Hannett M. Williamson	sister	Kalida, Ohio,
Lura B. Stearns	niece	Kalida, Ohio,
Jamies B. Hopkins	niece	Kalida, Ohio,
Miss Daisy E. Stultz	niece	115 4000 St., Bluffton, Ohio,
Mrs Hattie Green	niece	Richmond, Ohio,
Norris Gallant	nephew	Richmond, Ohio,
John Kent	nephew	Delaware, Ohio,
Dennis Kent	nephew	Pomell, Ohio,
Edward Kent	nephew	Columbus, Ohio,

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

L. J. Mc Coy.

The State of Ohio, Union County, ss.

The above named L. J. Mc Coy being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true as he verily believes.

L. J. Mc Coy.

Done at before us, and signed in my presence, this 6<sup>th</sup> day of January, 1922.

Edward W. Porter, Notary Public Union Co. Ohio

Journal Entry: Orders for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio, Friday, January 6<sup>th</sup> 1922.

9760

Orders for filing will notice and hearing

In the matter of The Will of Mary J. Hill, Deceased.

This day an instrument of writing, purporting to be the last will and Testament of Mary J. Hill, late of Clairmont Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator resident of the State of Ohio, 1 day prior thereto, that said application will be for hearing before this Court on the 16<sup>th</sup> day of January, 1922 at one o'clock P. M.

W. H. Husted, Probate Judge

9750

Notice.

- Notice -

Probate Court, Union County, Ohio.

No. 9750

Notice of Probate

In the matter of The Will of Mary J. Hill, Deceased.

To The Sheriff of Delaware County, Ohio, you are hereby Com manded to notify John Kent, of Delaware, O. and,

9758

Dennis Kent of Powell, O.  
 That on the 7<sup>th</sup> day of January, A.D. 1922, an instrument of writing, purporting to be the last Will and Testament of Mary J. Hill, late of Blairtown Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court on the 16<sup>th</sup> day of January, 1922, at ten o'clock P.M.  
 Witness my signature and the seal of said Court, this 10<sup>th</sup> day of January, 1922. Wm. H. Busted, Probate Judge.  
 By Lelara B. Busted, Deputy Clerk  
 Sheriff's Return.

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The State of Ohio, Delaware County.  
 Received this writ January 11<sup>th</sup> 1922, at 9:30 o'clock A.M. and pursuant to its command, I served the same on the within named, John Kent of Delaware, Ohio, and Dennis Kent of Powell, Ohio, by personally handing to each of them a true and certified copy of this writ with all endorsements thereon, this 11<sup>th</sup> day of January, 1922.  
 A. L. Alkin Sheriff, By F. D. Boster, Deputy  
 Notice.

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In the matter of  
 The Will of  
 Mary J. Hill, deceased.  
 To Sheriff Franklin County, Ohio, you are hereby commanded to notify Edward Kent, Columbus, Ohio,  
 That on the 7<sup>th</sup> day of January A.D. 1922, an instrument of writing, purporting to be the last Will and Testament of Mary J. Hill, late of Blairtown Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court on the 16<sup>th</sup> day of January, 1922, at one o'clock P.M.  
 Witness my signature and the seal of said Court, this 10<sup>th</sup> day of January, 1922.  
 Wm Busted, Probate Judge. By Lelara B. Busted, Deputy  
 Sheriff's Return

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The State of Ohio, Franklin County.  
 Received this writ Jan. 11<sup>th</sup> 1922, at 9 o'clock A.M.  
 After due and diligent search was unable to find the within named defendant within my bailiwick  
 Frank L. Holycross, Sheriff By W. B. Ingalls, Deputy.  
 Sheriff's Return  
 Service and Return 75<sup>00</sup>  
 Mileage 40<sup>00</sup>  
 Postage 06<sup>00</sup>  
 Total \$ 1.21

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Notices

Notice

In the matter of  
The Will of  
Mary J. Hill, Deceased

Probate Court, Union County, Ohio,

No. 9750

Notice of Probate.

To the Sheriff of Putnam County, Ohio, you are hereby com-  
manded to notify Harriett M. Williamson, of Kalida, O.  
Lura B. Stearns, of Kalida, O. and Jervis G. Hopkins.

That on the 7<sup>th</sup> day of January, A.D. 1922, an instru-  
ment of writing, purporting to be the last will and Testament  
of Mary J. Hill, late of Blairtown Township, in said  
County, deceased, was produced in open Court, and  
an application to admit the same to probate was  
on the same day made in said Court. said  
Application will be for hearing before said Court on  
the 16<sup>th</sup> day of January 1922, at One o'clock P.M.

Witness my signature and the seal of said Court,  
this 10<sup>th</sup> day of January 1922.

Wm. H. Husted, Probate Judge By Clara B. Husted, Deputy Clerk.

9750

Sheriff's Return

Return

The State of Ohio, Putnam County, ss.

Received this writ January 12-1922<sup>AM</sup> on the same  
day I served the within named Lura B. Stearns and  
Jervis G. Hopkins, by personally delivering to each  
of them a true and certified copy of this writ and on  
the same day, I served the within named Harriett  
M. Williamson by leaving for her at her usual place of  
residence a true and certified copy of this writ.

Wesley J. Lammner, Sheriff of Putnam County, Ohio

Sheriff's Fees.

Service -	1.25-
Mileage -	1.60
Copies	.75-
Postage	.02
Docketing	.30
Total	\$ 3.92

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Notices

Notice

In the matter of  
The Will of  
Mary J. Hill, Deceased.

Probate Court, Union County, Ohio,

No. 9750

Notice of Probate.

To the Sheriff of Allen County, Ohio, you are hereby  
commanded to notify Daise E. Stutz, of # 115<sup>th</sup> Ave  
St. Bluffton, Allen Co. O.

That on the 7<sup>th</sup> day of January, A.D. 1922,  
an instrument of writing, purporting to be the last  
Will and Testament of Mary J. Hill late of Blairtown  
Township, in said County, deceased, was produced in  
open Court, and an application to admit the

9750 to probate was on the same day made in said Court. Said Application will be for hearing before said Court on the 16-day of January, 1922, at One O'clock P.M.

Witness my signature and the seal of said Court this 10<sup>th</sup> day of January 1922. Wm. H. Husted By Clara B. Husted Deputy Clerk  
Sheriff's Return.

9750 The State of Ohio, Allen County

Received this writ January 11-1922 at 9 O'clock A.M. and pursuant to its command, I served the same on the within named Daisy E. Stultz on the 11<sup>th</sup> day of January, 1922, by personally handing to her a true and certified copy of this writ with all endorsements thereon.

L. W. Baxter, Sheriff. By L. B. Baxter, Deputy.

Sheriff's Fees

Service and Return .75

32 additional names .256 Total \$ 3.31

Notices

9750 In the matter of  
The Will of  
Mary J. Hill, Deceased.

Probate Court, Union County, Ohio,  
No. 9750

Notice of Probate.

To Bettie Green and Norris Gallant, Richmond, Union County, O., you are hereby notified that on the 7<sup>th</sup> day of January A.D. 1922, an instrument of writing, purporting to be the last Will and Testament of Mary J. Hill, late of Chalkbourn Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court on the 16<sup>th</sup> day of January, 1922, at One O'clock P.M. Witness my signature and the seal of said Court, this 10<sup>th</sup> day of January, 1922.

W. H. Husted, Probate Judge. By Clara B. Husted, Deputy Clerk

9750 We the undersigned persons within named, hereby acknowledge service of the within notice, this 13<sup>th</sup> day of January, 1922.  
Attest: L. J. McCoy, Margaret <sup>her</sup> Bettie <sup>her</sup> X Green  
Mark.

Norris Gallant.

9750 Entry  
In the matter of  
The Will of  
Mary J. Hill, Deceased

In the Probate Court, Union County, Ohio,  
Entry. No. 9750

This matter came on for hearing upon the Application for the Probate of the last Will and Testament herein, and the Court finds that all the legatees named therein, and all of the next of kin, resident of the State of Ohio, have either entered their appearances and consented to the probate of said paper writing purporting to be the last Will and Testament of the deceased herein, or that

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they have been served with notices, in accordance with law, except said Edward Kent has not been found. Wherefore, it is Ordered that said matter be set for hearing for the 14-day of February, 1922, at 1 o'clock, P. M. W. H. Husted Probate Judge  
January, 16<sup>th</sup> 1922.

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Notice.  
Probate Court, Union County, Ohio,  
no. 9750  
Notice of Probate.  
In the matter of  
The Will of  
Mary J. Hill, Deceased.  
To Edward Kent, care of Street Cleaning Department,  
Columbus, Ohio:

notice

You are hereby notified that on the 6<sup>th</sup> day of January A. D. 1922, an instrument of writing, purporting to be the last Will and Testament of Mary J. Hill, late of Blairtown Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court.

Said application will be for hearing before said Court on the 14<sup>th</sup> day of February 1922, at one o'clock, P. M.

Witness my signature and the seal of said Court this 7<sup>th</sup> day of February, 1922. W. H. Husted Probate Judge, By Clara B. Husted, Deputy Clerk.  
Sheriff's Return. The State of Ohio, Franklin County.

Received this writ Feb. 11-1922, at 9 o'clock, A. M. and pursuant to its command.

After due and diligent search was unable to find the within named defendant within my bailiwick  
Frank L. Halycross, Sheriff.  
B. R. Anderson, Deputy.

Sheriff's Fee.  
Service and Return. \$ .75  
Fray .40  
Postage .06  
Total. \$ 1.21

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Entry.

Entry: In the Probate Court, Union County, Ohio,  
Entry. no. 9760 February, 14<sup>th</sup> 1922.  
In the matter of  
The Will of  
Mary J. Hill, Deceased.

This matter again came on for hearing on the question of probating the paper-writing purporting to be the Last Will and Testament of the deceased, herein, and in accordance with the former adjournment thereof, and, the Court finding that said Edward Kent has not yet been found, it is Ordered, that said hearing be set for the 2<sup>nd</sup> day of March, 1922, at one o'clock, P. M.

9750

Notice

W. H. Husted, Probate Judge  
Notice.  
Probate Court, Union County, Ohio.

9750 In the matter of  
The will of  
Mary J. Hill, Deceased.  
To Edward Hill.

No. 9750  
Notice of Probate.

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Notice You are hereby notified that on the 6<sup>th</sup> day of January  
A.D. 1922 an instrument of writing, purporting to be the last  
will and Testament of Mary J. Hill, late of Belmont Township  
in said County, deceased, was produced in open Court, and  
an application to admit the same to probate was on the  
same day made in said Court. Said Application will  
be for hearing before said Court on the 2<sup>nd</sup> day of March  
1922, at one o'clock, P.M. Witness my signature and the  
seal of said Court this 23<sup>rd</sup> day of February, 1922.

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W. H. Husted. Probate Judge.

Return.

9750 The State of Ohio, Franklin County.

Return I received this writ Feb. 24<sup>th</sup> 1922, and, on the 24<sup>th</sup> day  
of July, 1922, I served the within notice by delivering  
a true copy thereof personally to the within named Edward  
Hill. Sworn to before me and signed in my presence  
this -- day of --  
Frank L. Holy cross, Sheriff Franklin Co. O.

By, W. H. Lyle, Deputy.

Sheriff's Fees.  
Service and Return, 75  
Mileage 40  
Postage .06

Total \$1.21

Testimony of Witnesses.

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your

Testimony of Witnesses In the matter of  
The will of  
Mary J. Hill, Deceased.

Probate Court, Union County, Ohio,  
No. 9750

Testimony of Witnesses.

Admission  
to

In to

The State of Ohio, Union County, ss.  
Personally appeared in open Court L. L. Rorbuck, who being  
first duly sworn to testify the truth, the whole truth, and  
nothing but the truth, in relation to the execution of the last  
Will and Testament of Mary J. Hill, deceased, depose and  
say: That he was present at the execution of the  
instrument of writing now before him bearing date the 23<sup>rd</sup>  
day of August 1918, purporting to be the last Will and  
Testament of Mary J. Hill, deceased, that he respectively sub-  
scribed his names thereto, as witnesses at the request  
of said Testatrix and in her presence; That he saw said  
Testatrix sign said instrument at the end thereof, and  
heard her acknowledge the same to be her Will, and  
that said Mary J. Hill at the time of execution the  
same was of full age and of sound mind and memory,  
and not under any restraint.

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Sworn to before me and signed in my presence by said witnesses in open court this 16<sup>th</sup> day of January, 1922.

W. H. Busted, Probate Judge

9750

Proof of Signature of Witnesses to Will.

Probate Court, Union County, Ohio,

No. 9750

Testimony

Proof of Signature of Witnesses to Will

In the matter of The Will of Mary J. Hill, Deceased.

The State of Ohio, Union County ss.

Personally appeared in open Court Carrie H. Kumbert, and Edward H. Porter who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Mary J. Hill, deceased, depose and say: That James M. Campbell whose name appears as one of the subscribing witnesses to the Last Will and Testament of Mary J. Hill deceased, herunto annexed, has since the date of said Will, August 23- 1918, deceased. That we are each of us well acquainted with the hand writing and signature of said deceased witness, and that the signature of said James M. Campbell, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness, James M. Campbell, Edward H. Porter, Carrie H. Kumbert.

Sworn to before me and signed in my presence, in open court, this 16<sup>th</sup> day of January, 1922.

W. H. Busted, Probate Judge,

9750

Journal Entry; Orders On Hearing, Admission to Probate and Record,

Probate Court, Union County, Ohio.

Thursday, March 2<sup>nd</sup> 1922.

Admission to Probate and Record

In the matter of The Will of Mary J. Hill, Deceased.

It is Remembered, That, heretofore, to-wit: on the 6<sup>th</sup> day of January A. D. 1922, an instrument of writing, purporting to be the Last Will and Testament of Mary J. Hill, late of Clairbourne Township, in this County, deceased, was produced in open Court and offered for probate and was then filed. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the next of kin of the testatrix, resident of the State of Ohio, pursuant to a former order of this Court. And it further appearing to the Court that James M. Campbell, one of the subscribing witnesses to said Will is dead. Thereupon Carrie H. Kumbert, and Edward H. Porter appeared in open Court, and was duly sworn, and examined,

975-0

according to law touching the genuineness of the signature of said James M. Campbell, attached to said Will. Thereupon this day came S. L. Roberts, the other subscribing witness to said Will, who having been duly sworn testified as to the execution and attestation of said Will, which testimony was reduced to writing by said witnesses respectively subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Mary J. Hill, deceased; that the same was duly executed and attested; and that the said Testatrix, at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Geo. J. McCoy, as Executor pay the costs herein taxed at \$ ---. W. H. Hustel, Probate Judge.

Last Will and Testament.

I, Mary J. Hill, of Richmond, Union County, Ohio, do make and publish this my Last Will and Testament, to wit:

Item 1: I direct the prompt payment of my just debts and funeral expenses.

Item 2: I give, devise and bequeath all my property real and personal, to Mount Carmel Lodge of Free and Accepted Masons, No. 303, of Richmond, Ohio, absolutely and in fee simple. Provided, however, and the foregoing disposition of property is made upon the express condition, that if the estate of my sister, Harriet M. Williamson, shall prove insufficient for her reasonable comfort, support, medical attention, and funeral expenses, then, and in such event, I make the same a charge upon my estate, and said Lodge shall pay the same.

Item 3. I hereby nominate and appoint Geo. J. McCoy of Richmond, Ohio, Executor of this my last Will and Testament, hereby authorizing and empowering him to compromise, release, adjust and discharge, in such manner as he may think proper, the debts and claims due me.

I do also authorize and empower him, if it shall become necessary in order to pay my debts, to sell by private sale, or in such manner, upon such terms of credit, or otherwise, as he may think proper, any part or all of my real estate, and deeds to purchasers to execute, acknowledge and deliver, in fee simple, without the intervention of any Court.

I hereby revoke all former Wills by me made. In Testimony Whereof, I have hereunto set my hand this 23<sup>rd</sup> day of August 1918. Mary J. Hill.

Will

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Sig and sign

975-9 Filed Jan. 17<sup>th</sup> 1922

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In application of

in Jan. 1922 Dec. 1922 one Cecil Dan Libb Jr. from of the pers acc ing

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Date,

and the 17<sup>th</sup>

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Orders for Filing Will, notice and hearing

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Signed and acknowledged by the said Mary J. Hill, as and for her last will and testament, in our presence; and signed by us in her presence. L. L. Rorback. James McCampbell

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Filed  
Jan. 17<sup>th</sup>  
1922

In the matter of the Last Will and Testament of Susannah Sinsel, Deceased,  
Be it Remembered, that heretofore to-wit: on the 17<sup>th</sup> day of January, 1922, an instrument of writing purporting to be the Last Will and Testament of Susannah Sinsel, Deceased, was produced in open Court offered for probate and the following proceedings were had therein:

9759

Application for Probate of Will.  
Probate Court, Union County, Ohio.

In the matter of  
The Last Will and Testament  
of Susannah Sinsel, Deceased.  
application to  
Admit to Probate.  
To the Probate Court of said County:  
Your petitioner respectfully represents that Susannah Sinsel, late a resident of the township of German in said County, died on or about the 1<sup>st</sup> day of January A. D. 1922, leaving an instrument in writing here with produced, purporting to be her last will and Testament. That the said Susannah Sinsel, died leaving no widow, the following named persons her only next of kin, to-wit:  
William Fulk, son, Amliu, Ohio,  
David Fulk, son, Boyce Idaho,  
Lillian Bours, daughter, Plain City, Ohio,  
John Sinsel, son, Amliu, Ohio.  
Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and, that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.  
John Sinsel, Petitioner.

9759

The State of Ohio, Union County,  
The above named John Sinsel being first duly sworn, says, that the facts stated and allegations in the foregoing application contained, are true as he verily believes  
John Sinsel.

9759

Orders  
for  
Filing  
Will, Notice  
and Hearing

Brought to before me and signed in my presence, this 17<sup>th</sup> day of January, 1922.  
Journal Entry: Orders for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio,  
January 17<sup>th</sup> 1922.  
In the matter of  
The Will of  
Susannah Sinsel, Deceased,  
This day an instrument of writing, purporting

9759 to be the last Will and Testament of Susannah Sinsel, late of Jerome Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof, and of the application to admit the same to probate and record be given to the next of kin of the testatrix resident of the State of Ohio 3 days prior thereto, that said application will be for hearing before this Court on the 24- day of January, 1922, at one o'clock P.M.

W. H. Busted, Probate Judge.

9759  
 In the matter of  
 The Will of  
 Susannah Sinsel, Deceased.

Notice.  
 Probate Court, Union County, Ohio.  
 No. 9709  
 Notice of Probate.

notice To John Sinsel. You are hereby notified that on the 17<sup>th</sup> day of January, A. D. 1922, an instrument of writing purporting to be the last Will and Testament of Susannah Sinsel, late of Jerome Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said Application will be for hearing before said Court on the 24- day of January, 1922, at one o'clock P.M.


Witness my signature and the seal of said Court, this 17- day of January, 1922. W. H. Busted, Probate Judge.

The undersigned person acknowledges service Jan. 17<sup>th</sup> 1922.  
 John Sinsel.

9759  
 In the matter of  
 The Will of  
 Susannah Sinsel, Deceased.

Notice.  
 Probate Court, Union County, Ohio.  
 No. 9757  
 Notice of Probate.

notice To William Fuch. You are hereby notified that on the 17<sup>th</sup> day of January A. D. 1922, an instrument of writing, purporting to be the last Will and Testament of Susannah Sinsel, late of Jerome Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said Application will be for hearing before said Court on the 24- day of January 1922, at one o'clock P.M.

Witness my signature and the seal of said Court, this 17<sup>th</sup> day of January, 1922.  W. H. Busted, Probate Judge.

The undersigned person within named, hereby acknowledges service of notice, this 20- day of January, 1922. William M. Fuch.

9759  
 In the matter of  
 The Will of  
 Susannah Sinsel, Deceased.

Notice.  
 Probate Court, Union County, Ohio.  
 No. 9757  
 Notice of Probate.

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To Libbie Bourn. You are hereby notified that on the 17<sup>th</sup> day of January, A.D. 1922, an instrument of writing purporting to be the last will and Testament of Susannah Sersel, late of Jerome Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court on the 24<sup>th</sup> day of January, 1922, at one O'clock P.M. Witness my signature and the seal of said Court, this 17<sup>th</sup> day of January, 1922.

*Seal* W. H. Husted, Probate Judge.

The undersigned person, within named, acknowledges service of within Notice, this 19<sup>th</sup> day of January, 1922. Libbie Bourn.

Testimony of Witnesses,

Probate Court, Union County, Ohio.

no. 9759

9759

Testimony of Witnesses

In the matter of  
The Will of  
Susannah Sersel, Deceased.

Testimony of Witnesses

The State of Ohio, Union County, ss.

Personally appeared in open Court Addie M. Davis and William M. Graham, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last will and Testament of Susannah Sersel, deceased, depose and say; that they were present at the execution of the instrument of writing now before them bearing the date 30<sup>th</sup> of November 1909, purporting to be the Last Will and Testament of Susannah Sersel, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her will, and that said Susannah Sersel at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint. Addie M. Davis, William M. Graham.

Done to before me and signed in my presence, by said witnesses in open Court this 24<sup>th</sup> day of January, 1922.

*Seal* W. H. Husted, Probate Judge.

Probate Court, Union County, Ohio.  
January, 24<sup>th</sup> 1922.

9759

Orders on Hearing admission to Probate and Record

Journal Entry: Orders on Hearing, admission to Probate and Record.  
In the matter of  
The Will of  
Susannah Sersel, Deceased.

To Be it Remembered, that heretofore, to wit: on the 17<sup>th</sup> day of January, A.D. 1922, an instrument of writing purporting to be the Last Will and Testament of Susannah Sersel, late of Jerome Township, in this

9759

county. Decedent was produced in open court and offered for probate and was then filed. And it now being shown to the satisfaction of the court that due notice of the filing of said will and of the said application to admit the same to probate and record in this court, has been given to the next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this court.

Thereupon on this day came Addis M. Davis and William M. Graham, the subscribing witnesses to said will: who being duly sworn, testified as to the execution and attestation of said will, which testimony was reduced to writing, by said witnesses, respectively subscribed, and filed with said will.

Whereupon the court finds the aforesaid instrument of writing is the last will and Testament of said Susannah Sussel, deceased; that the same was duly executed and attested; and that the said testatrix, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint.

It is therefore, by the court ordered, that the said will be admitted to Probate, and, that the same, together with the testimony of the witnesses, above named, be entered of record in this court.

It is further ordered that John A. Sussel, Executor, pay the costs herein taxed at \$5.<sup>00</sup> H. H. Busted Probate Judge

9759

In the name of the Benevolent Father of all:

I, Susannah Sussel, of the Township of Jerome, County of Union and State of Ohio, do make and publish this my last will and testament, after all my just debts funeral expenses and cost of administration of my estate shall have been paid. I do give and bequeath unto my son John A. Sussel forever all my household goods of every description. I do also give and bequeath unto said son John A. Sussel, the sum of two hundred dollars.

I do give and bequeath unto my sons William M. Felt and David L. Felt, the remainder of my estate forever, to be equally divided among them.

I do nominate and appoint my son John A. Sussel, Executor of this my last will and testament without bond and request that the Probate Court, omit the same. I do request that no appraisement or sale of my personal property be made.

In testimony whereof, I hereunto subscribe my name this 30<sup>th</sup> day of November, A. D. 1909.

Susannah Sussel.

Signed, and acknowledged, by the said Susannah Sussel, as her last will and testament in our presence and at her request signed by us in her presence.

Addis M. Davis.

William M. Graham.

9770 Files

Jan. 31- 1922

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Application

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 Files  
 In the matter of the Last Will and Testament of  
 Deborah Jackson, Deceased,  
 Jan. 31- 1922  
 Be it Remembered, that heretofore to wit; on the 31-day of  
 January, 1922, an instrument of writing purporting to be  
 the last will and testament of Deborah Jackson, Deceased,  
 was produced in open Court and offered for Probate, and  
 the following proceedings were had thereon:

9770  
 Application for Probate of Will.  
 Probate Court, Union County, Ohio.

In the matter of  
 The Last Will and  
 Testament of  
 Deborah Jackson, Deceased,  
 Application  
 to  
 admit to Probate

To the Probate Court of said County:  
 Your petitioner respectfully represents that Deborah  
 Jackson, late a resident of the Township of Liberty in  
 said County, died on or about the 26-day of  
 January, A. D. 1922, leaving an instrument in writing  
 herewith produced, purporting to be her last will and  
 Testament. That the said Deborah Jackson died  
 leaving no widower, the following named persons her  
 only next of kin to wit:

Orilla Welch	daughter	Leans Creek Calif.
Ozias Jackson	son	Dearborn Mich.
Burton F. Jackson	son	Peoria Ohio, R.R.
Emma Hodgson	daughter	Raymond Ohio.
Rose Bondre	daughter	Raymond Ohio.
Joseph Jackson	son	Marysville Ohio, R.R.
Arms. Jackson	son	Marysville Ohio.
Frank Jackson	son	Peoria O. R.R.
Fay Jackson	son	" " "
Lucy Disbennett	daughter	" " "

Your petitioner offers said Will for probate, and prays that  
 a time may be fixed for the proving of the same, and  
 that said above named persons residents in this  
 State may be notified according to law of the  
 pendency of said proceedings.

Burton F. Jackson, Petitioner

9770  
 Cash  
 The State of Ohio, Union County ss.  
 The above named Burton F. Jackson, being first duly  
 sworn, says that the facts stated and allegations  
 in the foregoing application contained, are true as he verily  
 believes.

Burton F. Jackson,  
 sworn to before me and signed in my presence this  
 31-day of January, 1922.

W. H. Husted  
 Probate Judge.

9770 We, the undersigned next of kin of the within named testatrix resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will. Dated this 31<sup>st</sup> day of January A. D. 1922. Frank Jackson, Fay Jackson, Butler F. Jackson, Amos Jackson, Lucy F. Disbennett, Emma A. Bodger, Rosa L. Bowdler, Joe Jackson.

9770 Journal Entry: Orders for Filing Will, notice and hearing. In the matter of the Will of Probate Court, Union County, Ohio, January, 31-1922.

Deborah Jackson, Deceased. This day an instrument of writing, purporting to be the last Will and Testament of Deborah Jackson, late of Liberty Township in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, all next of kin having appeared in open Court and signed a waiver, waiving further notice, and consented to the probating of said Will. It is therefore ordered that said application will be for hearing before this Court on the 6<sup>th</sup> day of February, 1922, at 10 O'clock, A. M.

W. B. Husted, Probate Judge.

Testimony of Witnesses

9770 Testimony of Witnesses In the matter of the Will of Deborah Jackson, Deceased. Probate Court, Union County, Ohio, No. 9770 Testimony of Witnesses.

The State of Ohio, Union County ss. Personally appeared in open Court C. Y. Rhodes and A. E. Knox, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Deborah Jackson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 12<sup>th</sup> day of Sept. 1921, purporting to be the Last Will and Testament of Deborah Jackson, deceased, that they respectively subscribed their names thereto as witnesses - at the request of said Testatrix, and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Deborah Jackson, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

A. E. Knox C. Y. Rhodes.

Sworn to before me and signed in my presence by said witnesses in open Court this 2<sup>nd</sup> day of February, 1922.

W. B. Husted, Probate Judge

9770 Journal Entry: Probate Court Union County, O. Feb. 6<sup>th</sup> 1922. In the matter of the Will of Deborah Jackson, Deceased. Admitting to Probate and Record.

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This matter came on this day further to be heard, on the application of Butler F. Jackson to admit to probate and record the will of Deborah Jackson deceased, heretofore filed in this Court therefor. and it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio; and A.E. Knox and C.F. Rhodes, the subscribing witnesses to said Will having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing is the last will and testament of said Deborah Jackson deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in Ohio Court. W. H. Husted, Probate Judge, Last Will

9770

I, Deborah Jackson, of Liberty Township, Union County, Ohio, being now about 86 years of age, and while sound in mind and memory, do make and publish, This, my last will and testament, revoking any and all former Wills and bequests by me made.

Clause 1. It is my Will that all my debts and funeral expenses be paid out of my estate.

Clause 2. The residue of my estate, I give and bequeath in equal shares to my children, to share equally and alike.

Clause 2. I name and appoint my son, Butler Jackson the Executor of this my last will without bonds, and I further request that my estate be settled up with the least expense possible, there being but little to divide and no debts up to this date to adjust what may

Witness my hand this 17<sup>th</sup> day of September, 1921  
Deborah Jackson.

9770

We certify that the foregoing instrument of writing was signed by the aforesaid Deborah Jackson, in our presence, and that at the time of signing the same she declared it to be her last Will, and that at her request and in her presence and in the presence of each other, we have hereto subscribed our names as such

9770 witnesses this 12<sup>th</sup> day of September, 1921. A. E. Knox. C. G. Rhoads.

9772 In the matter of the last will and Testament of George Gordon, Dec'd.  
Filed Brit Remembered that heretofore to wit: on the 8<sup>th</sup> day of February  
Feb. 8<sup>th</sup> 1922. an instrument of writing purporting to be the last will  
1922. and testament of George Gordon, Deceased, was produced in  
open Court and offered for Probate and the following pro-  
ceedings were had thereon:

9772 Application for Probate of Will  
Probate Court, Union County, Ohio.

In the matter of  
The last Will and Testament of  
of George Gordon, Deceased.

Application to  
admit to Probate

To the Probate Court of said County:

Application Your petitioner respectfully represents that George Gordon,  
late a resident of the township of Jerome in said County,  
died on or about the 23<sup>rd</sup> day of January, A. D. 1922, leaving  
an instrument in writing, herewith produced, purporting to  
be his last will and Testament. That the said George  
Gordon died leaving no widow and the following named  
persons his only next of kin, to wit:

l. W. Gordon	son	Amliu. O. R. 1.
Allie Fry	daughter	Plain City, Ohio
Effie Kings	"	Amliu. Ohio

Your petitioner offers said Will for probate, and prays that  
a time may be fixed for the proving of the same, and  
that said above named persons residents in this  
State may be notified according to law of the pendency  
of said proceedings. E. M. Hill.

Known to before me and signed in my presence this 1<sup>st</sup>  
day of February, 1922. W. H. Busted Probate Judge.

We the undersigned next of kin of the within named  
testator resident of the State of Ohio, hereby waive further  
notice, and consent to the probate of said Will.

Dated this 8<sup>th</sup> day of February, A. D. 1922.

Charles W. Gordon, Allie Fry, Effie Kings.

9772 Journal Entry: Orders for Filing Will, notice and Hearing.  
Orders Probate Court, Union County, Ohio.  
for Filing Will and Hearing  
Notice  
Hearing  
In the matter of  
The Will of  
George Gordon, Deceased.  
January, 1<sup>st</sup>, 1922.

This day an instrument of writing, purporting to be the  
last Will and Testament of George Gordon, late of Jerome  
Township, in this County, deceased, was produced in open Court  
for Probate: it is now ordered that the said Will be filed  
in this Court, all next of kin residents of the State  
of Ohio, appeared in open Court and waived further  
notice and consented to the probating of said Will,

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it is ordered that said application will be for hearing before this court on the 8<sup>th</sup> day of February, 1922 at one o'clock P.M. W.H. Busted, Probate Judge.

9772

Testimony of Witnesses.

In the matter of The Will of George Gordon, Deceased. Probate Court, Union County, Ohio. No. 9772. Testimony of witnesses, The State of Ohio, Union County ss.

Testimony of Witnesses

Personally appeared in open court E.M. Kile, and Fred Kile who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of George Gordon, deceased, depose and say that they were present at the execution of the instrument of writing now before them bearing date the 8<sup>th</sup> day of April, 1921. purporting to be the Last Will and Testament of George Gordon, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator, and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said George Gordon at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint. E.M. Kile Fred Kile.

Sworn to before me and signed in my presence by said witnesses in open court this 8<sup>th</sup> day of February, 1922. W.H. Busted, Probate Judge.

9772

Journal Entry: Probate Court, Union County, O. February 8<sup>th</sup> 1922. In the matter of The Will of George Gordon, Deceased. Admitting to Probate and Record.

admitting to Probate and Record.

This matter came on this day, further to be heard, on the application of E.M. Kile to admit to probate and record the Will of George Gordon, deceased, heretofore filed in this court therefor. And it now being shown to the satisfaction of the court that due notice of the filing of said Will and of the application to admit it to probate and record in this court, has been given to the next of kin of said testator residents of Ohio, by all signing a waiver, waiving further notice and consented to probating said Will, and, Elton M. Kile and Fred Kile, subscribing witnesses to said Will having this day appeared in open court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was submitted by them respectively and was filed with said Will.

9772 Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said George Gordon deceased: that it was duly executed and attested: that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Husted, Probate Judge

9772

Last Will and Testament

I, George Gordon, of Jerome Township, Union County, Ohio, do hereby make, publish, and declare this my Last Will and Testament in manner and form following:

Item I. I direct that all my just debts and funeral expenses be paid as soon after my decease as is convenient.

Item II. I give, devise, and bequeath to my son, C. W. Gordon, to be his absolutely in fee simple, the tract of land, containing twenty-four (24) acres, more or less, situated on the east side of the Crotinger Road, lying between the lands of the Sweeney Sisters and the lands of C. W. Gordon, and bounded on the east by the lands of John Seneel.

Will

Item III. I give, devise, and bequeath to each one of my two daughters, Allie Fry and Effie Rings, to be theirs absolutely in fee simple, the undivided one-half interest in the farm where I now reside, situated west of the Crotinger Road, and the southern extension thereof beyond the Post Road, and lying on the north and south sides of the Post Road, containing forty-six and two-thirds (46 2/3) acres more or less. I direct that, in order to more nearly equalize the value of the devises made herein and in Item II of this Will, each of my daughters, Allie Fry and Effie Rings, shall pay to my son, C. W. Gordon, the sum of Five Hundred (\$500<sup>00</sup>) Dollars within six months after this Will is probated.

Item IV. I give, devise, and bequeath to my son, C. W. Gordon, the sum of One thousand (\$1,000<sup>00</sup>) Dollars.

Item V. I direct that all my personal property such as bonds, notes, certificates of deposit and all money and chattels of whatever form, remaining after all expenses of my estate and the bequest in Item V of this Will, has been paid

G. C. Gordon

Item VI (concluded) to be divided equally among my three children, C. W. Gordon, Allie Fry and Effie Rings

Item VII. I desire that my three children, C. W. Gordon, Allie Fry and Effie Rings shall jointly execute this my Last Will, and Testament without bond.

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Will

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application

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The Testimony whereof I hereto subscribe my name in Jerome Township, Union County, Ohio, this 8<sup>th</sup> day of April in the year of our Lord, nineteen hundred twenty-one.

George Gordon.

Will

The foregoing instrument was signed at the end thereof by the said George Gordon in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, and in the presence of each other, we hereto respectively subscribe our names as attesting witnesses in Jerome Township, Union County, Ohio, this 8<sup>th</sup> day of April, A. D. 1921.

Fred Hill, Elton M. Hill,

9777  
Filed

In the matter of the Last Will and Testament of Mary C. McIntire, Deceased.

Feb 7- 1922

Be it Remembered, that heretofore to wit: on the 7<sup>th</sup> day of February 1922, an instrument of writing purporting to be the Last Will and Testament of Mary C. McIntire, deceased, was produced in open Court and offered for probate, and the following proceedings were had therein:

9777

Application for Probate of Will,

Probate Court, Union County, Ohio.

application

In the matter of the Last Will and Testament of Mary C. McIntire, Deceased.

Application to admit to Probate.

In the Probate Court of said County:

Your petitioner respectfully represents that Mary C. McIntire late a resident of the township of Blairtown in said County, died more or about the 26<sup>th</sup> day of January A. D. 1922, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament.

That the said Mary C. McIntire died leaving no widow, the following named her only next of kin, to wit:

Allen Hickok	brother	Hobson, Texas.
Hermon Hickok	"	Pleasanton Texas
Dennis Hickok	"	Hobson, Texas.
Frank Hickok	"	Walnut Spr. " "
William Hickok	"	Marysville, O. # 3.
Abert Hickok	"	Magnetic Springs, Ohio.
Anna Ports	sister	Richmond, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceeding.

William Hickok, Petitioner

9777

The State of Ohio, Union County ss.

The above named William Bickok, being first duly sworn, says that the facts stated and allegations in the foregoing Application contained, are true so he verily believes  
William Bickok.

Sworn to before me and signed in my presence, this 7<sup>th</sup> day of February, 1922. <sup>seal</sup> W. H. Huasted, Probate Judge

Mr. the undersigned next of kin, of the within named testatrix, resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will, Dated February 11<sup>th</sup> 1922.

William Bickok, Anna Porto, Albert Bickok.

Journal entry: Orders for Filing Will, notice and Hearing, Probate Court, Union County, Ohio.

In the matter of  
The Will of

Mary C. McEntire, Deceased.

February 7<sup>th</sup> 1922.

This day an instrument of writing, purporting to be the last Will and Testament of Mary C. McEntire, late of Lebanon Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof, and of the application to admit the same to probate and record be given to the next of kin, of the testatrix resident of the State of Ohio, three days prior thereto, that said Application will be for hearing before this Court on the 11<sup>th</sup> day of February, 1922, at 10 o'clock, A. M. <sup>seal</sup> W. H. Huasted, Probate Judge.

Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9777

Testimony of Witnesses.

In the matter of  
The Will of

Mary C. McEntire, Deceased.

The State of Ohio, Union County ss.

Personally appeared in open Court Rolly H. Doyle and J. E. Clark, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Mary C. McEntire deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 21<sup>st</sup> day of January 1922, purporting to be the last Will and Testament of Mary C. McEntire, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testatrix and in her presence; that they saw said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same to be her Will, and that said Mary C. McEntire at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint

Rolly H. Doyle.

J. E. Clark.

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admitting

Probate

Record

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Orders

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Filing

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known to before me and signed in my presence by said witnesses in open Court this 11<sup>th</sup> day of February, 1922.

*W. H. Husted, Probate Judge.*

9777

Journal Entry, Probate Court, Union County, On February 11<sup>th</sup> 1922,

In the matter of

admitting to Probate and Record.

admitting

The will of Mary C. Mc Intire, Deceased.

Probate and

Record  
This matter came on this day further to be heard on the application of William Kirkok to admit to probate and record the will of Mary C. Mc Intire, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record, in this Court has been given to the next of kin of said testator residents of Ohio, by each of said next of kin appearing in open Court, and having further notice and consented to probating said Will, and Polly L. Doyle and J. L. Clark, the subscribing witnesses to said Will having this day appeared in open Court, and having been duly sworn, testified respect respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said Mary C. Mc Intire deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to probate, and that it together with the said testimony of the witnesses above named, be entered of record in this Court.

*W. H. Husted, Probate Judge.*

9777

Last Will

Will

In the name of the Benevolent Father of all, amen. I, Mary C. Mc Intire, of the Village of Richmond, County of Union, and State of Ohio, being of lawful age, and being of sound and disposing mind and memory, do make, publish and Declare this my Last Will and Testament, hereby, revoking all former Wills made by me.

First: my Will is that all my just debts and funeral Expenses shall be paid out of my Estate as soon after my decease as shall be found convenient.

Second: I give, Devise and Bequeath, to my two nieces, Mary A. Coder and Myrtle M. Graham, my silver ware with the letter W. engraved thereon consisting of 12.

4777 Table knives, 12 table forks, 12 table spoons and 12 tea spoons.

The same to be divided equally between them. The remainder of my household effects and other personal property to be converted into cash and added to any other moneys that now are in or may come into my estate.

Third: It is my will that all my real-estate either in Law or Equity be sold and the proceeds therefrom be added to any and all other moneys that now are in or may come into my estate, and that my Administrator shall sell all Real-estate to the best advantage and make good and sufficient deeds without any Court proceedings.

Fourth: I give devise and bequeath to my nephew Robert A. Ports, Sr. \$300. To my niece Sadie E. Ports \$300. To my niece Glenna F. Hickok \$300. To my niece Anna Hickok \$300.

Will Fifth: I give devise and bequeath that after all expenses and the above legacies have been paid then the residuum of my estate is to be equally divided between my nephews and nieces numbering twenty-four in all and namely as follows: Lewis H. Hickok, Sarah E. Warner, George W. Hickok, Ora P. Patch, Mary A. Bodew, Dennis Hickok, Frank W. Hickok, Bertha Hickok, Golda Hickok, Stella Hickok, Glenna F. Hickok, Robert Delno Hickok, Glenna Maine, Anna Fanner, Mary Myrtle Graham, Raymond Hickok, J. A. Hickok, Matthew Hickok, Glenna Hickok, WALTER M. HICKOK, Caries May Hickok, Robert A. Ports, Sr. and Sadie E. Ports. The above being all of my brother William Hickok's, my brother Frank Hickok's, my brother Heamen Hickok's, my brother Albert J. Hickok's and my sister Anna Ports' children.

Sixth: I do hereby nominate and appoint my brother Albert J. Hickok, Administrator of my estate.

In Testimony whereof, I have hereunto set my hand at Richmond, Ohio, this 21<sup>st</sup> day of January, in the year of our Lord One thousand nine hundred and twenty-two.

Mary C. McIntire,

The foregoing instrument was signed by the said Mary C. McIntire in our presence and by her published and declared as and for her Last Will and Testament; and we have hereunto subscribed our names as attesting witnesses, at her request and in her presence, and in the presence of each other this 21<sup>st</sup> day of January, A. D. 1922.

Rolly H. Doyle. J. E. Clark.

9782 In the matter of the Last Will and Testament of A. V. Kennedy, Deceased.

Filed Feb. 10<sup>th</sup> 1922. It is Reminded that heretofore to-wit: on the 10<sup>th</sup> day of Feb. 1922, an instrument of writing purporting to be the Last Will and Testament of A. V. Kennedy, Deceased, was produced in open Court and offered for probate and the following pro-

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ceedings were had therein:

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Application for Probate.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and Testament  
of A. V. Kennedy Deceased.

Application to Admit  
To Probate.

To the Probate Court of said County:

Your petitioner respectfully represents that A. V. Kennedy, late a resident of the Township of Union in said County, died on or about the 5<sup>th</sup> day of February, A.D. 1922, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said A. V. Kennedy, died leaving Clara E. Kennedy his widow who resides at Milford Center, Ohio, and following named persons his only next of kin, to-wit:

Clara E. Kennedy, wife Milford Center, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. Clara E. Kennedy, Petitioner.

The State of Ohio, Union County.

The above named, Clara E. Kennedy, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as the Verity binds. Clara E. Kennedy.

Sworn to before me and signed in my presence this 10<sup>th</sup> day of February, 1922. W. H. Husted, Probate Judge.

The undersigned widow of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.

Clara E. Kennedy.

9782

Journal Entry: Orders for filing Will, notice and hearing.

Probate Court, Union County, Ohio

In the matter of  
The Will of  
A. V. Kennedy, Deceased.

February, 10<sup>th</sup> 1922.

This day an instrument of writing, purporting to be the Last Will and Testament of A. V. Kennedy, late of Union Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court. Clara E. Kennedy appeared in open Court and waived further notice and consented to the probating of said Will, it is ordered that said application will be for hearing before this Court on the 10<sup>th</sup> day of February 1922, at 10 o'clock, A.M.

W. H. Husted

Probate Judge.

9782

Witnesses Testimony.

Probate Court, Union County, Ohio,

No. 9782

Testimony of Witnesses.

In the matter of  
The Will of  
A. V. Kennedy, Deceased.

The State of Ohio, Union County, ss.

Testimony

Personally appeared in open court John L. Longhrey and Edward Hartshorn, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of A. V. Kennedy dec'd, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 21<sup>st</sup> day of May, 1917, purporting to be the Last Will and Testament of A. V. Kennedy, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his will, and that said A. V. Kennedy, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

Before John L. Longhrey, Edward Hartshorn,

Sworn to <sup>before</sup> me and signed in my presence, by said witnesses in open court this 10<sup>th</sup> day of February, 1922.

W. D. Busted, Probate Judge.

9782

Journal Entry; Probate Court, Union County, O. February, 10<sup>th</sup>, 1922

In the matter of  
The Will of  
A. V. Kennedy, Deceased,

Admitting to Probate and Record.

admitting  
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Record

This matter came on this day further to be heard, on the application of Clara E. Kennedy, to admit to probate and record the Will of A. V. Kennedy, deceased, heretofore filed in this court therefor, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the widow of said testator residents of Ohio, and John L. Longhrey and Edward Hartshorn the subscribing witnesses to said Will having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will. Whereupon the Court finds that the aforesaid instrument of writing is the last will and testament of said A. V. Kennedy, deceased; that it was duly executed and attested; that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said

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Will be admitted to probate and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Husted, Probate Judge.

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Files

Feb. 11 1922

In the matter of the Will of A. V. Kennedy, Deceased, Widow's Election. Probate Court, Union Co., Ohio.

In the matter of Election under said Will,

The Will of A. V. Kennedy, Deceased.

I, the undersigned Widow of A. V. Kennedy late of Union Township, Union County, Ohio, deceased, having had explained to me, by the Probate Court of said County, the provisions of said Will, my rights under it, and by law in the event of my refusal to take under the Will, do hereby elect to take under the Will; my election so made to be entered of record. Clara E. Kennedy,

Whereupon the Court ordered the said election of said Clara E. Kennedy to be entered upon its minutes, in the words and figures following, to wit:

February, 11<sup>th</sup> 1922.

9782

In the matter of The Will of A. V. Kennedy, Deceased.

Election.

Election

This day personally came into open Court Clara E. Kennedy, widow of said A. V. Kennedy, deceased, and applied to make her election whether to take or not to take under the Will of said A. V. Kennedy deceased,

Whereupon the Court explained to her the provisions of said Will, and her rights under it and also her rights under the law in the event of her refusal to take under the Will; and she declared herself satisfied with the provisions of said Will, and she declared herself satisfied with the provisions of said Will, and elected to take under it, and, asked, that her election so to take might be entered upon the Journal of the Court, which is accordingly done. W. H. Husted, Probate Judge.

9790. Files

Feb. 17 1922

In the matter of the Will of Orsamus Poling, Deceased, Be it Remembered, that heretofore to wit: on the 17<sup>th</sup> day of February, 1922, an instrument of writing purporting to be the Last Will and Testament of Orsamus Poling, Deceased, was produced in open Court and offered for Probate, and the following proceedings were had therein:

9790

Application for Probate. In the matter of The Last Will and Testament of Orsamus Poling, Deceased. application To admit to Probate

9790

To the Probate Court of said County:

Your petitioner respectfully represents that Oseamus Poling late a resident of the township of Liberty in said County, died on or about the 11<sup>th</sup> day of February, A. D. 1922, leaving an instrument in writing, herewith produced, purporting to be his last will and Testament. That the said Oseamus Poling died leaving no widow, and the following named persons his only next of kin, to wit:

Peria Tarpennig	daughter	Irwin, Ohio.
Jerusha Poling	"	Peoria, O. R. 2.
Euriam E. Poling	son	Marysville, O. R. 5.
Serena Newlove	daughter	Peoria, Ohio, R. 2.
Cora Shirk	daughter	No. Lewisburg, Ohio.
Al Poling	son	Marysville, Ohio, # 5.
Albert Poling	son	" "
Walter Shirk	grand-son	Zanesville, Ohio.
Levie Davis	" "	Last heard of resided in Texas.
Ada Knotts	" daughter	Marysville, Ohio.

Application

Your petitioner offers said Will for probate and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings. Serena Newlove Petitioner

The State of Ohio, Union County, ss.

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each

The above named Serena Newlove, being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true as she verily believes. Serena Newlove.

Sworn to before me and signed in my presence, this 17<sup>th</sup> day of February, 1922. H. H. Huusted Probate Judge.

9790

Witness

We, the undersigned next of kin of the within named testator resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Dated this 17<sup>th</sup> day of February, A. D. 1922.  
Cora Shirk, Jerusha Poling, Euriam E. Poling, Serena Newlove, Al Poling, Ada Knotts, Albert Poling, Peria Tarpennig, Walter Shirk.

9790

Orders

filing

notice

and

hearing

Journal Entry: Orders for filing Will, notice and hearing. Probate Court, Union County, Ohio. February, 17<sup>th</sup> 1922.

In the matter of The Will of Oseamus Poling, Deceased. This day an instrument of writing, purporting to be the last will and Testament of Oseamus Poling, late of Liberty Township, in this County, deceased, was produced in open court for Probate; it is now ordered that

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Testimony of Witnesses

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admitting to Probate and Record.

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the said will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator residents of the State of Ohio, 3 days prior thereto that said application will be for hearing before this Court on the 23-day of February, 1922, at one o'clock P.M.

W. H. Husted, Probate Judge

9790

Testimony of Witnesses

Probate Court, Union County, Ohio,  
no. 9790

Testimony of Witnesses

Testimony of Witnesses

In the matter of  
The Will of  
Orsamus Poling, Deceased.

The State of Ohio, Union County ss.

Personally appeared in open Court A. E. Knox, J. W. Shaw and A. P. Russell, who bring first duly sworn to testify the truth, the whole truth, and nothing but the truth in relation to the execution of the Last Will and Testament of Orsamus Poling, deceased, depose and say: That they were present at the execution of the instrument of writing now before their hearing date the 22-day of November, 1921, purporting to be the Last Will and Testament of Orsamus Poling, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said Orsamus Poling at the time of execution the same was of free age, and of sound mind and memory, and not under any restraint.

J. W. Shaw, A. E. Knox, A. P. Russell.

Sworn to before me and signed in my presence, by said witnesses in open Court this 18<sup>th</sup> day of February, 1922.

W. H. Husted Probate Judge

9790 admitting to Probate and Record

Journal Entry: Probate Court, Union County, O., February, 23-1922.

In the matter of  
The Will of  
Orsamus Poling, Deceased.

Admitting to Probate and Record.

This matter came on this day further to be heard on the application of Serena Newlow, to admit to probate and record the will of Orsamus Poling, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio: J. W. Shaw, A. E. Knox and A. P. Russell, the subscribing witnesses to said Will, having this day

9790

appeared in open court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said Ossamus Poling, deceased: that it was duly executed and attested: that the said testator, at the time of signing said Will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Busted, Probate Judge.

9790

Last Will.

I, Ossamus Poling, of Liberty Township, Union County, Ohio, being now about 83 years of age, and while sound in mind and memory, do make and publish this, my last will and testament, revoking any and all former wills and bequests by me made.

Will

Clause 1. It is my will that all my debts and funeral expenses be paid out of my estate.

Clause 2. I give and bequeath to my two daughters, Jerusha Poling and Serena Newlove, the farm upon which we now live, together with all the livestock, auto, farm machinery and household effects of every kind and description, to be theirs in equal shares and absolutely.

Clause 3. The residue of my estate, I give and bequeath in equal shares, to my children, Peris Tupperman, Eusem Edward Poling, Jerusha Poling, Serena Newlove, Cora Shirk, Ai Poling, and Albert Poling, now living, and to the children of Della May Shirk, Abi Knotts, and Flora Davis, the share of the dead parent.

Clause 4. I name and appoint my said son, Ai Poling to be the executor of this, my last will without bonds.

Clause 5. If for any reason that any beneficiary herein named should become dissatisfied with the provisions hereof, and seek to modify or set the same aside by any process of law whatsoever, then and in such case the share of such rebellious one shall be one dollar and no more. Witness my hand this 27 day of Nov. 1921.

Ossamus Poling.

We certify that the above instrument of writing was signed by the above named Ossamus Poling in our presence, and that in his presence and at his request and in the presence of each other, we have hereunto subscribed our names as such witnesses this 27 day of November, 1921.

A. E. Knox. J. M. Shaw. A. P. Russell

9821. Filed. Feb. 13 1922.

application and

9821 Order admitting to Record and authenticating copy of Will.

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9821.  
Filed  
Feb. 13<sup>th</sup>

In the matter of the Will of Mason L. Baldwin, Deceased.  
Authenticated Copy of Will,  
Probate Court, Union County, Ohio.

1922. In the matter of  
The Will of

Application.

Mason L. Baldwin, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that Mason L. Baldwin late of Champaign County, Ohio, died testate on or about the 21<sup>st</sup> day of December, 1921, that his Will was duly proved and allowed in Champaign County, Ohio, and that said Mason L. Baldwin, died leaving Hazel Baldwin his widow, who resides at Urbana, Ohio. The following named persons are interested in said Will as next of kin of said decedent, or otherwise, to-wit:

Your petitioner herewith produces an authenticated copy of said Will and of the Order of Probate thereof.

Your petitioner prays that said authenticated copy of said Will and Order of Probate may be admitted to record herein.  
Norman C. Bown.

The State of Ohio, Union County ss.

Norman C. Bown, petitioner bring duly sworn says that the facts stated and allegations contained in the foregoing application are true as he verily believes.  
Norman C. Bown.

Known to before me and signed in my presence. This 13<sup>th</sup> day of February, 1922. <sup>W. H. Husted</sup> Probate Judge.

9821  
Order  
admitting  
To  
Record  
authenticated  
copy  
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Will.

Journal Entry: Order Admitting To Record Authenticated Copy of Will.  
Probate Court, February, 13<sup>th</sup> 1922.  
Order.

In the matter of  
The Will of  
Mason L. Baldwin, Deceased.

This day Norman C. Bown, appeared in open Court and produced an Authenticated Copy of the Will of Mason L. Baldwin, late of Champaign County, O., deceased; and of the Order of Probate thereof; and made application for the admission of the same to record herein; and it appearing to the Court that said Will was proved and allowed in Champaign County, State of Ohio,

It is therefore ordered that said Authenticated Copy of said Will and Order of Probate be and the same hereby is allowed and admitted to record, and that the same be recorded in the Records of Wills of this office; and it is further ordered that said Norman C. Bown, pay the costs herein taxed at \$ 3.<sup>00</sup>.

W. H. Husted Probate Judge.

9821

Application for Probate of Will

Probate Court, Champaign County, Ohio.  
Application To admit  
To Probate.

In the matter of  
The Last Will and Testament  
of Mason L. Baldwin, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that Mason L. Baldwin late a resident of the township of -- and City of Urbana in said County, died on or about the 21<sup>st</sup> day of December, A.D. 1921, leaving instruments in writing, herewith produced, purporting to be his last Will and Testament and Codicil thereto.

That the said Mason L. Baldwin died leaving Hazel Baldwin his widow who resides at Urbana, Ohio, and the following named persons his only next of kin, to-wit:

Majorie Baldwin 1yr. Daughter Urbana, Ohio.

Your petitioner offers said Will and Codicil thereto for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Hazel Baldwin, Petitioner

The State of Ohio, Champaign County, ss.

The above named Hazel Baldwin being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Hazel Baldwin.

Sworn to before me and signed in my presence, this 29<sup>th</sup> day of December, 1921, (date) H. Houston Notary Public

The undersigned widow of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.

Dated this 29<sup>th</sup> day of December, A.D. 1921,

Hazel Baldwin

9821

Orders for  
Filing  
notice

In the matter of  
The Will of  
Mason Baldwin, Deceased.

Journal Entry: Orders for Filing Will, Notice and Hearing,  
Probate Court Champaign Co. Ohio,  
December 29<sup>th</sup> 1921.

Hearing

This day an instrument of writing, purporting to be the last Will and Testament of Mason Baldwin, late of Urbana, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow resident of the State of Ohio -- days prior thereto, that said Application will be for hearing before this Court on the 13<sup>th</sup> day of Feb. 1922, at 9 o'clock a.m. U. H. Liss, Probate Judge

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On hearing  
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Will

I, Mason L. Baldwin, of Darby Township, Union County, Ohio, do hereby make public and declare this my Last Will and Testament.

I give, devise and bequeath all my estate, personal and real unto my beloved wife, Hazel B. Baldwin, her heirs and assigns forever.

I name as Executor of this will without bond my said wife. Done at Mansfield, Ohio, this 15<sup>th</sup> day of August, 1919.  
Mason L. Baldwin

9821

The foregoing instrument was signed, declared, and acknowledged by Mason L. Baldwin, as and for his last will and testament, in our presence, and signed by us as witnesses in his presence and in the presence of each other this 15<sup>th</sup> day of August, 1919. William W. Holgamot, John C. Kirkaldy.

9821

Codicil

I, Mason L. Baldwin, of Darby Township, Union County, Ohio, (lately of Urbana, Champaign County, Ohio, temporary at Columbus, Ohio) do make, publish, and declare this Codicil to my last will dated the 15<sup>th</sup> day of August 1919.

Item 1. In the full knowledge of all my relations and obligations, I hereby republish, and confirm my said Will in all respects whatsoever. Trusting my beloved wife to do whatsoever she deems proper and right for my daughter.

Done at Columbus, Ohio, this 25<sup>th</sup> day of June, 1921.  
Mason L. Baldwin

Signed, declared, and acknowledged by the above named Mason L. Baldwin, as and for a Codicil to his last will, in our presence, and subscribed by us as witnesses in his presence, at his request, this 25<sup>th</sup> day of June, 1921. Fred Fletcher, Lottie Nickel.

9821

Journal Entry: On bearing, Admission to Probate and Record. Probate Court, Champaign County, Ohio, February, 13<sup>th</sup> 1922.

On bearing admission to Probate and Record

In the matter of the Will of Mason L. Baldwin, Deceased.

Be it Remembered, That, hereofor to wit: on the 29<sup>th</sup> day of December, 1921, an instrument of writing, purporting to be the Last Will and Testament and Codicil thereto of Mason L. Baldwin, late of City of Urbana, Ohio, in this County, deceased, was produced in open Court, and offered for probate and was then filed, and it now being shown to the satisfaction of the Court that due notice of the filing of said Will and Codicil thereto, and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, Resident

9821 of the State of Ohio, pursuant to a former order of this Court, Clarence Hoopes, J. B. Kahl, and William F. Tucker, the Commissioners heretofore appointed to take the deposition of William M. Wolgamot, John H. Kinkadee, Fred Fletcher and Lottier Nickel, the subscribing witnesses to said Will and Codicil duly returned the Commission issued to him, with said Will and Codicil annexed, and also the depositions so taken duly certified; said subscribing witnesses to said Will and Codicil, having been duly sworn, testified as to the execution and attestation of said Will and Codicil (which testimony was reduced to writing, and by them respectively subscribed, and filed with said Will and Codicil. Whereupon, the Court finds the aforesaid instrument of writing is the Last Will and Testament and Codicil thereto, of said Mason L. Baldwin, deceased; that the same was duly executed and attested; and that the said Testator at the time of making, signing and sealing the same, was of full age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said Will and Codicil, be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. It is further ordered that the Executor pay the costs herein taxed at \$32.42. V. H. Gibbs Probate Judge.

9821 The State of Ohio, Champaign Co. ss. Probate Court. I, V. H. Gibbs, Judge and Ex. officio Clerk of the Probate Court, within and for said County, having the custody of the files, Journals, and Records of said Court, do hereby certify that the foregoing is a true copy of the Last Will and Testament of Mason L. Baldwin, deceased, and the Journal Entry on admission same to Probate and Record, also the Application for Probate and Journal Entry of filing of Will and Order for Hearing, as the same appear upon the records of said Court; and I further certify, that I have carefully compared the foregoing copy with the original record, and that the same is a full and correct transcript thereof. In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at Urbana, Ohio, this 14<sup>th</sup> day of February, 1922. V. H. Gibbs, Judge and Ex. officio Clerk of said Court.

The State of Ohio, Champaign County, ss. I, V. H. Gibbs, sole Judge of the Probate Court, within and for said County and State, the same being a Court of law and of record, do hereby certify that V. H. Gibbs, whose genuine signature is attached to the foregoing certificate, was at the date thereof, and now is Ex. officio Clerk of said Probate Court, and as such, full faith and credit are due his acts, and that the above certificate and attestation are in due form of law, and made by the

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proper officer. In Witness whereof, I have hereunto set my hand and affixed the seal of said Court, at Urbana, Ohio, this 14<sup>th</sup> day of February, A. D. 1922. <sup>Seal</sup> V. H. Gibbs, Judge of said Court. The State of Ohio, Champaign County, ss.

Will  
Certificati  
to Copy.

V. H. Gibbs, Ex-officio Clerk of the Probate Court within and for the County and State aforesaid, hereby certify that V. H. Gibbs is sole Judge of said Probate Court, duly Commissioned and qualified, and now acting as such.

In Witness whereof, I have hereunto set my hand and affixed the Seal of said Court, at Urbana, Ohio, this 14<sup>th</sup> day of February, A. D. 1922. V. H. Gibbs, <sup>Seal</sup> Ex-officio Clerk of said Court.

9821  
Filed  
Feb. 14-1922

In The matter of the Estate of Mason L. Baldwin, Deceased, Application for Transfer of Real Estate Devised.

In the matter of Probate Court, Union County, Ohio.

The Estate of No. 9821 Mason L. Baldwin, Deceased, Application for Transfer, Real Estate Devised.

Now comes M. Reed Baldwin and represents to the Court that by the terms of the last Will and Testament of Mason L. Baldwin, deceased, late of said County, which Will and Authenticated copy of which was admitted to record in Union County on the 14<sup>th</sup> day of February A. D. 1922, and recorded in Vol. C, page 533, of the Hill Records of said Union County, all the certain real estate belonging to said decedent was devised to Hazel Baldwin, without any specific description of said real estate being given.

Transfer  
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The real estate owned by said decedent and so devised, is as follows, to-wit:

The undivided one-half interest in the following real estate, State of Ohio, County of Union, Township of Darby and in V. M. Survey No. 2675. Beginning at a stone at the southeast corner of a 60 acre tract of land owned by Edward Kleiber; thence S. 34° 10' E. 123.39 poles to a stone in the south line of V. M. Survey, No. 2675; thence with the south line of said Survey, No. 2675, S. 57° 50' 114.90 poles to a stone in the center of the Mitchell Cemetery road; thence with the center of said road and continuing the same course N. 42° 55' - W. 22.12 poles to the center of Buck Run; thence up the center of Buck Run with the meanderings thereof to an easterly line of a 44.50 acre tract of land owned by Bertha L. Craig; thence with the east line of said Craig land, N. 46° 40' E. 72 poles to stone at the northeast corner of said Craig land; thence N. 58° 40' E. 94.27 poles to the place of beginning, containing 79.45 acres more or less.

Said petitioner represents that all the provisions and conditions of said Will have been fully

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9821 complied with upon the part of said devisee. Wherefore he prays for an order directing the transfer of said real estate upon the tax duplicate to the name of Hazel Baldwin, G. Reed Baldwin, Norman C. Brown, his agent. The State of Ohio, Union County. G. Reed Baldwin, bring first duly sworn, says that the facts stated in the foregoing application are true, as he verily believes. G. Reed Baldwin, Norman C. Brown, his agent.

Sworn to before me and subscribed in my presence, this 14<sup>th</sup> day of February, 1922. *seals* W. H. Husted, Probate Judge.

9821 Journal Entry: Probate Court, Union County, Ohio. In the matter of the Will of Mason L. Baldwin, Deceased. February 14<sup>th</sup> 1922. Authority To Transfer Real Estate.

This day G. Reed Baldwin, appeared in open court and filed herein his application duly verified, for an order directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised to Hazel Baldwin by Mason L. Baldwin, deceased, which real estate was devised to her without any specific description thereof: Upon consideration whereof the court finds upon the evidence that said real estate so devised is described as follows, to-wit:

Bring the undivided one-half interest in the following real estate: In the State of Ohio, County of Union, Township of Darby, and in V.M. Survey 2675: Beginning at a stone at the south east corner of a 60 acre tract of land, owned by Edward Kleider; thence S. 34° 10' E. 123.39 poles to a stone in the south line of M. Survey, No. 2675; thence with the south line of said survey, S. 57° 50' W. 114.90 poles to a stone in the center of the Mitchell Cemetery Road; thence with the center of said road and continuing the same course, N. 42° 55' W. 22.12 poles to the center of Buck Run; thence up the center of said run with the meandering thereof to an easterly line of a 44.50 acre tract of land, owned by Bertha L. Craig; thence with the east line of said Craig land N. 46° 40' E. 72 poles to a stone at the north east corner of said Craig's land; thence N. 58° 40' E. 94.27 poles to the place of beginning, containing 79.40 acres more or less.

And it appearing to the satisfaction of the court that the terms of said Will have been fully complied with on the part of said Devisee herein before named, it is ordered that such real be transferred upon the Duplicate of the County to the name of Hazel Baldwin, and that a certificate issue to said G. Reed Baldwin, as provided by law. W. H. Husted Probate Judge. The State of Ohio, Union County ss.

I, W. H. Husted, Judge and Ex-officio Clerk of the Probate Court within and for said County, and in whose custody

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the files, journals, and records of said Court are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the Journal of the proceedings of said Court; that the same has been compared by me with the original Entry on said Journal and that it is a true and correct copy thereof. Witness my signature and the Seal of said Court, this 14<sup>th</sup> day of February, 1922.

W. H. Husted,  
Judge and Ex-officio Clerk of said Probate Court.

9793  
Filed

In the matter of the Last Will and Testament of  
George M. Sanderson, Deceased.

Feb. 25<sup>th</sup> 1922.

Be it Remembered, that hereunto, to-wit: on the 25<sup>th</sup> day of February, 1922, an instrument of writing purporting to be the Last Will and Testament of George M. Sanderson, deceased, was produced in open Court and offered for probate, and the following proceedings were had therein:

9793

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and Testament  
of George M. Sanderson, Deceased.

Application to  
Admit to Probate

of the Probate Court of said County:

Your petitioner respectfully represents that George M. Sanderson, late a resident of the Township of Taylor in said County, died on or about the 17<sup>th</sup> day of Feb. A. D. 1922, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said George M. Sanderson died leaving Ellen Sanderson his widow, who resides at Broadway, Ohio, and the following named persons his only next of kin, to-wit:

Mrs Cora Middleton	Daughter	Richwood, Ohio
Roy C. Sanderson,	son.	Perma, Ohio

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.

Roy C. Sanderson, Petitioner  
The State of Ohio, Union County, ss.

Prob.

The above named Roy C. Sanderson, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.

Roy C. Sanderson.

Sworn to before me and signed in my presence this 20<sup>th</sup> day of February, 1922.

W. H. Husted, Probate Judge.

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Winn

Ms. the undersigned widow, and next of kin of the within named testator resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.

Dated this 25<sup>th</sup> day of February, A.D. 1922.

Roy L. Sanderson, Ellen <sup>her mark</sup> Sanderson, Mrs. Cora Middleton

9793

Journal Entry: Orders for Filing Will, Notice, and Hearing

Probate Court, Union County, Ohio.

February, 25<sup>th</sup> 1922.

In the matter of  
The Will of

George M. Sanderson, Deceased.

Filing

This day an instrument of writing, purporting to be the last Will and Testament of George M. Sanderson, late of Taylor Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record, be given to the widow and next of kin of the testator resident of the State of Ohio, 3 days prior thereto, that said application will be for hearing before this Court on the 1 day of March, 1922: at 10 O'clock, A.M. W. H. Busted, Probate Judge.

9793

Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9793

Testimony of Witnesses.

In the matter of  
The Will of

George M. Sanderson, Deceased.

Testimony  
of  
Witnesses

The State of Ohio, Union County ss.

Personally appeared in open Court Bertha Knox Laustome and A. E. Knox, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last will and Testament of George M. Sanderson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 14<sup>th</sup> day of Oct. 1921, purporting to be the last Will and Testament of George M. Sanderson, deceased, that they respectively subscribed their names thereto as witnesses at the request of said Testator and in his presence: that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said George M. Sanderson, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

Bertha Knox Laustome A. E. Knox

Known to before me and signed in my presence, by said witnesses in open Court this 1<sup>st</sup> day of March, 1922.

W. H. Busted, Probate Judge.

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Journal Entry:

Probate Court, Union County, O. March, 1<sup>st</sup> 1922.

In the matter of  
The Will of

George M. Sanderson, Deceased

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This matter came on this day further to be heard, on the application of Roy L. Sanderson to admit to probate

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and record the will of George M. Sanderson, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of this Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the widow and next of kin of said testator residents of Ohio; and A. E. Knox and Bertha Knox Lansdown, the subscribing witnesses to said will, having this day appeared in open Court and having been duly sworn, testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will. Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said George M. Sanderson, deceased; that it was duly executed, and attested; that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

H. H. Busted, Probate Judge.

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Last Will

I George M. Sanderson, of Broadway, Union County, Ohio, being now about 70 years of age and while sound in mind and memory do make and publish this, my last will and testament, revoking any and all former wills and bequests by me made.

Clause 1. It is my will that all my debt and expenses, be paid out of my estate. Clause 2. I give and bequeath to my daughter Cora Middleton two hundred dollars, to be paid as soon after my death as may be practical. Clause 3. It is my will that an appropriate monument be erected to mark the last resting place of myself and wife. Clause 4. The residue of my estate, including both personal and real, I give and bequeath to my beloved wife Ellen so long as she may live without making any restrictions whatever upon her comfort and needs to the extent my entire estate. Clause 5. I give and bequeath to our foster daughter May Snider Fifty Dollars, out of my estate after the death of my said wife. Clause 6. The residue of my estate left after the death of my said wife, and after her funeral expenses shall have been paid, I give and bequeath to our son Roy Sanderson and our daughter, Cora Middleton in equal shares, to be theirs absolutely. Clause 7. I name and appoint our said daughter, Cora Middleton,

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9793 to be the executor of his my last Will without bonds.  
 Geo. M. Sanderson.

We certify that the foregoing instrument of writing was signed by the above named, George M. Sanderson in our presence, and at the time of signing the same he declared it to be his last Will, and at his request and in his presence and in the presence of each other we have hereunto subscribed our names as such witnesses this 14<sup>th</sup> day of October 1921. at Raymond, Ohio.

A. E. Knox, Bertha Knox.

9794 In the matter of the Will of William A. Shuler. Deceased,  
 Filed Application to admit to Record Authenticated Copy of  
 March- Will and Order of Probate.  
 1922. Probate Court Franklin County, Ohio

In the matter of the Will of William Shuler. Deceased.

To the Probate Court of said County:  
 Your petitioner respectfully represents that William Shuler, late of Franklin County, Ohio, died testate on or about the 13<sup>th</sup> day of January, 1922; that his Will was duly found and allowed in Franklin County, Ohio, and that said William Shuler died leaving no widow. The following named persons are interested in said Will as next of kin or otherwise, to-wit:

Marion E. Shuler,	nephew.	New Dorr, Ohio.
John Shuler	"	" " "
Anna Columbus	grand-niece	Marysville Ohio.
Marion A. Shuler	brother	New Dorr, Ohio.
Trustees Oakwood Methodist Episcopal Church,		Columbus, Ohio.
Methodist Children's Home,		Worthington Ohio.
Trustees of Grand Lodge of F.O.O.F. of State of Ohio	1	Springfield, Ohio.
Myrtle Shuler	wife of nephew	Columbus, Ohio.

Your petitioner herewith produces an authenticated copy of said Will and of the order of probate thereof, and further represents that said Will relates to real property in Ohio a part of which is situated in Union County. Your petitioner prays that said authenticated copy of said Will and order of probate may be admitted to record herein.

George W. Decker.

The State of Ohio Franklin County, ss.

George W. Decker, petitioner being duly sworn, says that the facts stated and allegations contained in the foregoing application are true as he verily believes.

George W. Decker.

Sworn to before me and signed in my presence, this 27<sup>th</sup> day of February, 1922.  
 John F. Ward, Notary Public

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Journal Entry: Order Admitting To Record Authenticated copy of Will, and Order of Probate, Probate Court, March. 1- 1922.

In the matter of The Will of William A. Shuler, Deceased

Order.

This day, George W. Decker, appeared in open Court and produced an Authenticated copy of the Will of William A. Shuler, late of Franklin County, Ohio, deceased, and of the Order of Probate thereof; and made application for the admission of the same to record herein; and it appearing to the Court that said Will was found and allowed in Franklin County, State of Ohio. It is therefore ordered that said Authenticated copy of said Will and Order of Probate be and the same hereby is allowed and admitted to record, and that the same be recorded in the Records of Wills of this office; and it is further ordered that said George W. Decker pay the costs herein taxed at \$3.00

H. S. Rusted, Probate Judge.

9794

Will.

Will.

I, William, A. Shuler, of No. 515 Oakwood Avenue in the City of Columbus, County of Franklin and State of Ohio, do make and publish this my last Will and testament, hereby revoking all former wills by me made. Item 1. I request that my executor hereinafter named, or the person appointed by the Probate Court to administer on my estate, and execute this Will, shall cause to be erected a monument to, cost about one thousand dollars for myself and wife, on the lot in Oak Dale Cemetery at Mansville, Ohio, where we shall be buried.

Item 2. All my tools of every kind of which I may be possessed, I give and bequeath to my brother Marion A. Shuler, and my nephews, Marion E. Shuler, and John Shuler, to be divided among them as they may agree among themselves.

Item 3. I give and bequeath to my brother Marion A. Shuler the sum of three hundred dollars.

Item 4. I give and bequeath to my nephew Marion E. Shuler, the sum of two hundred dollars.

Item 5. I give and bequeath to my nephew, John Shuler, the sum of five hundred dollars.

Item 6. I give and bequeath to Anna Columbus, daughter of my nephew William Columbus, the sum of two hundred dollars.

Item 7. I give and bequeath to my friend, Addie Decker, wife of George W. Decker, the sum of five hundred dollars.

Item 8. I give and bequeath to the trustees of the Oakwood Methodist Episcopal Church of Columbus, Ohio, for the use and benefit of said church, the sum of

9794

two hundred dollars.

the Methodist Children's Home at Northampton, Ohio, the sum of One thousand dollars.

Item 9. I give and bequeath to

Item 10. All the rest and

residue of my property of every kind and nature, I give, devise and bequeath unto the Trustees of the Grand Lodge of the Independent Order of Odd Fellows of the State of Ohio, to be by them placed in the Endowment Fund of the Odd Fellows Home at Springfield, Ohio, as a memorial to my late wife, L. Allie Shuler.

Item 11. I do hereby nominate and

appoint my friend George W. Decker, executor of this my last will and testament.

Will

In order to carry out the provisions of this my last will and testament, it will be necessary to sell my real estate, and to that end I do hereby authorize and empower my said Executor to sell the same at private sale for the best price he can obtain therefor, after reasonable diligence, and deed or deeds therefor, to execute and deliver to the purchaser or purchasers in as full and complete a manner and to all intents and purposes as I might or could do if living. If for any reason there should be an administrator with the will annexed, appointed by the Probate Court either as a substitute for, or successor to, the executor herein named, then I hereby confer upon such administrator with the will annexed the same rights to sell my real estate and to execute and deliver deed or deeds therefor as are herein conferred upon my executor herein named.

In testimony whereof, I have hereunto set my hand, this fifteenth day of November, in the year of our Lord, one thousand, nine hundred and eighteen.

William A. Shuler.

Signed, published and declared by the said William A. Shuler as his last will and testament in our presence, and signed by us in his presence this fifteenth day of November, A.D. 1918.

James Kay

John M. Brodrick

I, William A. Shuler, of 515 Oakwood Avenue, of the City of Columbus, Ohio, do hereby make and publish a Codicil to my last will and testament, dated November, 15<sup>th</sup> 1918, wherein I provide, as follows:

To my niece Meta Shuler, wife of John Shuler, I hereby give and bequeath the sum of One thousand Dollars (\$1000.00).

In testimony whereof, I have signed my name to this Codicil this 8<sup>th</sup> day of September, A. D. 1921.

W. A. Shuler.

Signed, sealed and declared by the testator, by his initials (W. A.) as his last will and testament, and declared by him as his last will and testament, in our presence. Adde Brodrick.

John M. Brodrick. Filed Jan. 15<sup>th</sup> 1922

Horner, J. Postwick Probate Judge

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Entry. Probate Court, Franklin County, Ohio.  
In the matter of. No. 41713.  
William A. Shuler.

Be it Remembered, That heretofore to-wit: on the 19<sup>th</sup> day of January, A.D. 1922, an instrument of writing purporting to be the Last Will and Testament and 1<sup>st</sup> Codicil thereto of William A. Shuler, late of Montgomery Township in this county, deceased, was produced in open Court for Probate, and was there filed. And it now being shown to the satisfaction of the Court, that due notice of the filing of said Will and said 1<sup>st</sup> Codicil thereto and of the application to admit same to Probate and Record in this Court, has been given to the next of kin of the testator pursuant to a former order of this Court: Thereupon this day the commission heretofore issued to W. H. Husted, of Mansville, O. to take the depositions of James Guy, John M. Brodrick, and Adda Brodrick, the subscribing witnesses to said Will and 1<sup>st</sup> Codicil, was returned and filed duly executed.

All of which testimony was reduced to writing, by them respectively subscribed, as shown by said commission and testimony, and filed with said Will and said 1<sup>st</sup> Codicil thereto. Whereupon the Court finds that the aforesaid instrument of writing is the Last Will and Testament and 1<sup>st</sup> Codicil thereto of said William A. Shuler, deceased, that the same was duly executed and attested, and that the said testator at the time of signing the same was lawful age, of sound and disposing mind and memory, and not under any undue or unlawful restraint whatsoever. It is therefore by the Court ordered, that the said Will and said 1<sup>st</sup> Codicil thereto be admitted to Probate, and that the same, together with the testimony of the witnesses above named be entered of record in this Court. Homer J. Postnick Probate Judge.

The State of Ohio Franklin County ss. Probate Court.

I, Homer J. Postnick Judge of the Probate Court, within and for the County of Franklin, and State of Ohio, do hereby certify that the foregoing is a full and correct copy of the Last Will and Testament and First Codicil thereto of William A. Shuler, deceased, as the same appears of record and on file in said Court. In Testimony whereof

I have hereunto set my hand and the seal of said Court at Columbus, Ohio, this 20<sup>th</sup> day of July, A.D. 1922.

Homer J. Postnick.  
Judge of the Probate Court, Franklin County, Ohio.  
By: Walter Gardner, Deputy Clerk.

9801  
 Files  
 March 1- 1922  
 In the matter of The Last Will and Testament of Catherine E. Weber, deceased,  
 Brit Remembred, that heretofore, to wit, on the 1- day of March, 1922, an instrument of writing purporting to be the Last Will and Testament of Catherine E. Weber, deceased, was produced in open Court and offered for probate and the following proceedings were had therein:

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
 The Last Will and  
 Testament of

Application to admit  
 To Probate,

Catherine E. Weber, Deceased.

To the Probate Court of said County:

Your petitioner respectfully represents that Catherine E. Weber, late a resident of the township of Paris, in said County, died on or about the 2:- day of February A.D. 1922, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament. That the said Catherine E. Weber died leaving no one her widow, and

Application the following named persons her only next of kin, to wit:

Ella C. Potts.	daughter	Chillicothe, O.
William Braun	grand-son-	Columbus, Ohio.
Christian Braun	" daughter	Manville, Ohio.
Helen Braun.	" "	"
Adelbert Braun	17 " son	"
Clara E. W. Braun	" daughter	"
Francis Weber.	" son	Delaware, O.
Frederick Weber.	18 " "	" "

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceedings.  
 Ella Potts, Petitioner.

The State of Ohio, Union County ss.

Oath The above named Ella Potts, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Ella Potts

Sworn to before me and signed in my presence, this 1- day of March, 1922. Eduard W. Porter, Notary Public

9801 In the undersigned, next of kin of the within named testatrix resident of the State of Ohio, hereby waive further notice, and consent to the probate of said Will.

Ella Potts. William Braun. Francis Weber

Helen Braun - Christine Braun.

9801 Journal entry: Orders for Filing Will, notice and hearing.

9801

Filing

9801

notice

Return

notice

9801

Probate Court, Union County, Ohio.

Filing

In the matter of  
The Will of  
Catherine E. Urber, Deceased.

Wednesday, March 1 - 1922

This day an instrument of writing, purporting to be the last will and Testament of Catherine E. Urber, late of Paris Township in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court, and that due notice thereof, and of the application to admit the same to probate and record be given to the next of kin of the testatrix resident of the State of Ohio three days prior thereto: that said application will be for hearing before this Court on the 14<sup>th</sup> day of March 1922, at one o'clock, P.M.

H. B. Busted, Probate Judge.

9801

Notice

Probate Court, Union County, Ohio.  
No. 9801

notice

In the matter of  
The Will of  
Catherine E. Urber, Deceased.

Notice of Probate.

To Frederick Urber, a minor: You are hereby notified that on the 1<sup>st</sup> day of March, A.D. 1922, an instrument of writing, purporting to be the last will and Testament of Catherine E. Urber, late of Paris Township in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court on the 14<sup>th</sup> day of March, 1922, at one o'clock P.M.

Witness my signature and the seal of said Court  
this 1<sup>st</sup> day of March, 1922. H. B. Busted Probate Judge.

Return

Return

The State of Ohio, Union County,

Ella Poms being duly sworn, says that on the 1<sup>st</sup> day of March, 1922, he served the within notice by delivering a true copy thereof personally to the within named Frederick Urber, a minor as aforesaid; and also bring no guardian, and no father. I also served a true copy thereof personally upon the mother of Frederick Urber, minor as aforesaid.  
Ella Poms.

Sworn to before me and signed in my presence, this 1<sup>st</sup> day of March, 1922. Edward W. Porter, Notary Public

notice

notice

Probate Court, Union County, Ohio  
No. 9801

In the matter of  
The Will of  
Catherine E. Urber, Deceased.

notice of Probate.

J. Adelbert Braun, and Clara E. K. Braun, minors

9801 You are hereby notified that on the 1-day of March, A.D. 1922, an instrument of writing, purporting to be the last will and Testament of Catherine E. Weber, late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day, made in said Court. Said application will be for hearing before said Court on the 14-day of March, 1922, at One o'clock P.M. Witness my signature and the seal of said Court, this 1-day of March, 1922. *H. B. Busted Probate Judge*

Return The State of Ohio Union County.  
 Ella Porros being duly sworn, says that on the 1-day of March, 1922; she served the within notice by delivering a true copy thereof, personally to the within named Adelbert Braum, and Clara E. K. Braum, each of whom, are minors; and also a true copy thereof personally to Charles Braum, who is their father, there being no guardian for either of said minors.  
 Ella Porros.

Sworn to before me and signed in my presence, this 1-day of March, 1922. *Eduard H. Porter, Notary Public*

9801 Journal Entry: Probate Court, Union County, O. March, 14- 1922.

Admitting to Probate and Record. In the matter of The Will of Catherine Weber, Deceased.

This matter came on this day further to be heard, on the application of Charlotte Ellen Porros to admit to probate and record the will of Catherine Weber, deceased, heretofore filed in this Court therefor, and it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio, and F. J. Asman, and A. C. Kollefrate the subscribing witnesses to said will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said Catherine Weber, deceased; that it was duly executed and attested; that the said testator, at the time of signing said will was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. *H. B. Busted, Probate Judge.*

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In the  
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Testimony  
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Testimony of Witnesses.

Probate Court, Union County, Ohio.

No. 9801

Testimony of Witnesses.

In the matter of  
The Will of  
Catherine Weber, Deceased.

The State of Ohio, Union County, ss.

Personally appeared in open Court, A. H. Kellebrack, and  
F. J. Asman, who being first duly sworn to testify the truth  
the whole truth, and nothing but the truth, in relation  
to, the execution of the Last Will and Testament of  
Catherine Weber, deceased, depose and say: That they were  
present at the execution of the instrument of writing  
now before them bearing date the 13- day of January, 1909;  
purporting to be the Last Will and Testament of Catherine  
Weber, deceased, that they respectively subscribed their names  
thereto as witnesses at the request of said Testatrix and in  
her presence: that they saw said Testatrix sign said ins-  
trument at the end thereof and heard her acknowledge  
the same to be her Will, and that said Catherine Weber,  
at the time of execution the same was of full age, and of  
sound mind and memory, and not under any restraint.

F. J. Asman. A. H. Kellebrack.

Sworn to before me and signed in my presence by said  
witnesses in open Court, this 14- day of March, 1922.

W. H. Busted Probate Judge.

9801

Will

I, Catherine Weber, being of sound mind and memory,  
and understanding, do make and publish this my  
last Will and testament hereby revoking all former  
wills by and Testaments by me made theretofore.

My Will is that all my just debts and funeral  
expenses shall first be paid by my executor and  
executrix hereinafter named, out of my estate as soon  
as convenient. My Will is, and I give devise and  
bequeath to my two children, Walter J. Weber, and Charlotte  
Ella Weber now Corns all my personal property  
of whatever nature, household goods, moneys, notes and in  
fact every species of personal property, share and share  
alike, they to divide it between themselves in good  
spirit and satisfactory to both is my most sincere wish.

I give devise and bequeath to my son and daughter,  
Walter J. and Charlotte Ella three hundred dollars each,  
or \$300.00 between them out of my real estate, before any  
the children of my daughter Clara Braun now deceased  
receive anything. I also will and give to The German  
Evangelical Lutheran Church, of Mansville, Ohio, out of the  
proceeds of the sale of my real estate the  
sum of fifty dollars. I also give will and

9801 bequeath to my son, Walter J. Weber, Charlotte Ella Pomms my daughter and the children of my deceased daughter Clara Braun, an equal share after the above bequest have been paid to Walter J. Weber, and Charlotte Ella Pomms, Clara Brauns children to have the share of their deceased mother being one third of the estate left for distribution.

I want my executor and executrix, to erect a monument over my grave of about \$100.<sup>00</sup>. The large wardrobe

I want my daughter Charlotte Ella Pomms, to have. I want to, and my wish is that I will be buried in the St. Johns Evangelical cemetery in the German settlement where my children are buried.

I further request and desire, that my executrix and executor, see that the grass is kept clear on my grave and to make care of the same for which I hereby give the sum of \$25.<sup>00</sup>, and they can make such arrangements with any person to perform the same and to take from them an obligation to carry the same out, and I think and wish that the frauenverein would have the first right and to receive the above amount. It is my will that my executrix and executor be not required to give the statutory bond and that the Court omit the same, and that no appraisement of my property of whatever nature be had or required.

It is my will and I direct that my executor and executrix and authorize them to make sales of any property and to give a deed of general Warranty in fee simple, the same as though I were living and made the same myself and with the same binding force and virtue in law.

It is further by me desired and so declare and will that any of the persons herein named and made beneficiaries not to make any trouble or attempt to set aside or break the will or in any manner attempt to defeat the intentions of this will, shall not receive anything and their share that would have gone to them to go to the others equally if they attempt to break the same.

I appoint and nominate Charlotte Ella Pomms executrix and Walter J. Weber executor of this my last will and testament. In testimony hereof I have hereunto signed my name to this last will and Testament of mine this 13<sup>th</sup> day of January 1909.

Catharine Weber.

Signed and acknowledged by said Catharine Weber as her last will and testament and signed by us in her presence and in the presence of each other.

A. H. Kollfracht.

F. J. Assman.

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Mar. 10<sup>th</sup> 1922

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Application for Probate of Will

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In the matter of the Last Will and Testament of  
John H. Nelson, Deceased.

Mar. 10<sup>th</sup>  
1922

Be it Remembered that heretofore to wit on the 10<sup>th</sup> day of  
March, 1922. an instrument of writing purporting to be the  
last will and testament of John H. Nelson, deceased was  
produced in open Court and offered for probate and the  
following proceedings were had therein:

9807

Application for Probate of Will,

Probate Court Union County, Ohio.

Application  
for  
Probate  
of  
Will

In the matter of  
The Last Will and Testament Applications to Admit to Probate  
of John H. Nelson, Deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that John H. Nelson,  
late a resident of the township of Paris in said County,  
died on or about the 8<sup>th</sup> day of March, A. D. 1922, leaving  
an instrument in writing herewith produced, purporting  
to be his last will and testament. That the said  
John H. Nelson, died leaving Nellie Nelson, his widow,  
who resides at Mansville, Ohio, and the following  
named persons his only next of kin to wit:

Mrs Carrie Gray	daughter	Hutchinson, Kan.
Mrs Josephine Gilman	"	Mansville, Ohio
Mrs Helen Armstrong	"	Chasman, Ills.
Mrs Anna Reed	"	Milford Center, Ohio

Your petitioner offers said Will for probate, and prays that  
a time may be fixed for the proving of the same, and  
that said above named persons residents in this State  
may be notified according to law of the pendency of said  
proceedings.

C. F. Gilman Petitioner

Parte

The State of Ohio, Union County, ss.

The above named C. F. Gilman being first duly sworn,  
says that the facts stated and allegations in the  
forgoing application contained, are true as he verily  
believes.

C. F. Gilman

Sworn to before me and signed in my presence this  
10<sup>th</sup> day of March, 1922. *W. H. Houston*, Probate Judge.

9807  
Waiver

Me the undersigned widow and next of kin of the within  
named testator resident of the State of Ohio, hereby waives  
further notice, and consent to the probate of said Will.

Dated this 20<sup>th</sup> day of Mar. A. D. 1922.

Josephine Gilman; Mrs Nellie Nelson; C. F. Gilman; Mrs Anna Reed

9807  
Filing Will.  
Notice  
Hearing

Journal entry: Order for Filing Will, notice and Hearing,  
Probate Court, Union County, Ohio,

March, 10<sup>th</sup> 1922.

In the matter of  
The Will of  
John H. Nelson, deceased.

9807 This day an instrument of writing, purporting to be the last Will and Testament of John B. Nelson late of Paris Township, in this County, deceased, was produced in open Court for Probate: it is now ordered that the said Will be filed in this Court: and that due notice thereof, and of the application to admit the same to probate and record be given to the widow and next of kin of the testator resident of the State of Ohio 3 days prior thereto, that said application will be for hearing before this Court on the 20<sup>th</sup> day of March, 1922 at one o'clock, P.M.

W. H. Husted Probate Judge

9807 Application for Commission  
In the matter of  
The Will of  
John B. Nelson, Deceased.

To Take Deposition of Witnesses to Will  
Probate Court, Union County, Ohio.

no. 9807

Application for  
Commission

application for Commission To take Deposition of Witnesses to Will  
To the Probate Court of said County:  
The undersigned respectfully represents that John B. Nelson, late of said County, deceased, died testate on or about the 8<sup>th</sup> day of March, A.D. 1922, and that his will was on the 10<sup>th</sup> day of March, 1922, produced in open Court for Probate. That John A. Donovan and Fred Gibbell witnesses to said will reside out of the jurisdiction of said Court, to wit: at Deshler, Ohio. The undersigned therefore makes application for and requests said Court to issue a Commission, with said Will annexed, directed to some suitable person, to take the deposition of said witnesses. Dated this 10<sup>th</sup> day of Mar. 1922.

Respectfully, C. F. Gilman.

The State of Ohio, Union County,

C. F. Gilman being duly sworn, says that the statements in the foregoing Application are true as he verily believes.

C. F. Gilman.

Sworn to before me, and signed in my presence, this 10<sup>th</sup> day of March, 1922.

W. H. Husted, Probate Judge  
Probate Court, Union County, Ohio.

9807 Journal Entry:

In the matter of  
The Will of  
John B. Nelson, Deceased.

March, 10<sup>th</sup>, 1922

Order for Commission

Commission This day C. F. Gilman appeared in open Court and made application for a commission to issue to some suitable person to take the deposition of John A. Donovan, and Fred Gibbell witnesses to the Will of said John B. Nelson, deceased. And it appearing to the Court that said witnesses reside out of the jurisdiction of this Court, to wit: at Deshler, Ohio. It is therefore ordered that such Commission, with said Will annexed, issue to R. W. Cahall a suitable person, to be duly executed,

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Commission

To Take Deposition of Witnesses to Will

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Deposition of Witnesses

To

Will

9807 and, together with the deposition of said witnesses so taken, signed, certified and sealed, be returned to this Court with all convenient speed, and this cause is continued.

9807 Commission to Take Deposition of Witnesses to Will, Probate Court, Union County, Ohio, No. 9807 Probate of Will Commission

In the matter of The Will of John H. Wilson, Deceased.

To R. W. Cahill, Esq. You have been duly appointed by the Probate Court of said County to take the depositions of John A. Donovan and Fred Gribbell, subscribing witnesses to the last Will and Testament of John H. Wilson, late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said John A. Donovan and Fred Gribbell to come before you at a certain time and place, and then and there examine them on oath or affirmation first taken before you, touching the due execution of said Will of the said John H. Wilson, deceased, and return, such Deposition, together with this Commission and said Will hereto annexed, closed up under seal to said Probate Court with all convenient speed. Witness my signature and the Seal of said Court, this 10th day of March, 1922.

9807

Deposition of Witnesses to Will, Probate Court, Union County, Ohio, No. 9807 Probate of Will Deposition

In the matter of The Will of John H. Wilson, Deceased. Deposition of John A. Donovan and Fred Gribbell subscribing witnesses to the last Will and Testament of John H. Wilson, deceased, late of the County of Union State of Ohio, in said matter pending in the said Probate Court, taken before me, a Commissioner appointed by said Court, pursuant to the annexed Commission, on the 16th day of March, 1922 at Napoleon, Ohio: John A. Donovan and Fred Gribbell, both of lawful age, being by me first duly sworn, as heretofore certified, depose and say: that they were present at the execution of the instrument of writing now before them, bearing date the 31st day of March, 1922, purporting to be the last Will and Testament of John H. Wilson, deceased, that they subscribed their names as witnesses, at the request of said Testator and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him

9807

acknowledges the same to be his Will, and that said John B. Nelson, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint. John A. Donovan. Fred Gibbell. The State of Ohio, Henry County, ss.

I, R. W. Cahill, duly appointed and commissioned by The Probate Court of the County of Union, and the State of Ohio, to take the deposition of John A. Donovan and Fred Gibbell, subscribing witnesses to the last Will and Testament of John B. Nelson, deceased, late of Union County, State of Ohio, which Commission and the said Will are hereto annexed, do hereby certify that in pursuance of said Commission I caused the above named John A. Donovan and Fred Gibbell subscribing witnesses as aforesaid, to appear before me, at the time and place above mentioned; that they were by me first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of said Will, and that the depositions by them respectively subscribed, as above set forth, was reduced to writing by me, and also so written in the presence of the witnesses aforesaid respectively, and was subscribed by the said witnesses in my presence, and I further certify that I am not Counsel, Attorney or relative of any of the parties named in said Will, or otherwise interested in the Probate thereof. In Witness Whereof, I have hereunto set my hand, this 16<sup>th</sup> day of March, 1922. R. W. Cahill Commissioner

9807

Journal Entry: Adm. bearing Admission to Probate Records, Probate Court, Union County, Ohio. March, 20<sup>th</sup> 1922. In the Matter of: The Will of John B. Nelson, Deceased.

Be it Remembered, that heretofore, to wit: on the 15<sup>th</sup> day of March, A. D. 1922, an instrument of writing, purporting to be the Last Will and Testament of John B. Nelson late of Paris Township, in this County, deceased, was produced in open Court, and offered for probate and was there filed, and is now being shown to the satisfaction of the Court, that due notice of the filing of said Will and of the application to admit the same to probate and record in this Court, has been given to the widow and next of kin of the testator, resident of the State of Ohio, pursuant to a former order of this Court. R. W. Cahill the Commissioner heretofore appointed to take the deposition of John A. Donovan and Fred Gibbell, the subscribing witnesses to said Will, duly returned, the Commission issued to him, with said Will, annexed, and also the deposition so taken, duly certified; said subscribing witnesses

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to said Will, having been duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said John H. Nelson deceased; that the same was duly executed and attested; and that the said Testator, at the time of making, signing and sealing the same was of full age, of sound mind and memory, and not under any restraint. It is therefore, by the Court ordered, that the said Will be admitted to Probate, and that the same, together with the testimony of the witnesses above named, be entered of record in this Court. W. H. Busted, Probate Judge.

9807

The Last Will and Testament.

of John H. Nelson.

I, John H. Nelson, of the Township of Richfield, County of Henry, and State of Ohio, being about seventy seven years of age and of sound and disposing mind and memory, do make, publish and declare this my last will and testament, hereby revoking and annulling any and all wills or wills by me made heretofore:

Will,

First: My will is that all my just debts and funeral expenses, be paid out of my estate as soon after my decease as shall be convenient.

Second: I give, devise, and bequeath to my wife, Nellie Nelson, all the property, both real and personal, of every kind and description that I may own or have the right to dispose of at the time of my decease, during her natural life time, hereby authorizing her to use so much of said property as may be necessary for support and maintenance.

Third: after the death of my said wife, Nellie Nelson, I give, devise, and bequeath, all of my property, both real and personal, of every kind and description, that I may own or have the right to dispose of at the time of my death, subject to whatever my said wife may use therefrom for her support and maintenance, absolutely and in fee simple, in equal shares, share and share alike, to my children, Carrie Gray; Josephine Hillman; Kellen Armstrong, and Anna Reed.

Fourth: I make, nominate, and appoint my said wife, Nellie Nelson, to be the executrix, of this my last Will and Testament, and I request that no bond be required of her as such, and that no inventory of my estate be made or taken, in so far as the same maybe lawfully omitted.

In testimony whereof, I have set my hand, to this my

9807 last will and testament at Deshler, Ohio, this 31<sup>st</sup> day of March, in the year of our Lord one thousand nine hundred and twenty.

John B. Nelson.

The foregoing instrument was signed by the said John B. Nelson, in our presence, and by him, published and declared as and for his last will and testament, and at his request, and in his presence, and in the presence of each other, we hereunto subscribe our names as attesting witnesses at Deshler, Ohio, this 31<sup>st</sup> day of March, A. D. 1920.

John A. Donoran, resides at Deshler, Ohio.  
Fred Gibbell, resides at Deshler, Ohio.

9812 In the matter of the Last Will and Testament of Albert B. Mills Deceased

Be it Remembered that heretofore, to wit on the 20<sup>th</sup> day of March 1922, an instrument of writing purporting to be the last will and testament of Albert B. Mills, Deceased, was produced in open court and offered for probate and the following proceedings were had thereon:

Application for Probate of Will, Probate Court, Union County, Ohio.

In the matter of The Last will and Testament of Albert B. Mills, Deceased.

Application to admit To Probate.

To the Probate Court of said County: your petitioner respectfully represent that Albert B. Mills, late a resident of the township of Washington, in said County, died on or about the 15<sup>th</sup> day of March, A. D. 1922, leaving an instrument in writing, heretofore produced, purporting to be his last will and testament, that the said Albert B. Mills, died leaving no one his widow, and the following named persons his next of kin, to wit:

Roxa M. Temple - daughter, Richmond, O., P. 1.  
Ellis A. Phillips " " " " 6.

Your petitioner offers said will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law of the pendency of said proceeding.

Roxa M. Temple, Petitioner, The State of Ohio, Union County, ss. The above named Roxa M. Temple, being first duly sworn, say that the facts stated and allegations in the foregoing application, are true as he verily believes.

Roxa M. Temple.  
Sworn to before me and signed in my presence, this 20<sup>th</sup> day of March, 1922. Edward W. Potter, Notary Public - Union County, Ohio.

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by the undersigned next of kin of the within named testator, resident of the State of Ohio, hereby waive further notice, and consent to the probate of said will.

Dated this 20<sup>th</sup> day of March, A. D. 1922.

Roxa M. Temple - Lillia A. Phillips

Filing

Journal Entry: Order for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio, Monday, March, 20<sup>th</sup> 1922.  
In the matter of  
The will of  
Albert H. Mills, Deceased.

This day an instrument of writing purporting to be the last will and Testament of Albert H. Mills, late of Washington Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said will be filed in this Court, and that due notice thereof, and of the application to admit the same to probate and record be given to the next of kin of the testator resident of the State of Ohio 1 day prior thereto, that said application will be for hearing before this Court, on the 27<sup>th</sup> day of March, 1922, at one o'clock P.M.,  
H. H. Busted, Probate Judge.

Testimony of Witnesses

Testimony of Witnesses  
Probate Court, Union County, Ohio,  
No. 9812.  
In the matter of  
The will of  
Albert H. Mills, Deceased.

The State of Ohio, Union County, S.S.

Personally appeared in open Court George Miller, and C. O. Wiley, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last will and Testament of Albert H. Mills, deceased, depose and say: that they were present at the execution of the instrument of writing now before them, bearing date the 27<sup>th</sup> day of February 1922; purporting to be the last will and Testament of Albert H. Mills, deceased, that they respectively subscribed their names thereto as witnesses at the request of said testator, and in his presence; that they saw said testator sign said instrument at the end thereof, and heard him acknowledge the same to be his will, and that said Albert H. Mills, at the time of execution the same was of full age, and of sound mind and memory, and not under any restraint.

C. O. Wiley. Geo Miller.

Known to before me and signed in my presence, by said witnesses in open Court this 27<sup>th</sup> day of March, 1922.

H. H. Busted  
Probate Judge

9812 Journal Entry: Probate Court, Union County, O., March 27<sup>th</sup> 1922  
 In the matter of Admitting to Probate and Record  
 The will of  
 Albert H. Wells, Deceased.

admitting  
to  
Probate of  
Record

This matter came on this day further to be heard, on the Application of Roy M. Temple, to admit to probate and record the will of Albert H. Wells, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said Will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio: George Miller and L. O. Wiley, the subscribing witnesses to said Will, having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will. Whereupon, the Court finds that the aforesaid instrument of writing, is the last will and testament of said Albert H. Wells, deceased; that it was duly executed and attested; that the said testator at the time of signing said Will was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said Will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Custard, Probate Judge.

9812

Will.

Richmond, O. September 28<sup>th</sup> 1921.

Last Will and Testament of A. H. Wells, of Washington Township, Union County, Ohio State, do make and publish this my last will and testament.

1<sup>st</sup>. My will is that all my just debts and funeral expenses be paid out of my Estate as soon after my decease as may be found convenient.

2<sup>nd</sup>. I want the 55 acres sold and divided as follows:

- L. E. Bremyer my sister, \$ 200.00
- Lilly A. Philips \$ 15.00.00
- Roy M. Temple \$ 15.00.00
- Henry Temple \$ 300.00

Balance to be divided equally between Lee E. Philips and Robert E. Philips.

If farm does not sell for \$ 5500.00, each beneficiary shall share in the proportion to the sums willed them.

3<sup>rd</sup>. If place is not sold soon by private sale the same is to be put into the hands of a real estate agent, to be sold.

4<sup>th</sup> The sum willed Robert E. Philips shall be

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placed in bank on interest until he becomes of age.  
5<sup>th</sup> I want George Philips to stay on farm at fair cash rent, until the same is sold. rent to be paid to Henry and Ropy Temple, they to pay taxes and insurance, and the improving of farm.

6<sup>th</sup> I hereby revoke all other Wills, by me heretofore made.  
7<sup>th</sup> In testimony whereof I hereunto subscribe my name, at Byhalia, Ohio, this 27<sup>th</sup> day of February, in the year of our Lord, 1922.  
Albert H. Wells.

will

The foregoing instrument was signed at the end thereof by the said Albert H. Wells, in our presence, and we heard him acknowledge the same as his last will and Testament and at his request and in his presence we hereunto respectfully subscribe our names as attesting witnesses, at Byhalia, Ohio, 27<sup>th</sup> day of February, 1922.

attest: George Miller, resides at Byhalia, Ohio.  
L. O. Wiley " " Byhalia, Ohio.

9825-

Filed

March

25<sup>th</sup> 1922

In the matter of The Last Will and Testament of William Shipley, Deceased.  
Butler Remembred, that heretofore, to wit: on the 25<sup>th</sup> day of March, 1922, an instrument of writing purporting to be the last will and Testament of William Shipley, deceased, was produced in open Court and offered for probate.  
Application for Probate of Will.

9825-

Probate Court, Union County, Ohio  
Application to admit to Probate.

In the matter of  
The Last Will and Testament of  
William Shipley, Deceased.

To the Probate Court of said County:  
Your petitioner respectfully represents that William Shipley late a resident of the township of York, in said County, died on or about the 18<sup>th</sup> day of March, A. D. 1922, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament. That the said William Shipley died leaving Eva Shipley, his widow who resides at York Township, Union Co., Ohio and the following named persons his only next of kin, to wit:

Fred Shipley	son.	Richwood, Ohio.
Milton Shipley	son,	" "
Herbert Shipley	son.	Santa Anna, Calif.
Harry Shipley	son.	Santa Anna, Calif.
Carrie Shipley		Richwood, Ohio.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in Ohio

9825- State may be notified according to law of the pendency of said proceedings. Fred W. Shipley, Petitioner

The State of Ohio Union County ss.

The above named Fred Shipley being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he truly believes  
Fred W. Shipley.

Known to before me and signed in my presence, this 25<sup>th</sup> day of March 1922  
W. H. Husted, Probate Judge.

W. the undersigned widow, and next of kin of the within named testator, resident of the State of Ohio, hereby waives further notice, and consent to the probate of said Will.

Dated this 31<sup>st</sup> day of March, 1922.  
Fred W. Shipley, Carrie S. Craig, Mrs Wm. Shipley, Milton Shipley,  
Journal Entry: Orders for Filing Will, notice and hearing,  
Probate Court, Union County, Ohio,  
March 25<sup>th</sup> 1922.

Filing

In the matter of  
The Will of  
William Shipley, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of William Shipley, late of York Township, in this County, deceased, was produced in open court, for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the widow and next of kin of the testator resident of the State of Ohio, three days prior thereto, that said application will be for hearing before this Court, on the 31<sup>st</sup> day of March 1922, at One o'clock P.M.  
W. H. Husted Probate Judge.

Testimony of Witnesses.

Testimony of Witnesses

In the matter of  
The Will of  
William Shipley, Deceased.

Probate Court, Union County, Ohio,  
no. 9825

Testimony of Witnesses.

The State of Ohio, Union County, ss.

Personally appeared in open Court, Frank B. Barger and C. E. Kagay, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of William Shipley deceased, do sever and say: that they were present at the execution of the instrument of writing now before them bearing date the 2<sup>nd</sup> day of Feb. 1922, purporting to be the Last Will and Testament of William Shipley, deceased, that they respectively subscribed their names thereto, as witnesses at the request of said Testator, and in his presence; that they saw said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said William Shipley, at the time of

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execution the same was of full age, and of sound mind and memory, and not under any restraint,

Frank H. Barger, C. E. Kagay,

sworn to before me and signed in my presence by said witnesses in open court, this 27<sup>th</sup> day of March, 1922.

W. H. Huisted, Probate Judge.

Journal Entry:

Probate Court, Union County, O. March, 31 - 1922.

admitting to Probate and Record.

In the matter of the Will of William Shipley, Deceased.

admitting to Probate and Record.

This day this matter came on further to be heard on the application of Fred Shipley to admit to probate and record the will of William Shipley, deceased, heretofore filed in this court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this court, has been given to the widow and next of kin of said testator residents of Ohio; and to C. E. Kagay, and Frank H. Barger, the subscribers witnesses to said will, having appeared in open court, and having been duly sworn, testified respectively to the due execution and attestation of said will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last will and testament of said William Shipley deceased; that it was duly executed and attested; that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court. W. H. Huisted, Probate Judge.

Last Will and Testament.

Will

In the name of the Benevolent Father of all; I, William Shipley, of the Township of York, County of Union and State of Ohio, do make and publish this my Last Will and Testament.

First: my will is that all my just debts and funeral expenses be paid out of my estate, as soon after my decease as may be found convenient.

Second: As soon after my death as may be found convenient, I want my executor to sell all my property both personal and real except my household goods and Bonds, and notes and divided as follows:-

One half to be set aside and securely invested for my wife, Eva Shipley, she to have and enjoy the

9825- the income therefrom, after the payment of the taxes thereon provided, also that she is to have all the income from my entire estate until such time as it can be sold and divided as above mentioned.

It is my will that my wife is to have all my household goods to her absolutely. If at any time during her lifetime by reason of sickness or any other reason, it is found that the income from that portion of my estate set aside for my wife is not sufficient for her her needs, then, in that case, I hereby instruct my executor of this my last will to use as much of the principal as may be found necessary to keep her in comfort as long as she may live.

To my grandsons, Edwin Shipley, and William Craig, I give each \$100.00.

To my granddaughters, Olive Shipley, and Helen Shipley, I give each \$100.00.

All the balance of my estate is to be equally divided, share and share alike, among my five children, namely:

Wife Fred W. Shipley, Milton M. Shipley, Herbert A. Shipley, Harry M. Shipley, and Carrie M. Craig.

After the death of my wife and after all the expenses of her last illness have been fully paid, it is my will, that the remaining portion, of the part of my estate set aside for my wife, shall be equally divided among the above five mentioned children.

I do hereby nominate and appoint Fred W. Shipley Executor of this my last will and testament, and that he is to have full power to convey my real estate, without order from the Court, that he be not required to give Bond, nor an inventory and appraisement of my property.

I hereby revoke all other wills by me heretofore made. In Testimony whereof, I hereunto, subscribe my name at Richmond, Ohio, this 2-day of February, in the year of our Lord One thousand nine hundred and Twenty.

William Shipley.

The foregoing instrument was signed at the end thereof by the said William Shipley in our presence and we heard him acknowledge the same as his last will and testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at Richmond, O. this 2-day of February, A. D. 1920.

Frank H. Barger.

resides at Richmond, Ohio.

C. E. Kayay.

resides at Richmond, Ohio.

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In the matter of the will of Martha Emma Elsom Freshwater, Deceased.  
Application of Widower to take under the will.  
Probate Court, Union County, Ohio.  
Application.

In the matter of  
The will of  
Martha Emma Elsom Freshwater, Dec'd.  
To the Hon. Judge of said Court:  
The undersigned David W. Freshwater, widower of said  
Martha Emma Elsom Freshwater deceased, respectfully makes  
application not to take under the will of said decedent.  
Dated this 10 day of February, 1922.  
David W. Freshwater.

9737

Election of Widower.  
Probate Court, Union County, Ohio.

In the matter of  
The will of  
Martha Emma Elsom Freshwater, Dec'd.  
I, David W. Freshwater, widower of Martha Emma Elsom  
Freshwater, late Leesburg Township, Union County, Ohio, deceased,  
having had explained to me by the Probate Court of said  
County, the provisions of the Will of said decedent, the  
rights under it, and by law in the event of a refusal  
to take under the will, hereby elect not to take the  
provision made for me in the last will and Testament  
of said Martha Emma Elsom Freshwater, deceased, in lieu  
of being widower of the lands of my deceased consort, and  
taking the distribution share of her personal estate.  
David W. Freshwater, widower of  
Martha Emma Elsom Freshwater, Deceased.  
Signed in open Court this 10 day of February, 1922.  
W. H. Busted Probate Judge

vs. 9737  
Election of widower.

9737

Journal Entry: Probate Court, Union County, Ohio  
In the matter of  
The will of  
Martha Emma Elsom Freshwater, Dec'd.  
Friday, February, 10<sup>th</sup> 1922.  
Orders on Election  
of Widower.  
This day David W. Freshwater, widower of said Martha  
Emma Elsom Freshwater, deceased, appeared in open Court  
in person, and made application not to take under  
the will of said decedent. And the Court having  
explained to him the provisions of said Will, the rights  
under it, and by law in the event of a refusal to take  
under the will; said David W. Freshwater widower  
thereupon elected not to take under said Will.  
It is ordered that this proceeding be recorded  
and that Urban A. Graham, as. admr. with the Will  
Annexed, pay the costs herein taxed at \$2.00  
within ten days.  
W. H. Busted, Probate Judge

Election

9793  
Filed  
Mar. 1-  
1922

In the matter of the Will of George M. Sanderson, Deceased.  
Widow's Election

Probate Court, Union County, Ohio,  
Election Under said Will

In the matter of  
The Will of  
George M. Sanderson, Deceased.

I, the undersigned, widow of George M. Sanderson, late of Taylor Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County, the provisions of said will, my rights under it and by law in the event of my refusal to take under the will, do hereby elect to take under the Will; my election so made to be entered of record

Ellen F. Sanderson  
mark

Whereupon, the Court ordered the said election of said Ellen Sanderson to be entered upon its minutes, in the words and figures following, to wit:

In the matter of  
The Will of  
George M. Sanderson, Deceased.

March 1- A. D. 1922  
Election.

This day personally came into open Court Ellen Sanderson widow of said George M. Sanderson, deceased, and applied to make her election whether to take or not to take under the Will of said George M. Sanderson, deceased, whereupon the Court explained to her the provisions of said Will, and her rights under it and also her rights under the law in the event of her refusal to take under the Will; and she declared herself satisfied with the provisions of said Will, and elected to take under it and asked that her election so to take might be entered upon the Journal of the Court, which is accordingly done

W. H. Custer (Probate Judge)

9807  
Filed  
March 25-  
1922

In the matter of The Will of John B. Nelson, Deceased,  
Application of Widow to Take under Will.

Probate Court, Union County, Ohio  
Application

In the matter of  
The Will of  
John B. Nelson, Deceased.

To the Honorable Judge of said Court:  
The undersigned Nellie Nelson, widow of said John B. Nelson, deceased, respectfully makes application to take under the Will of said decedent. Dated this 25 day of March, 1922

Nellie Nelson,

Election of Widow

Probate Court, Union County, Ohio.

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In the matter of  
The Will of  
John H. Nelson. Deceased.

vs. 9807.  
Election of Widow.

I, Nellie Nelson, widow of John H. Nelson, late of Paris Township, Union County, Ohio, deceased, having had explained to me by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it, and by law in the event of a refusal to take under the Will; hereby elect to take the provision made for me in the last Will and Testament of said John H. Nelson, deceased, in lieu of being endowed of the lands of my deceased consort, and taking the distribution share of his personal estate.

Nellie Nelson, widow of John H. Nelson. Deceased.  
Signed in open Court, this 25<sup>th</sup> day of March, 1922.

~~W. H. Husted~~ W. H. Husted Probate Judge.

Probate Court, Union County, Ohio.  
March 25<sup>th</sup> 1922.

9807

Journal Entry  
In the matter of  
The Will of  
John H. Nelson. Dec'd

Orders on  
Election of Widow.

This day Nellie Nelson, widow of said John H. Nelson, deceased, appeared in open Court, in person, and made application to take under the Will of said decedent, and the Court having explained to her the provisions of said Will, the rights under it, and by law in the event of a refusal to take under the Will; said Nellie Nelson widow thereupon elected to take under said Will.

It is ordered that this proceeding be recorded and that Harry E. Reed, Adm'r. pay the costs herein, taxed at \$2.50.  
W. H. Husted Probate Judge

9809  
Filed  
April 5<sup>th</sup>  
1922.

In the matter of the Last Will and Testament of Margaret E. Brown, Dec'd.  
Be it Remembered, that heretofore, to-wit: on the 5 day of April 1922, an instrument of writing purporting to be the last Will and Testament of Margaret E. Brown, deceased, was produced in open Court and offered for Probate, and the following proceedings were had therein:

9809

Application for Probate of Will.

Probate Court, Union County, Ohio.

In the matter of  
The Last Will and Testament

Application to admit to Probate.

Application of Margaret E. Brown, Dec'd.

To the Probate Court of said County:  
Your petitioner respectfully represents that Margaret E. Brown, late a resident of the Township of Lestary in said County, died on or about the 7 day of March, A. D. 1922, leaving an instrument in writing, herewith produced, purporting to be her last will and Testament.  
That the said Margaret E. Brown died leaving

9809 no widow, and the following named persons her only next of kin,  
to wit:

George H. Brown	son	Bellefontaine, O.	#7.
M. W. Brown	son	Magnolia Springs, O.	
Lora Maxwell	daughter	Ostrander, O.	#1.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons residents in this State may be notified according to law, of the pendency of said proceedings.  
G. H. Brown, Petitioner.

9809 The State of Ohio, Union County, ss.

The above named George H. Brown, being first duly sworn, says that the facts stated and allegations in the foregoing Application contained, are true as he verily believes.

G. H. Brown.

Known to before me and signed in my presence, this 5<sup>th</sup> day of April, 1922.

W. H. Husted, Probate Judge.

9809 The undersigned next of kin of the within named testatrix  
resident of the State of Ohio hereby, gives further notice, and  
consent to probate of said Will. Dated this 5<sup>th</sup> day of Apr. 1922.  
G. H. Brown.

9809 Journal Entry: Orders for Filing Will, notice and Hearing,  
Probate Court, Union County, Ohio,  
April 5<sup>th</sup> 1922.

Orders  
Filing  
Will  
Notice  
and  
Hearing

In the matter of  
The Will of  
Margaret E. Brown, Deceased.

This day an instrument of writing, purporting to be the Last Will and Testament of Margaret E. Brown, late of Leestown Township, in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testatrix resident of the State of Ohio - days prior thereto, that said application will be for hearing before this Court, on the 11<sup>th</sup> day of April, 1922, at one o' clock P. M.

W. H. Husted, Probate Judge.

9809 Notice.

Notice  
In the matter of  
The Will of  
Margaret E. Brown, Deceased.

Probate Court, Union County, Ohio  
No. 9809  
Notice of Probate.

To M. W. Brown. You are hereby notified that on the 5<sup>th</sup> day of April A. D. 1922, an instrument of writing, purporting to be the last Will and Testament of Margaret E. Brown, late of Leestown Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. Said application will be for hearing before said Court, on the 11<sup>th</sup> day of

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April 1922. at one o'clock P.M.  
Witness my signature and the seal of said Court, this 5<sup>th</sup> day of  
April, 1922.  W. H. Husted, Probate Judge

9809

Hereby acknowledges service of notice. M. M. Brown.


Notice

Probate Court, Union County, Ohio  
no. 9809  
Notice of Probate.

In the matter of  
The Will of  
Margaret E. Brown, Deceased.

notice

To Cora Mannville, You are hereby notified that on the  
15<sup>th</sup> day of April, A. D. 1922, an instrument of writing, pur-  
porting to be the last Will and Testament of Margaret E. Brown,  
late of Leestary Township, in said County, deceased, was  
produced in open Court, and an application to admit the  
same to probate was on the same day made in said  
Court. Said Application will be for hearing before said  
Court on the 11<sup>th</sup> day of April, 1922, at one o'clock P. M.

Witness my signature and the seal of said Court, this  
5<sup>th</sup> day of April 1922.  W. H. Husted, Probate Judge.

Acknowledge service of notice - Cora Mannville,  
Testimony of Witnesses.

9809

Probate Court, Union County, Ohio.  
No. 9809

In the matter of  
The Will of  
Margaret E. Brown, Deid.


Testimony  
of  
Witnesses

Testimony of Witnesses

The State of Ohio, Union County, ss.  
Personally appeared in open Court David Franklin  
and Lucy A. Scott, who being first duly sworn to  
testify the truth, the whole truth, and nothing but the  
truth, in relation to the execution of the Last Will and  
Testament of Margaret E. Brown, deceased, depose and  
say: That they were present at the execution of the  
instrument of writing now before them bearing date the 8<sup>th</sup>  
day of November 1911, purporting to be the Last Will and  
Testament of Margaret E. Brown, deceased, that they respectively  
subscribed their names thereto as witnesses at the  
request of said Testatrix and in her presence; that  
they saw said Testatrix sign said instrument at the end  
whereof, and heard her acknowledge the same to be her  
Will, and that said Margaret E. Brown, at the time of  
execution the same was of full age, and of sound mind  
and memory, and not under any restraint.

David Franklin. Lucy A. Scott.

Signed in before me, and signed in my presence by said  
Witnesses in open Court this 10<sup>th</sup> day of April, 1922.

 W. H. Husted,  
Probate Judge

9809

Journal Entry: Probate Court, Union County, O. April 11<sup>th</sup> 1922.  
In the matter of Admitting to Probate  
The will of and Record.  
Margaret E. Brown, Deceased.

admitting  
to  
Probate  
and  
Record

This matter came on this day further to be heard, on the application of G. H. Brown to admit to probate and record the will of Margaret E. Brown, deceased, heretofore filed in this Court therefor. And it now being shown to the satisfaction of the Court that due notice of the filing of said will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio: and David Franklin and Lucy A. Scott, the subscribing witnesses to said will, having this day appeared in open Court, and, having been duly sworn, testified respectively to the due execution and attestation of said will: and their testimony was reduced to writing, was subscribed by them respectively, and was filed with said will. Whereupon the Court finds that the aforesaid instrument of writing, is the last will and Testament of said Margaret E. Brown, deceased: that it was duly executed and attested: that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory, and not under any restraint.

It is therefore by the Court ordered, that the said will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. H. Busted, Probate Judge

Last Will and Testament.

9809

Will

In the name of the Benevolent Father of all, Amen:  
I, Margaret E. Brown, of the Village of Magnetic Springs, County of Union, and State of Ohio, being about 72 years of age and being of sound and disposing mind and memory. Do make, Publish, and Declare this my Last Will and Testament, hereby revoking and making null and void all other last wills and Testaments by me made heretofore:  
First: my will is that all my just debts and funeral expenses shall be paid out of my estate, as soon after my decease as shall be found convenient.  
Second: I give, Devise and Bequeath to my two sons Mark M. Brown, and George H. Brown, the one thousand dollars I had at the time of my husband's death in my own name also all the money in my name on deposit or otherwise at time of my death.  
Item 3<sup>rd</sup>. all my household goods and personal effects I hereby give to my two sons Mark M. Brown and George H. Brown to share equally and alike.  
Item 4. I hereby appoint and make Wm King of Magnetic Springs my Executor of this my last will and Testament.  
In Testimony whereof I have set my hand to this, my Last Will and Testament, at Magnetic Springs, this 8<sup>th</sup> day

9809

will

9824  
Filed.  
March.  
25<sup>th</sup> 1922.

9824

application

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of November, in the year of our Lord, One thousand, Nine Hundred and Eleven (1911). Margaret E. Brown.

will

The foregoing Instrument was signed by the said Margaret E. Brown in our presence and by us published, and declared as <sup>and</sup> for her Last Will and Testament, and at her request, and in her presence, and in the presence of each other, we hereunto subscribe our names as Attesting Witnesses at Magnetic Springs this 8<sup>th</sup> day of November, A.D. 1911.

David Franklin resides at Magnetic Springs.  
Lucy A. Scott, resides at Magnetic Springs.

9824

Filed.

In the matter of the Last Will and Testament of Harmon Patch Deceased Be it Remembered, that hereafter to wit: on the 25<sup>th</sup> day of March 1922, an instrument of writing purporting to be the Last Will and Testament of Harmon Patch, Deceased, was produced in open Court and offered for Probate and the following proceedings were had therein:

25<sup>th</sup> 1922.

9824

application

Application for Probate of Will, Probate Court, Union County, Ohio.  
In the matter of The Last Will and Testament of Harmon Patch, Deceased.

Application to admit To Probate

To the Probate Court of said County, your petitioner respectfully represents that Harmon Patch late a resident of the Township of Paris in said County, died on or about the 17<sup>th</sup> day of March, A.D. 1922, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament, that the said Harmon Patch died leaving us widow, and the following named persons his only next of kin, to wit:

Charles Patch	son-	Marysville, Ohio.
David Patch	son-	Plain City, Ohio
Delmore Patch	son-	Marysville, Ohio
Matthew Patch	son-	Keller, Minn.

Your petitioner offers said Will for probate, and prays that a time may be fixed for the proving of the same, and that said above named persons, residents in this State may be notified according to law of the pendency of said proceedings Charles Patch, Petitioner.

The State of Ohio, Union County, ss.

The above named Charles Patch being first duly sworn says that the facts stated and allegations in the foregoing application contained, are true as he verily believes. Charles Patch.

Sworn to before me and signed in my presence, this 25<sup>th</sup> day of March, 1922. H. K. Busted Probate Judge

9824 The undersigned next of kin of the within named testator resident of the State of Ohio hereby waive further notice, and consent to the probate of said Will. Dated this 25<sup>th</sup> day of March, 1922.  
Charles Patch.

9824 Journal Entry: Orders for Filing Will, Notice and Hearing, Probate Court, Union County, Ohio, March 25<sup>th</sup> 1922.

Orders for filing will notice and hearing

In the matter of The Will of Harmon Patch, Deceased.

This day an instrument of writing, purporting to be the last Will and Testament of Harmon Patch, late of Paris Township in this County, deceased, was produced in open Court for Probate; it is now ordered that the said Will be filed in this Court, and that due notice thereof and of the application to admit the same to probate and record be given to the next of kin of the testator resident of the State of Ohio 3 days prior thereto, that said application will be for hearing before this Court on the 1<sup>st</sup> day of April, 1922, at 10 O'clock, A. M.  
W. H. Husted, Probate Judge.

9824

Notice.

Probate Court, Union County, Ohio.

no 9824

Notice of Probate.

notice

In the matter of The Will of Harmon Patch, Deceased.

To David Patch. You are hereby notified that on the 25<sup>th</sup> day of March, A. D. 1922, an instrument of writing, purporting to be the last Will and Testament of Harmon Patch late of Paris Township, in said County, deceased, was produced in open Court, and an application to admit the same to probate was on the same day made in said Court. — Said Application will be for hearing before said Court on the 1<sup>st</sup> day of April, 1922, at 10 O'clock, A. M.

Witness my signature and the seal of said Court, this 25<sup>th</sup> day of March, 1922. W. H. Husted Probate Judge.

Undersigned person within named, hereby acknowledges service of the within notice. D. D. Patch.

9824

Notice.

Probate Court, Union County, Ohio.

no. 9824

notice of Probate,

notice

In the matter of The Will of Harmon Patch, Deceased.

To Delmon Patch.

You are hereby notified that on the 25<sup>th</sup> day of March A. D. 1922, an instrument of writing, purporting to be the last Will and Testament of Harmon Patch late of Paris Township in said County, deceased, was produced in open Court and an application to admit the same to probate was on the same day made in said Court. Said

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Application will be for hearing before said Court on the 1st day of April 1922. at ten o'clock A.M.

Witness my signature and the seal of said Court. This 25th day of March 1922. <sup>W. H. Busted</sup> Probate Judge.

The undersigned person, within named, hereby acknowledge service of the within notice. Deemer Patch.

9824

Journal Entry: Probate Court, Union County, Ohio, April 1 - 1922.  
In the matter of Admitting to Probate  
the will of and  
Harrison Patch, Deceased. Record.

Admitting to Probate and Record.

This matter came on this day further to be heard on the application of Charles Patch to admit to probate and record the will of Harrison Patch, deceased, heretofore filed in this Court therefor. And it is now being shown to the satisfaction of the Court that due notice of its filing of said will and of the application to admit it to probate and record in this Court has been given to the next of kin of said testator residents of Ohio, and John L. Longhrey and Marvel M. Allen, the subscribing witnesses of said will having this day appeared in open Court, and having been duly sworn, testified respectively to the due execution and attestation of said will. Which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will. Whereupon the Court finds that the aforesaid instrument of writing is the last will and testament of said Harrison Patch deceased; that it was duly executed, and attested; that the said testator, at the time of signing said will, was of lawful age, of sound mind and memory, and not under any restraint. It is therefore by the Court ordered, that the said will be admitted to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.  
W. H. Busted, Probate Judge.

9824  
Testimony of Witnesses

Testimony of Witnesses  
Probate Court, Union County, Ohio.  
No. 9824  
In the matter of The will of Harrison Patch, Deceased.

The State of Ohio, Union County, ss.  
Personally appeared in open Court Marvel M. Allen, and John L. Longhrey, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Harrison Patch, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 30th day of January, 1922 purporting to be the Last Will and Testament of Harrison Patch

9824 deceased. that they respectively subscribed their names thereto as witnesses at the request of said testator and in his presence; that they saw said testator sign said instrument at the end thereof and heard him acknowledge the same to be his will, and that said Herman Patch at the time of execution the same was of full age and of sound mind and memory, and not under any restraint.

Marion W. Allen. John L. Longhrey.

Sworn to before me and signed in my presence, by said witnesses in open court, this 25<sup>th</sup> day of March, 1922.

H. B. Busted, Probate Judge.

9824 Last Will and Testament.

I, Herman Patch, of the village of Marysville, in the County of Union and State of Ohio, being of sound mind and memory, do make, publish and declare this my last Will and Testament in manner following that is to say: First, I give and devise to my beloved son, Charles Patch, all my real estate during his natural life, and at the death of my said son, the real estate aforesaid, I give and devise the undivided one-half to my son Delmore Patch, and the other undivided one-half to my son, Charles Patch or his legal representatives, and it is my desire that either of my said sons may deed his undivided one-half of said property to the other, at any time, if they so desire, and convey title in fee simple.

Will

Lastly I hereby appoint Charles Patch, without bond, executor of this, my last Will and Testament; hereby revoking all former wills by me made.

In Witness whereof I have hereunto subscribed my name the 30<sup>th</sup> day of January in the year nineteen hundred and Twenty-two, his

Herman X Patch (I.S.)  
mark.

We, whose names are hereto subscribed, do certify, that on the 30<sup>th</sup> day of January, 1922, Herman Patch the testator above named, subscribed his name to this instrument in our presence and in the presence of each of us, and at the same time, in our presence and hearing, declared the same to be his last Will and Testament, and requested us and each of us, to sign our names thereto as witnesses to the execution thereof, which we hereby do in the presence of the testator and of each other. Now the day of the date of the said Will, and write opposite our names our respective places of residence.

John L. Longhrey residing at Marysville, Ohio  
Marion W. Allen residing at Marysville, Ohio

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Aug. 12<sup>th</sup>  
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Election

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In the matter of The will of Sarah E. Bland, Dec'd,  
Application of Widow To Take Under Will.  
Probate Court, Union County, Ohio.

To the Hon. Judge of said Court:

The undersigned, Nile Bland, widower of said Sarah E. Bland, deceased, respectfully, makes application to take under the Will of said decedent.

Dated this 12<sup>th</sup> day of August, 1921.

Nile Bland.

Election of Widower.

Probate Court, Union County, Ohio.

I, Nile Bland, widower of Sarah E. Bland late of  
Election Winford Center, Union Township, Union County, Ohio, deceased,  
having had explained to me, by the Probate Court of said  
county, the provisions of the will of said decedent, the  
rights under it, and by law in the event of a  
refusal to take under the will; hereby elect to take  
the provisions made for me in the last will and

Testament of Sarah E. Bland, deceased, in lieu of  
dower endowment of the lands of my deceased consort,  
and taking the distributive share of her personal estate.

Test Nile Bland, widower of Sarah E. Bland

Signed in open Court, this 12<sup>th</sup> day of Aug. 1921

Journal 39 - Pg. 5-24

9614  
June 3  
1921

In the matter of the Will of Argus V. Snisher, deceased.  
Application of Widow to take under the Will.

Probate Court, Union County, Ohio.

The undersigned Emma<sup>n</sup> Snisher widow of said Argus V. Snisher, deceased, respectfully makes application to take under the Will of said decedent.

Dated this 3<sup>rd</sup> day of June, 1921.

Emma R. Snisher

Election of Widow.

Probate Court, Union County, Ohio.

Election

I, Emma F. Snisher, widow of Argus V. Snisher late of Marysville Paris Twp. Union County, Ohio, dec'd, having had explained to me, by the Probate Court of said County, the provisions of the Will of said decedent, the rights under it and, by law, in the event of a refusal to take under the Will. I hereby elect to take the provision made for me in the last Will and Testament of said Argus V. Snisher dec'd, in lieu of being endowed of the lands of my deceased consort, and taking the distributive share of his personal estate.

Emma R. Snisher, widow

signed in open Court, this 3<sup>rd</sup> day of June, 1921

~~W. H. Hasted~~ Probate Judge.

Journal entry:

Probate Court Union County, Ohio.

June 3 - 1921

Orders.

This day Emma R. Snisher widow of Argus V. Snisher dec'd, appeared in open Court, in person, and made application to take under the Will of said decedent. And the Court having explained to her the provisions of said Will, the rights under it and by law in the event of a refusal to take under the Will: said Emma R. Snisher widow, thereupon elected to take under said Will.

It is ordered that this proceeding be recorded that Emma R. Snisher pay cost \$2-

W. H. Hasted, Probate Judge

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