

**RECORD
OF WILLS
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**Probate Court
Union County**

**RECORD
OF WILLS**

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**PROBATE COURT
UNION
COUNTY**

**RECORD
OF WILLS
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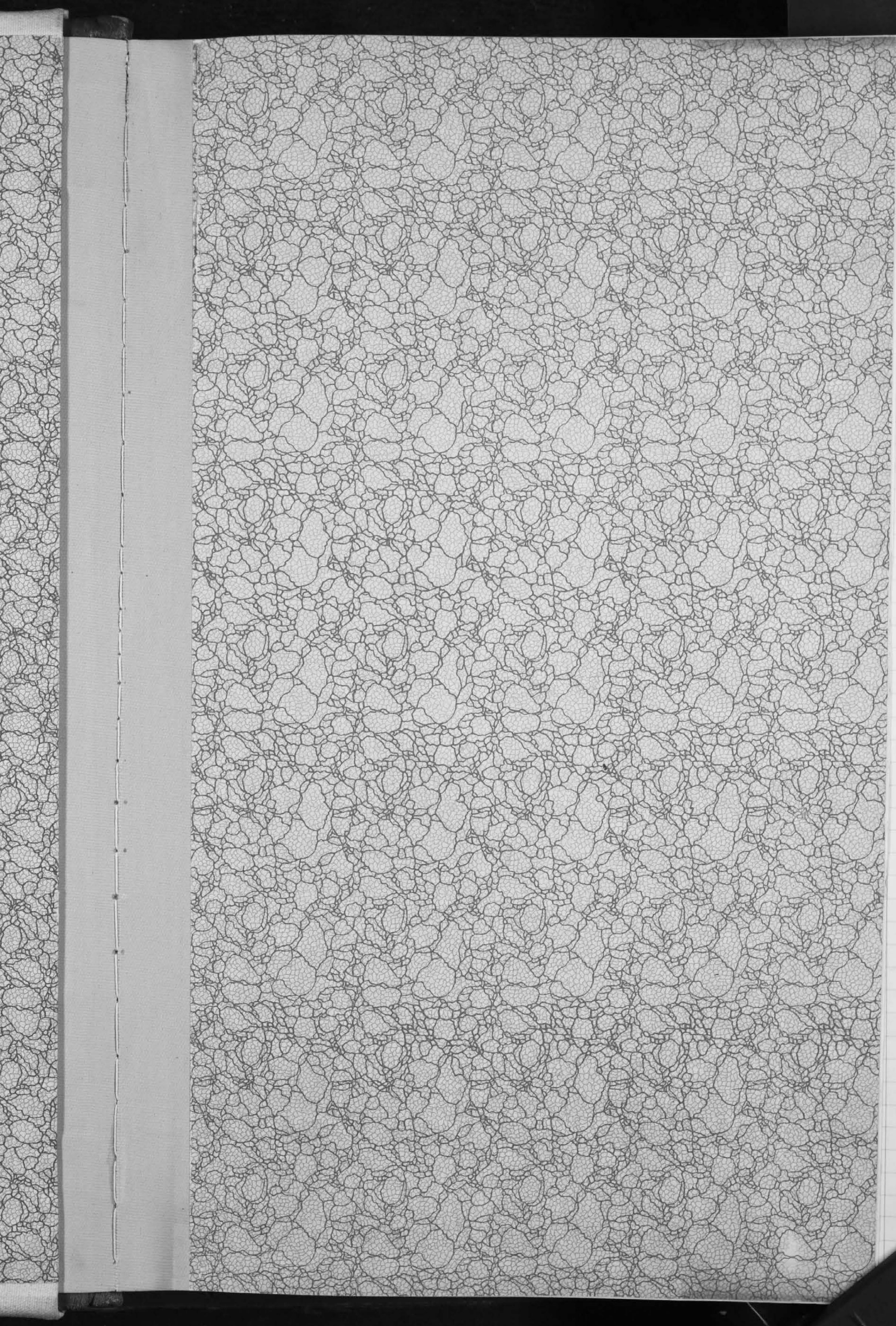
**Probate Court
Union County**

Order No. B 6764

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11344
June 5th
1928.

In the matter of The Will of D. B. Patch, Deceased.
Application for Probate of Will

Probate Court, Union County, Ohio
to the Probate Court of said County:

Your petitioner respectfully represents that D. B. Patch late a resident of the township of Jerome in said County, died on, or about the 31st day of May, 1928, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament:

That the said D. B. Patch died leaving Harriett L. Patch his widow, who resides at Jerome Township and the following named persons, his only next of kin to-wit:

- | | | |
|---------------|-----------|----------------------|
| Daisy Lowr. | daughter. | Hayton, W.D. |
| Earl Patch | son. | Plain City, Ohio. |
| Irvin Patch | son. | Lt. Rays, Ohio. |
| Annis Dorman | daughter. | Marysville Ohio. |
| Elms Patch | son. | Waycross, Wash. |
| Jay Patch | son. | Plain City, Ohio. |
| Jean Patch | son. | Magnetic Spgs. Ohio. |
| Edith Belt | daughter | Marysville, Ohio. |
| Opie's String | " " | " " |

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

Harriett L. Patch, Petitioner.

The State of Ohio, Union County ss.

The above named Harriett L. Patch being just duly sworn, says that the facts stated, and allegations in the foregoing application contained are true, as she truly believes.

Harriett L. Patch.

Sworn to before me, and signed in my presence, this 5th day of June, 1928.

W. H. Hasted, Probate Judge

Probate Court, Union County, O. June 5th 1928.

Filing of Will & order for Hearing.

This day an instrument of writing, purporting to be the last Will of D. B. Patch late of Jerome Township, in this County, deceased, was produced in open Court, and application made for Probate. It is now ordered, that the said Will

11344 be filed in this court and that said application will be for hearing before this court on the 14 day of June 1928 at 2 P.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W.H. Husted, Probate Judge

Testimony of Witnesses
Probate Court, Union County, Ohio.
No. 11344.

Testimony

The State of Ohio, Union County;

Personally appeared in open court Wm Bickok and Goldie Bickok 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 D.B. Patch 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 May, 1928, purporting to be the last Will and Testament of D.B. Patch 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; that said D.B. Patch at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Wm Bickok
Goldie Bickok

Shown to before me and signed in my presence by said witnesses in open Court Ohio 14 day of June 1928.

W.H. Husted, Probate Judge

Probate Court Union County, O. June 14-1928.

Admitting to Probate and Record.

admittedly
to
Probate

This matter came on this day further to be heard on the application of Harriet L. Patch to admit to probate and record the will of

D.B. Patch, late of Township of Jerome in said County deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving Harriet L. Patch, widow, and that all the next of kin of said decedent, resident of this

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have been duly served with notice of the filing of said Will and of the application to admit it to probate and record in this Court, pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

And, Miriam Bickok, and, Goedie Bickok, the subscribing witnesses to said Will 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 and 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 D. B. Patch deceased; that it was duly executed and attested, and, 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.

Therefore, the Court orders the admitting of said Will to probate, and that it together with the said testimony of the witnesses above named, be entered of record in this Court. W. N. Husted, Probate Judge

Witness

- Miriam Strong
 - Edith Betty
 - Army Duran
 - Jay Patch
 - Dean Patch
 - John E. Patch
 - Jerrin G. Patch
 - Harrick L. Patch
 - Marysville, O.
 - Magnetic Springs, O.
 - Plain City, O.
 - Fort Hayes, Columbus, O.
 - Magnetic Springs, O.
- June 9 - 1928.

Will

May 22 - 1928.

Will Being of a sound mind I make my last Will, I will each of my children a dollar and everything else I have, to my wife Harrick L. Patch to have & to keep & to do as she sees fit with it, after her death and all funeral expenses, now all paid, whatever else is left is to be divided among the children equally.

D. B. Patch

witnesses Mrs. Bickok
(Mrs) Goedie Bickok

11356
June 23/28

In the matter of the Last Will of Minnie Hoffman, Dec.
Application to Admit to Record
Authenticated Copy of Will.
Probate Court, Union County, Ohio.

Application
To the Probate Court of said County:
Your petitioner respectfully represents that Minnie Hoffman, late of Franklin County, died testate on or about the 6. day of January, 1928. that her Will was duly proved and allowed in Franklin Co. State of Ohio, and that said Minnie Hoffman, died leaving Mathias Hoffman, her widower, who resides at Columbus &

The following named persons are interested in said Will, as next of kin, or otherwise, to wit:

- Maude Barker, daughter, Mansfield, O
- Yone Boyland, " East Columbus, O

of our petitioners herewith produces an authenticated copy of said Will and of the order of Probate thereof and further represents that the said Will pertains to real estate located in Union County, Ohio.

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

Mathias Hoffman

Oath

The State of Ohio, Union County,
Mathias Hoffman, petitioner being duly sworn, says that the facts stated and allegations contained in the foregoing application are true as he truly believes.

Mathias Hoffman,
sworn to before me, and signed in my presence, this 23 day of June, 1928.
W. H. Husted, Probate Judge

Order Admitting to Record Authenticated Copy of Will
Probate Court, Union County, Ohio,
June 23-1928.
Order.

Order.

This day, Mathias Hoffman, appeared, in open Court, and produced an authenticated copy of the Will of Minnie Hoffman, late of Franklin 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 proved and allowed in Franklin County, State of Ohio, and that it pertained to real estate located in Union Co., O.

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It is therefore ordered, that said authenticated copy of said will and order of Probate Co. and the same hereby is allowed and admitted to record, and that the same be recorded in the Record of Wills of this office, and it is further ordered, that said Matthias Hoffmann pay costs

W. W. Husted, Probate Judge

Will

Will

I, Minnie Hoffmann, of the village of Mansville, County of Union, 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.

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.

all the property real, and personal of every kind and description, whatsoever situate which I may own or have the right to dispose of at the time of my decease, I give, bequeath, and devise to my husband, Matthias Hoffmann, absolutely and in fee simple.

I make nominate and appoint my husband Matthias Hoffmann, to be the executor of this my last will and testament, and I request that no bond be required of him as such. I further request that no inventory of my estate be made or taken in so far as the same may be lawfully omitted.

Dated this 21-day of May, A.D. 1923.

Minnie Hoffmann

Signed by Minnie Hoffmann to be her last will and testament and acknowledged to the same, in our presence, and in the presence of each other, at Mansville, Ohio, May 21- A.D. 1923.

W. H. Kallefrath,

Julius Kallefrath,

Filed Jan. 10- 1928.

Horner J. Bostwick Probate Judge

Probate Court, Franklin Co. Ohio.

Be it Remembered that heretofore, to-wit: on the 10. day of January, 1928 an instrument of writing purporting to be the last will and testament of Minnie Hoffmann, late of Montgomery Twp., 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
recd. in this Court, has been raised by the widow
and next of kin of the testator pursuant to a former order of
this Court, thereupon this day came A. C. Kallepath and
Julius Kallepath whose testimony was reduced to writing
by a Commissioner heretofore appointed by this Court.

Which Commission duly executed was returned
filed herewith all of 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 Mirrie Hoffman deceased that the
same was duly executed and attested and that the
said testator at the time of signing the same was of
lawful age of sound and disposing mind and memory
and under no undue or unlawful restraint whatsoever.

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

Homer J. Bostonick
Probate Judge

Filed Jan. 17th 1928.

The State of Ohio, Franklin Co. Probate Court.
I, Homer J. Bostonick, 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 order of
Probate in re estate of Mirrie Hoffman deceased,
as the same appears of record and on file in
said Court.

In Testimony whereof I have herewith set my
hand and the seal of said Court at Columbus, Ohio
this 31st day of March, 1928.
Homer J. Bostonick By Walter Gardner
Deputy Clerk

11356 Fu.
June 23/28

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11356
June 23/28

In the matter of the will of Minnie Hoffman, deceased
Application for Transfer of Real Estate Devised.
Probate Court Union County, Ohio.
No. 44-356.

Now comes Mathias Hoffman, and represents to the Court that by the terms of the last will and testament of Minnie Hoffman, deceased, late of said county, which will was duly admitted to probate and record on the 17-day of January, 1928, and recorded in Vol. 5, Pg. 4 of the records of Wills of said county, he 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 county of Union, and in the State of Ohio and in the part of Survey No. 3354 Village of Marysville and bounded and described as follows:

Beginning at the intersection of the north line of Seventh Street with the east line of Maple Street thence N. 5° East with the line of said Maple Street to the south west corner of a parcel of land formerly owned by Hester A. Fay; thence easterly with the south line of said land to the north west corner of a lot of land conveyed by Garrison Longbray to Leticia Kortley March 9-1892; thence with the west line of said land southerly to the south west corner of the same, in the north line of said Seventh Street. Thence N. 85° W. 48 feet to the beginning.

Being a part of the premises conveyed by Maria Partridge and Reuben L. Partridge her husband to Garrison Longbray Oct. 22, 1887.

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 the name of Mathias Hoffman and that a certificate issue to him as by the statute in such case made, and provided.

Mathias Hoffman.

The State of Ohio, Union County, ss.

Mathias Hoffman, being duly sworn says that the facts stated in the foregoing application are true, as he verily believes.
Mathias Hoffman

known to before me, and signed, in my presence, this
20 day of March, 1928. ~~W. W. Husted~~ W. W. Husted, Probate Judge.

Journal Entry Authority to Transfer Real Estate devised
Probate Court, Union County, Ohio.

This day Mathias Hoffmann appeared in open Court, and
filed herein his application duly verified for an
order directing the transfer upon the tax duplicate
of Union County of certain real estate devised to
him by Minnie Hoffmann, 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: see description in 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 herein before named, it is ordered,
that such real estate be transferred upon the duplicate of
said County, to the name of Mathias Hoffmann, and that
an artificial issue to said Mathias Hoffmann as provided by law.
W. W. Husted, Probate Judge

11308
June 25/28

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June 22
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11308
June 25/28

In the matter of the will of Isaac W. Sanraft, Deceased,
Widow's Election

Probate Court, Union County, Ohio.

I, the undersigned, widow of Isaac W. Sanraft 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.

Sarah L. Sanraft

Whereupon, the Court ordered, the said election of said Sarah L. Sanraft to be entered upon its minutes, in the words and figures to wit:

June 25, 1928.

Election

This day personally came into open Court, Sarah L. Sanraft widow of said Isaac W. Sanraft, deceased, and applied to make her election, whether to take, or not to take under the Will of said Isaac W. Sanraft, 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

11256
June 22
1928.

In the matter of the estate of Amos Deaw, Dec'd
Application for Transfer of Real Estate Devised
Probate Court, Union County, Ohio.

Now comes Cora B. Pawley and represents to the Court, that by the terms of the last Will and Testament of Amos Deaw, deceased, late of said County, which Will was duly admitted to probate on the 7 day of February, 1928, and recorded in Vol. O. Pg. 5-16. of the Will Records of said Union Co., and the real estate belonging to said decedent has devised to herself and Mary E. McMenathau 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,
a part of Survey No. 10 195, and described as follows:

Beginning at the southeast corner of said Survey in the center of the Dundry line gravel road; thence South $82\frac{1}{2}^{\circ}$ West with the center of said road 38.84 rods to a stake; witness by a stone in broken tile north $9\frac{1}{4}^{\circ}$ west 15 links; thence north $9\frac{1}{4}^{\circ}$ west 82.40 rods to a stone in the South line of R. B. Lambert's land; thence north $82\frac{1}{2}^{\circ}$ East with Lambert's line 38.84 rods to the East line of said Survey; thence with said Survey line South $9\frac{1}{2}^{\circ}$ East 82.46 rods to the place of beginning.

Containing 20 acres of land.

Being the same premises conveyed by John Wiley and wife to Lottie S. Peters (now Longstreet) March, 18- 1891 also the following tract in same Township, County and State: Beginning at the southwest corner of the 50 acres conveyed to Adam Quast by O. P. Stephens in the center of the boundary gravel road; thence South $81^{\circ}\frac{3}{4}$ West 2.40 poles to the center of the County Road; to a stone corner of the land conveyed by W. D. and M. L. Stubert to Harrison R. Peters, thence with the center of said road north $9^{\circ}40'$ west about 82 poles to a stake; thence north $81^{\circ}\frac{3}{4}$ East 2.40 poles to the northwest corner of said 50-acre tract; thence South $9^{\circ}40'$ East 82 poles to the place of beginning.

Containing $3\frac{3}{4}$ acres of land.

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 Cora B. Paulay and Mary E. McChenathair's names.

Cora B. Paulay

The State of Ohio, Union County.

Cora B. Paulay, being just duly sworn, says that the facts stated in the foregoing application are true, as she verily believes.

Cora B. Paulay

Sworn to before me, and subscribed in my presence, this 22 day of June, 1928. W. A. Hoopes, Notary Public

Probate Court, Union County, O. June 22, 1928.

Authority to Transfer & Record Real Estate ^{Devised}

This day came, Cora B. Paulay, 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 Ann, Deaf, deceased, and for a certificate to

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June 18
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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 Cora B. Pauley and Mary E. McBlenathan.

Description: see 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 to the names of Cora B. Pauley and Mary E. McBlenathan and that a certificate of this order issue to said Auditor and Recorder as required by law.

W. H. Strated, Probate Judge -
Journal 41, Pg 390-

11092 In the matter of the Estate of James M. Gowen, Dec'd
June 18 Application for Transfer of Real Estate Devised
1928 Probate Court, Union County, Ohio.
no. 11092.

Now comes Carrie Eloise M. Gowen, and represents to the Court that by the terms of the last will and Testament of James M. Gowen, deceased, late of said County which will was duly admitted to probate on the 8-day of July, 1927, and recorded in Vol. 17, page 245 of the Will Records of said Union County, all the real estate belonging to said decedent, was devised to her, without any specific description of said real estate being given.

The real estate named by said decedent & so devised, is as follows:
Situated in the County of Union and in the State of Ohio, and in the Township of Taylor, and being lot no. 36 of the village of Broadway, Union County, State of Ohio.

Your petitioner represents that all the provisions & 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 Carrie Eloise M. Gowen name.
Carrie E. M. Gowen

The State of Ohio, Union County,
Carrie Eloise M. Gowen, being first duly sworn, says that the facts stated in the foregoing application, are true as she verily believes.
Carrie E. M. Gowen

Shown to before me, and subscribed, in my presence this 18. day of June, 1928

W. W. Husted, Probate Judge.

Journal entry: Probate Court, Union County, O.
June 18-1928

authority to transfer Real Estate Devised.
This day came, Carrie Eloise McGown, and filed herein her application duly verified for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by James McGown deceased.

upon consideration whereof the Court finds that by the terms of the will of said decedent, said real estate was devised to Carrie Eloise McGown.

Situated in the County of Union and in the State of Ohio and in the Township of Taylor and being lot no. 36, of the village of Broadway, Union County, State of Ohio.

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 Eloise McGown, and that an Certificate of this order issue to the County Auditor as required by law.

W. W. Husted Probate Judge

11271
June 16
1928

In the matter of the estate of Lillie A Phillips, Deceased.
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio

now comes, G. W. Phillips and represents to the Court, that by the terms of the last Will and Testament of Lillie A. Phillips deceased, late of said County, which Will was duly admitted to probate on the 19. day of March, 1928 and recorded in Vol. R. of the Will Rec. of said Union County, all real estate belonging to said decedent was devised to him, without any specific description of said real estate being given.

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

Situated in the County of Union, State of Ohio
Twp. Township of Washington An. bounded and described as follows:

on survey no. 14629, in said Township, and bounded, on the north by lands owned by Ransom Chapman; on the east by lands owned by Oscar A. Green, on the south by lands also owned by

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Oscar B. Green, and, on the west by the M. Beck gravel Road, and containing 55 acres more or less.

For a more particular description reference is hereby made to the Plat of said Washington Township in the Surveyors office, in the Court House, at Marietta, Ohio.

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 G. W. Phillips name.

G. W. Phillips

The State of Ohio, Union County.

G. W. Phillips being first duly sworn says, that the facts stated in the foregoing application are true as he verily believes.

G. W. Phillips

Sworn to before me, and, subscribed in my presence, this 21. day of May, 1928.

W. H. Husted, Probate Judge

Journal 41, Pg.

Journal entry: Probate Court, Union County, O.
May, 14 - 1928.

This day came, G. W. Phillips, and, filed herein his application duly verified, for, an order, to the County Auditor directing the transfer to tax duplicate of Union Co. O. of real estate devised by Lillie A. Phillips deceased, to G. W. Phillips

and that said real estate is: see description in application.

And, it appearing to the satisfaction of the Court, that the terms of, the Will have been fully complied with, it is ordered, that said real estate be transferred upon Duplicate of County to name of, G. W. Phillips.

W. H. Husted, Probate Judge

11334
May 25/28

In the matter of the Will of Joul Gillett, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio

To the Probate Court of said County:

Your petitioner respectfully represents that
Joul Gillett late a resident of the township of
Paris in said County, died on or about the 17-
day of May, 1928, leaving an instrument in writing
herewith produced, purporting to be his last Will and
Testament.

That the said Joul Gillett died leaving
Olin Gillett his widow who resides at Mansville
the following named persons, his only next of kin:

application

- | | | |
|---------------|-------------|------------------------------|
| Egola Breslaw | daughter | Teebles, O. |
| Laura Smith | " | Cleveland, O. |
| Wayes Gillett | son | Toledo, O. |
| Frank Gillett | son | M ^c Dermitt, Ohio |
| John Martin | G. son | Greenfield, Ohio |
| Edna Martin | G. son | Worwood, Ohio |
| Nancy Merdick | G. daughter | Greenfield, Ohio |
| Fred Martin | G. son | In Navy |
| Addie Fent | G. daughter | Good Hope, O. |
| Diana Cherry | " | Springfield, 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 resident in this State may be notified
according to law, of the pendency of said proceedings.
J. K. Breslaw, Petitioner.

The State of Ohio, Union County, ss.

Oath

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

Sworn to before me and signed in my presence this
25. day of May, 1928. W. H. Husted, Probate Judge.

Filing

Probate Court, Union County, O. May 25-1928.

Filing of Will and Order for Hearing.

This day an instrument of writing, purporting to be
the last Will of Joul Gillett late of Mansville, 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 will be for hearing before this Court at the

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11334 11th day of July, 1928 at one o'clock P.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W. H. Husted, Probate Judge

application for Commission to Take Deposition of Witnesses to Will
Probate Court Union County, Ohio.
No. 11334.

To the Probate Court of said County:
The undersigned respectfully represents that Joel Gillett late of said County, deceased, died testate on or about the 17th day of May, 1928, and that his Will was on the 25th day of May, 1928 produced in open Court for Probate.

That Forest P. Pipper and J. D. Pipper witnesses to said Will, reside out of the jurisdiction of said Court:

at Peebles, Ohio, and Otway, 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 25th day of May, 1928.

Respy. J. H. Breslaw.

The State of Ohio, Union County
J. H. Breslaw, being duly sworn, says that the statements in the foregoing application are true as he truly believes.

J. H. Breslaw.

Brought to before me, and signed in my presence, this 25th day of May, 1928.

W. H. Husted, Probate Judge.

Probate Court Union County, Ohio.

May, 25 - 1928.

order for Commission

This day J. H. Breslaw appeared in open Court, and made application for a commission to issue to some suitable person to take the deposition of Forest P. Pipper and J. D. Pipper, witnesses to the Will of said Joel Gillett, deceased.

And, it appearing to the Court that said witnesses reside outside the jurisdiction of this Court Court:

at Peebles, Ohio & Otway Ohio.

order for Commission

11334

It is therefore ordered that such Commission, with the
him annexed, issue to J. R. B. Kistler 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. W. Husted, Probate Judge

Wairs

Wairs & Consent to Probate.

The State of Ohio, Union County, Probate Court.
We, the undersigned, widow and next of kin of said
decedent residents of Ohio, hereby waive notice and consent to
probate of Will of Joel Gillett deceased.
John Martin Greenfield, O.
O. A. Martin Norwood, O.
Harry Merdick Greenfield, O.
Fred. Martin In Harry
Addie Tent Good Hope, O. R. I.
Diana Channy Greenfield, O.

Wairs

Wairs & Consent to Probate

Frank Gillett, W. Dermott, Ohio.

Wairs & Consent to Probate

The State of Ohio, Union County, Probate Court.
Othol B. Gillett, 1312 Huron St Toledo, O.

Wairs

Wairs & Consent to Probate

Mrs Laura E. Smith, Lakewood, Ohio.
Mrs Nola Breslaw, Peoples, "
Oliver Gillett, Marysville, "

Commission

Commission to take Deposition of Witnesses to Will,
Probate Court Union County Ohio,
no. 11334

To J. R. B. Kistler, Sheriff:
You have been duly appointed by the Probate Court
of said County, to take the deposition of Forest P. Piiper
of J. D. Piiper, subscribing witnesses to the last Will
& Testament of Joel Gillett, late of the County of
Union, in the State of Ohio, deceased, hereto annexed,
you will attend on cause. The said Forest P. Piiper
and J. D. Piiper, to come before you, at a certain time
& place, and then and there examine them on oath
just taken before you, touching the due execution of
said Will of the said Joel Gillett, deceased, and
return such Depositions together with this Commission

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and, said Will then annexed, closed up under seal to said Probate Court, with all convenient speed, witness my signature and the seal of said Court this 25 day of May, 1928.
Geo. W. Husted, Probate Judge

Deposition

Deposition of witnesses to Will.

Probate Court Union Co. Ohio.

Deposition of Forest R. Piiper and J. D. Piiper, subscribing witnesses to the last will and Testament of Joel Killett 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 13 day of June, 1928, at Pueblo Adams Co. O.

Forest R. Piiper, and J. D. Piiper, of lawful age being by me just duly sworn, as hereinafter certified deposes, and says:

That they were present at the execution of the instrument of writing now before them bearing date the 19 day of June, 1922, purporting to be the last will and Testament of Joel Killett deceased, that they subscribed their names, then 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 Joel Killett at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

F. R. Piiper, J. D. Piiper.

The State of Ohio Adams Co. ss.

I, J. P. Reester, duly appointed and commissioned by the Probate Court of the County of Union, and State of Ohio, to take the deposition of Forest Piiper and J. D. Piiper, subscribing witnesses to the last will and Testament of Joel Killett deceased, late of Union Co. 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 Forest P. Piiper, subscribing witnesses as aforesaid, to appear before me at the time and place above mentioned; that they were by me just duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to

11334 to the execution of said Will and that the deposition by them respectively subscribed, as above set forth, was reduced to writing by me, and also, so written in the presence of the witnesses aforementioned respectively, and, now 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 13 day of June, 1928.

J. R. Kessler, Commissioner
Notary Public Adams Co - Ohio

Forest P. Pipper & F. P. Pipper is one and the same person.
J. R. B. Kessler, Commissioner

admission
to
Probate &
Record.

Journal entry on bearing, admission to Probate & Record, Probate Court, Union County, Ohio, July, 11 - 1928.

Be it Remembered, that hereofon, to-wit: on the 25th day of May 1928, an instrument of writing, purporting to be the Last Will and Testament of Joel Gillett, 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 & 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.

J. R. B. Kessler, the Commissioner hereofon appointed to take the deposition of Forest P. Pipper and, J. D. Pipper as 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 & attestation of said Will; which testimony was reduced to writing, and, by them respectively subscribed, and, filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Joel Gillett, 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

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11334 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. Husted Probate Judge

Will

Will

In the name of the Great Father of all, I, Joel Gillett, being of sound mind and disposing memory do hereby make and publish this my last Will and Testament, that is to say,

Item 1st.

It is my will and wish and I so here direct that the funeral expenses for my late wife, and for my cof to paid just out of my estate also, to pay for a suitable monument to our grave.

Item 2nd.

Estate.

Item 3rd.

I give and bequeath to my daughter Evola Breslaw and to my daughter Laura Smith to each one, the undivided one-fourth ($\frac{1}{4}$) part of my estate.

Item 4th.

I give and bequeath to my son, O. H. Kiluth the equal undivided one-fourth ($\frac{1}{4}$) part of my estate but I have direct that the sum of one hundred and twelve (112) dollars, that he now owes me and for which amount I now hold his note of hand, be subtracted from his said one-fifth ($\frac{1}{5}$) part of the estate, and, said sum be added to the whole estate.

Item 5.

I give and bequeath to my son Frank Gillett the equal undivided one-fourth ($\frac{1}{4}$) part of my estate.

I hereby nominate and appoint my son-in-law, T. H. Breslaw, to be the executor of this my last Will and Testament, and request the Court to permit him to serve and act as such executor without giving Bonds,

11334

Will

In testimony whereof I have herewith subscribed
 my name, in the presence of the two attesting
 witnesses and they subscribed their names, by my
 request and they subscribed their names in
 my presence, this 19-day of June, 1922.

John Gillett

we, the undersigned attesting witnesses do hereby
 certify that the testator John Gillett subscribed
 his name, to the above paper writing in our
 presence, and that we subscribed our names by his
 request and in his presence and he declared it
 to be his last will and testament.

Forest P. Piiper
 J. D. Piiper

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 July 5/28

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11215-
July 5/28

In the matter of the Estate of Homer D. Kyle, Deceased
Application for Transfer & Record of
Real Estate Devised.

Probate Court, Union County, Ohio,
Now comes Ida W. Kyle, and represents to the Court,
that, by the terms of the last Will and Testament of
Homer D. Kyle, deceased, late of said County, which Will
was duly admitted to probate on the 2^d day of
December, A. D. 1927, and recorded in Vol. R. of Will
Records of said Union County, certain real estate
was devised to said Ida W. Kyle.

The following is a description of said real estate
such as is contained in the Will:

"the residue of my estate lots, personal^{ty} & real"

The following is a specific description of said
real estate:

Situate in the Village of Richmond, in the County of
Union^{ty}, State of Ohio, and Survey No. 6307:

Being a tract of land fifty feet (50ft.) wide off
of the west end of lots number 206 and 207
in John Woods addition to the said Village of
Richmond, Ohio. Said tract being fifty feet
(50ft.) wide fronting on Wood Street and
extending same width across the west end
of both lots No. 206 and 207 to the north
line of lot no. 206.

For a more specific description see
recorded plat of said addition, at Mansfield, Ohio:

also, the following described real estate:

Situate in the Village of Richmond, in the
County of Union and in the State of Ohio, and
bounded and described as follows:

Being the West Ten (10) feet off of the following
described real estate:

"Being lots no. 206 and 207 in John Wood's
addition to the Village of Richmond, Union Co. O.,
except the West 50 feet therefrom"

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

Wherefore she prays for an order to the
County Auditor directing the transfer of said
real estate upon the Tax duplicate to her name,
^{and} for a certificate to the County Recorder, as
provided by law.

Ida W. Kyle.

Done to before me, and subscribed in my presence,
this 3-day of July, 1928. Seal

Gladys L. Cheney, Notary Public
Journal #1, pg 413

11129
July 9/28.

In the matter of The Will of Peter J. Spryer. Dec'd
Application for transfer of Real Estate devised.
Probate Court, Union County, Ohio.

Now comes Anna M. Spryer, and represents
to the Court that by the terms of the last Will
& testament of Peter J. Spryer, deceased, late of
said County, which Will was admitted to Probate
in Record, and recorded in Volume R. of the
Records of Wills of said County, she is devised all the
real estate belonging to said decedent, without
any specific description of said real estate
being given.

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

Situate in County of Union, in the State of
Ohio, and in the village of Richmond and being
known as Lot # 199 in Woods addition to the said
village of Richmond, O. excepting a strip there from off
the south side of said lot, said strip being 1 1/2
feet wide and extending the full length of the
said lot.

Also a lot of land thirty feet in width
north and south, and fifty feet in length
east and west, being a part of lot no. 130, in
the village of Richmond, O. Said lot of land
facing thirty feet on a Public Alley running
north and south, and lying south land
joining a lot of land deeded to Anna M.
Spryer by Edward A. Schaub, by deed dated
April 2 - 1919, recorded in Deed Book # 119, pg. 231.

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

Wherefore, she prays for an order directing the
transfer of said real estate upon the tax
duplicate to the name of Anna M. Spryer
& that a certificate issue to her as by the
statute in such cases, made & provided.

Anna M. Spryer.

The State of Ohio, Union Co. ss.

Anna M. Spryer. being duly sworn

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July, 16/28

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says that the facts stated in the foregoing application are true, as she verily believes.

Anna M. Spryer.

Brought before me, and signed in my presence, this 7-day of July, 1928.

J. F. Wood, Notary Public
Journal, 41, Pg 417.

11368 In the matter of the Last Will and Testament of
July, 16/28 Mary M. Trimble, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Mary M. Trimble late a resident of the Township of York, in said County, died on or about the 8. day of July A.D. 1928. leaving an instrument in writing, her will produced, purporting to be her last Will and Testament:

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

Pearl N. Mosper. Brother. 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 resident in this State may be notified according to law, of the pendency of said proceedings.

Howard C. Black, Petitioner

The State of Ohio, Union County, ss.

Oath The above named, Howard C. Black, being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true, as he verily believes.

Howard C. Black.

Brought before me, and signed in my presence, this 16-day of July, 1928.

W. H. Husted, Probate Judge

The undersigned and next of kin of the herein within named, deceased, hereby waive further notice, and consent to the probate of said Will.

Dated this 16-day of July, 1928.

Pearl N. Mosper.

Probate Court, Union County, O. July, 16-1928.

Filing of Will & order for hearing.

This says an instrument of writing purporting to be the last Will of Mary M. Trimble late of

11368

York 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 will be for hearing before this Court, on this the 16-day of July, 1928 at ten A.M. all interested parties and next of kin bring in Court.

W. H. Husted, Probate Judge

Testimony of Witnesses

Probate Court, Union County, Ohio, No. 11368.

Testimony of Witnesses to Will

The State of Ohio, Union County.

Personally appeared in open Court, Chas. Wilson and Howard C. 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 Mary M. Trimble, 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 April 1922, purporting to be the Last Will and Testament of Mary M. Trimble, 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 M. Trimble at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Chas. Wilson

Plain City, Ohio

Howard C. Black

Plain City, Ohio

Sworn to before me, and signed in my presence by said witnesses in open Court, this 16-day of July, 1928.

W. H. Husted, Probate Judge

Testimony of Witnesses to Codicil

Probate Court, Union County, Ohio

No. 11368.

Witnesses to Codicil

The State of Ohio, Union County ss.

Personally appeared in open Court, Chas. Wilson, and Oscar Fenner, 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 M. Trimble, deceased, depose and say:

That they were present at the execution of the

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admitting to Probate Rec.

11368

instrument of writing now before them bearing date the 18th day of April, 1924, purporting to be the Codicil to the last Will and Testament of Mary M. Trimble, deceased. 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 the Codicil to his Will, and that said Mary M. Trimble at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Chas. Wilson
Oscar Fenner

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 16th day of July, 1928.
W. H. Husted Probate Judge

Probate Court, Union County, O. July 16-1928.
Admitting to Probate and Record.

admitting
to
Probate
and
Rec.

This matter came on this day further to be heard on the application of Howard C. Black, to admit to probate and record, the Will of Mary M. Trimble, late of the Township of York, in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court, that said decedent died leaving no widow and that all the next of kin of said decedent, resident of this, have been duly served with notice of the filing of said Will, and of the application to admit it to probate and record in this Court, pursuant to a former order of this Court, or, have waived notice and given consent to the probate of said Will.

And, Chas. Wilson and Howard C. Black, the subscribing witnesses to said Will, and Chas. Wilson and Oscar Fenner the subscribing witnesses to the Codicil a part thereof, this day appeared in open Court, and, having been duly sworn, testified respectively to the due execution & attestation of said Will and of said Codicil, which testimony was reduced to writing, was subscribed by them respectively & was filed with said Will.

Whereupon, the Court finds that the aforesaid instrument of writing, together with said Codicil, is the last Will and Testament of said Mary M. Trimble deceased; that it was duly executed

11368

Am. attested, and that the said testator at the time of signing said Will was of lawful age, of sound mind & memory, and not under any restraint.

Therefore the Court orders the admitting of said Will 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

Will

The last Will and Testament of Mary M. Trimble.

In the name of the Benevolent Father of all:

I, Mary M. Trimble, of Plain City, Ohio, being of lawful age, and of sound and disposing mind and memory, and desiring to make such disposition of my worldly estate as I deem best, do hereby make, publish and declare this to be my last Will and Testament, hereby revoking and annulling any and all other Will or Wills or Codicils thereto by me made heretofore.

Item I.

I direct that all my just debts and funeral expenses be paid as soon as may be practicable after my decease.

Item II.

All the residue of the property, whether real, personal or mixed, of every kind and description wherever situated, which I may own, or have the right to dispose of, at the time of my decease, I give, bequeath and devise absolutely and in fee simple, as follows, to wit:

One third (1/3) to Elizabeth V. Churchman, widow of my deceased son, and two thirds (2/3) to my brother, Pearl N. Harper. However, in case my said daughter-in-law, Elizabeth V. Churchman, should die, or re-marry before my death, then I direct that the share of my estate in this item bequeathed to her shall go to my said brother, Pearl N. Harper, absolutely.

Item III.

I make, nominate and appoint the said Pearl N. Harper and the said Elizabeth V. Churchman, (in case the latter does not re-marry, in which case I do not desire that she be appointed) to be executors of this my last Will and Testament hereby, authorizing and empowering them, or in case for any reason, but one of them should be appointed, then the one so appointed, to compound, compromise, settle & adjust all debts and claims which may be presented against my

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11368 estate or, which may be due, to my estate and, to
 sell at private or public sale at such price and upon
 such terms and credits as they may deem best, or
 as may be deemed best by such, one of said persons,
 as may be appointed, the whole or any part of
 my real or personal property and to execute,
 acknowledge and deliver deed, or, deeds or other
 proper instruments of conveyance, thereof, to the
 purchaser or purchasers. I further direct that no
 bond be required of my said executor or executors
 and, that no inventory nor appraisal of my estate
 be made.

In witness whereof I have hereunto set my hand
 and subscribed my name, this 21-day of April, A.D.
 1922.

Mary M. Trinkle

The foregoing Instrument was, by Mary M. Trinkle duly
 executed, acknowledged, and, declared by her as
 and for her last Will and Testament in the presence
 of the undersigned, who, in her presence, and at
 her request, and, in the presence, of each other
 have hereunto set our hands as witnesses this 21-day
 of April, 1-A.D. 1922.

Chas. Wilson. resides at, Plain City, Ohio.
 Howard C. Black resides at Plain City, Ohio.

Codicil
 to
 Will

Codicil To The Last Will & Testament of Mary M. Trinkle.
 In The name of The Benevolent Father of all:-
 I, Mary M. Trinkle of, Plain City, Ohio, being of lawful
 age, and of sound and disposing mind and
 memory, desiring to make such disposition of my
 worldly estate as I deem best, do hereby make,
 publish and declare this to be a Codicil to my
 Last Will and Testament, made April 21- 1922,
 hereby ratifying and confirming my said Last Will
 & Testament, and, that the distribution be, as is
 directed in Item 11 of my said Last Will
 & Testament.

Item 11.

I, make, nominate and appoint
 Howard C. Black, of Plain City, Ohio, to be
 executor of my said Last Will and
 Testament and this Codicil thereto, hereby
 authorizing, directing and empowering him
 to compound, compromise, settle, and adjust
 all debts and claims which may be
 presented against my estate, or which

11368 may be done to my estate and direct that he sell at public or private sale, at such times or times and at such price or prices, and upon such terms and credits as he may deem best the whole or any part of my real or personal property and to execute acknowledge and deliver deed, or deeds or other proper instruments of conveyance, therefor to the said purchaser, or purchasers thereof and the judgment of my said executor in these matters shall be final.

Will In witness whereof I have hereunto set my hand and subscribed my name, this 18th day of April, 1924.
Mary M. Trimble.

The foregoing instrument was by Mary M. Trimble duly executed, signed, acknowledged and declared by her as a codicil to her Last Will and Testament, in the presence of the undersigned, who in her presence, and at her request, and in the presence of each other, have hereunto, set our hands, as witnesses this 18th day of April, A.D. 1924.

Charles Wilson resides at Plain City, Ohio.
Oscar Fenner resides at Plain City, Ohio.

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July 5/28

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Application
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Transfer.

5-449
July 5/28

In the matter of The Estate of Thomas B. Skidmore, Dec'd
Application for Transfer and Record of
Real Estate Devised.

Probate Court, Union County, Ohio.
No. 5-449.

Now comes Wallace J. Skidmore and, represents to the Court that by the terms of the last Will and Testament of Thomas B. Skidmore deceased, late of said County, which will was duly admitted to probate on the 20-day of Nov. 1900, and recorded in Vol. N. page 133, of the Will Records of said Union County, certain real estate was devised to Mary Jane Skidmore for and during her life, then to Wallace J. Skidmore.

That Mary Jane Skidmore died April 7-1928.

That the following is a description of said real estate such as is contained in the Will Trust:

Application
for
Transfer.

Situated in the County of Union State of Ohio, and in the Townships of Liberty Survey, Nos. 4815, 12388, and 12401, and bounded and described as follows: Beginning at a stone witnessed by a white oak red oak, brack, and sugar; the South West corner of said Survey No. 4815 in the west line of Survey No. 3480; thence with said line South $10^{\circ} 15'$ N. 70.65 poles to a stone at the N.E. corner of J. A. V. McCarney land; thence with the north line of said land N. $81^{\circ} 30'$ W. 47.50 poles to a stake the N.W. corner of said land in the east line of Thomas Garwood's land; thence with said line N. 16° East 72.66 poles to a stone two links north of a white oak, the N.E. corner of said land, in the south line of Survey No. 4815; thence with the said line N. $81^{\circ} 45'$ W. 19.20 poles to a stone, another corner of said Garwood land; thence with the East line of the same N. $12^{\circ} 30'$ E. 73.70 poles to a stone a corner to said land in the center of the New ton and Bellefontaine gravel road - thence with the center of said road S. $76^{\circ} 45'$ W. 33 poles to a stone a corner to James Herd land, thence with the east line of said land N. $3^{\circ} 30'$ E. 109.50 poles to a corner of Herd's land in the center of Mill Creek; thence down the center of said Mill Creek, with the meanderings thereof to the S.W. corner of a parcel of land conveyed by T. B. Skidmore to John B. Skidmore July 1-1897; thence with the S. line of John B. Skidmore.

land. S. 80° E. 54 poles to a stake in a corner of said land, in the center of the Cook gravel Road, East line, to Survey no. 4815; thence with said Survey line S. 12° 15' W. 174.26 poles to the beginning, containing 96.20 acres, more or less.

Your petition represents that all the provisions and conditions of said Will have been fully complied with upon the grant of said devise.

Wherefore, he prays for an order to the County Auditor directing the transfer of said real estate upon the tax duplicate to Wallace J. Skidmore, name ^{of} for a certificate to the County Recorder, as provided by law.
W. J. Skidmore.

Oath
The State of Ohio, Union County.
Wallace J. Skidmore, I being just duly sworn say that the facts stated in the application are true, as he verily believes.
W. J. Skidmore.

Sworn to before me, and subscribed in my presence, this 5th day of July, 1928.
W. H. Husted, Probate Judge -
Journal #1. Pg 414

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July 25th
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11099
July 25th
1928.

In the matter of The Estate of Mary Prynithia Clarke, Dec'd.
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio.
No. 11099.

Now comes Emma A. Merriam and represents to the Court that by the terms of the last will and Testament of Mary Prynithia Clarke, deceased, late of said County, which will was duly admitted to probate on the 27 day of June 1927, recorded in Vol. P, page 255, of Will Record of said Union Co., a certain real estate belonging to said decedent was devised to her, without any specific description of said real estate being given.

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

Situated in the village of Richmond, in the County of Union and State of Ohio, and bounded, and described as follows:

Being a strip of land Eight (8) feet off the east side of Lot 142 in the village of Richmond, Ohio.

also a strip 28 feet wide off of Richmond lands, lying on the east side and adjoining the above mentioned eight foot strip.

Being the same premises conveyed by Josephine M. Daniels to Parker M. Welsh and Della Welsh, his wife, by deed dated July 13, 1915.

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 copy duplicate to Emma A. Merriam, name.

Emma A. Merriam

The State of Ohio, Union County.
Emma A. Merriam being first duly sworn says that the facts stated in the foregoing application are true, as she truly believes.

Emma A. Merriam

Sworn to before me, and subscribed in my presence, this 25 day of July, 1928.

(Seal) W. H. Husted

Probate Judge

Journal 41, Pg 430.

11366
July 13
1928

In the matter of the Will of Eva Morris, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio,
To the Probate Court of said County.

Your petitioner respectfully represents that Eva Morris late a resident of the Township of Decatur, in said County, died on, or about the 25 day of June 1928, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the said Eva Morris died leaving no widow, and the following named persons her only next of kin, to wit:

- | | | |
|---------------------|---------|--------------------|
| Charlotte Morris | sister | Richmond, O. |
| Louise Clark | sister | Broadway, O. |
| William Morris | brother | Richmond, O. |
| J. B. Morris | nephew | Magnetic Spg., O. |
| Marcy Thaxton | niece | Columbus, O. |
| Addison Morris | nephew | Upper Sandusky, O. |
| Emergane Bechtel | niece | Nevada, Ohio. |
| Natalie Kuffelinger | niece | Upper Sandusky, O. |
| Marshall Morris | nephew | " " " |
| Floy Morris | " | Columbus, O. |

Application

Your petitioner refers 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.

Louise Clark, Petitioner.

The State of Ohio, Union County, ss.

Case

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

Louise Clark.

Sworn to before me, and signed in my presence, this 13 day of July, 1928. W. H. H. noted, Probate Judge.

Witness

In the undersigned next of kin, of the within named, decedent, hereby, waive further notice, and consent to the probate of said Will.

Dated this 13 day of July, 1928.

W. H. Morris, Charlotte Morris.

Filing

Probate Court, Union County, O. July, 13-1928.
Filing of Will, and Order for Hearing.
This day an instrument of writing purporting to be the last Will of Eva Morris, late of Decatur Twp.

11366

Witness

Witness

admitted to
Probate &
Records

11366 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 will be for hearing before this Court on the 5th of August 1928 at 2 P.M. and that due notice thereof be given 3 days prior to said hearing to the next of Kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge

Widow of Notice and Consent to Probate,
 to Probate of Will of Era Morris, Deceased.

Mrs Imogene Bachtell	Verada, O. R. 2.
Mrs. Nathan Keffelinger	Upper Sandusky O. 5-53 N. 7 th St.
Mrs. Addison Morris	" " " 495 " " "
Mr Marshall Morris	" " " 121 N. Church St.

Widow and Consent to Probate.

J. Beryl Morris,	Magnetic Springs, O.
Mary Thoylan	Columbus, O.
Miss Floy Morris	" " 5-5-0 S. 18 th St.

Probate Court, Union County, O. Aug. 6, 1928.
 admitting to Probate & Record,
 this matter came on this day pursuant to be heard on the application of Louis Belack to admit to probate and record the Will of Era Morris late of the Township of Leesbury in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no widow, and that all the next of Kin of said decedent resident of Ohio, have been duly served with notice of the filing of said Will and of the application to admit it to probate and record in this Court, pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

and Amanda Freshwater and Jesso F. Leonard, the subscribing witnesses to said Will 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 Era Morris deceased;

3-1928.
 bearing
 Leesbury Twp.

11366

that it was duly executed and attested, and 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.

Therefore the Court orders the admitting of said Will 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 -

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
No. 11366.

Testimony
of
Witnesses

The State of Ohio, Union County.

Personally appeared, in open Court, Amanda Fushwater, and Jesse F. Courad, 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 Eva Morris, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 2. day of June, 1928, purporting to be the Last Will and Testament of Eva Morris, 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 Eva Morris at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Amanda Fushwater,

Jesse F. Courad, Magnetic Spring, O.

Sworn to before me, this 13. day of July, 1928.

W. H. Husted, Probate Judge.

Last Will, and Testament.

Will

I, Eva Morris, of the Township of Leebury, in the County of Union Co., 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. It is my Will that all my debts & funeral expenses be paid as soon as possible after my death.

Second:

I give devise, and bequeath to my beloved sister Charlotte Morris all my property

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Will

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11366 both personal and real estate.

Lastly I hereby appoint Charlotte Morris executrix of this my last will and Testament hereby revoking all former Wills by me made. To serve without Bond.

In witness whereof I have hereto subscribed my name the 2-day of June in the year nineteen hundred and twenty-eight
Eva Morris.

Will We whose names are hereto subscribed, do Certify that on the 2-day of June 1928 the testator 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 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:
Annandale, Freshwater, Marysville, O.
Jesse F. Bourard Magnetic Spring, O.

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11378
July 27th
1928

In the matter of the Last Will ^{and} Testament of
Chas. Mather. Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Charles Mather late a resident of the Township of Paris, in said County, died on or about the 24 day of July, 1928 leaving an instrument in writing herewith produced purporting to be his last Will and Testament.

That the said Charles Mather died leaving no widow & the following named persons his only next of kin to wit:

- Charles Mather son Columbus, Ohio
- Ida DeWitt daughter Bowling Green, 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 resident in this State may be notified according to law of the pendency of said proceedings.
Malen Mather, Petitioner

Probate Court, Union County, O. July 27-1928.

Filing

Filing of Will and Order for Hearing.
This day an instrument of writing purporting to be last Will of Charles Mather late of Marysville Paris Twp. in this County deceased was produced in open court and application made for Probate.

Order for Commission

It is now ordered that the said Will be filed in this Court and that said application will be for hearing before this Court on the 11 day of August 1928 at 1 P.M. and that due notice thereof be given 3 days prior to said hearing to next of kin of the testator resident of this

W. H. Husted, Probate Judge

Main

- Main of notice ^{and} Consent to Probate
Charles Mather Columbus, O.
- Main of notice ^{and} Consent to Probate
Ida M. DeWitt Bowling Green, O.

Dated July 30 - 1928

Appl. for Commission

Application for Commission to Take Deposition of Witnesses to Will.
Probate Court, Union County, Ohio.
To the Probate Court of said County.
The undersigned respectfully represents that

Commission

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Charles Mather late of said County, deceased, died testate on or about the 21 day of July, 1928, and that his Will was on the 27 day of July, 1928, produced in open court for Probate.

That J. C. Lee, and James Sneed witnesses to said Will, reside outside the jurisdiction of said Court, to wit: at State Soldiers Home Erie Co. 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 27 day of July, 1928.

Respectfully, Mather Mather.

The State of Ohio, Union County.

Mather Mather, being duly sworn says, that the statements in the foregoing application are true as he verily believes.

Mather Mather.

Done to before me, and signed in my presence, this 27 day of July, 1928.

W. H. Husted, Probate Judge - Probate Court, Union County, Ohio, July 27 - 1928.

Order for Commission

order for Commission

This day Mather Mather appeared in open Court and made application for a Commission to issue to some suitable person to take the deposition of J. C. Lee, and James Sneed, witnesses to the Will of said Charles Mather deceased.

And, it appearing to the Court, that said witnesses reside outside of the jurisdiction of this Court, to wit: at State Soldiers Home Sandusky, O.

It is therefore ordered, that such Commission with said Will annexed, issue to John Tenney 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.

W. H. Husted, Probate Judge

Commission

Commission to Take Deposition of Witnesses to Will, Probate Court, Union County, Ohio, No. 11378 Commission

11378

To John Terry, Greeting:

You have been duly appointed by the Probate Court of said county to take the deposition of J.C. Lee and James Sneed, subscribing witnesses to the last Will and Testament of Charles Mather late of the county of Union in the State of Ohio, deceased, hereto annexed.

You will thereupon cause the said J.C. Lee and James Sneed, to come before you at a certain time and place, and there examine them on oath or affirmation just taken before you, touching the due execution of said Will of the said Charles Mather, 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 27 day of July, 1928.

W.W. Husted, Probate Judge

Deposition of Witnesses to Will.

Probate Court, Erie County, Ohio.

Deposition.

Deposition of J.C. Lee and James Sneed, subscribing witnesses to the last Will and Testament of Charles Mather deceased, late of the county of Erie State of Ohio, in said matter pending in the said Probate Court, taken before me, a Commissioner appointed by said Court pursuant to annexed Commission, on the 31 day of July, 1928, at Ohio Soldiers and Sailors Home, Sandusky, Ohio.

I, L. Lee and James Sneed, of lawful age, appearing by me, just duly sworn, as hereafter certified, depose and say,

That they have been present at the execution of the instrument of writing now before them, bearing date the 20 day of June, 1928, purporting to be the last Will and Testament of Charles Mather, deceased, that they 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 Charles Mather at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

J.C. Lee

James Sneed

Deposition

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11378 The State of Ohio, Erie County, ss.

I, John E. Tannoy, duly appointed and commissioned by the Probate Court of the County of Union and the State of Ohio, to take the deposition of J. C. Lee and James Sneed, subscribing witnesses to the last Will and Testament of Charles Mather, 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 J. C. Lee and James Sneed, subscribing witnesses 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 31. day of July, 1928.
John E. Tannoy, Commissioner

Journal Entry: on bearing admission to Probate & Record.
Probate Court, Union County, Ohio.
August 11-1928.

Probate Court Reminded that heretofore, to wit: on the 27 day of July 1928, an instrument of writing, Record purporting to be the last Will and Testament of Charles Mather late of Mansfield, 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.

John Tannoy, the Commissioner heretofore appointed to take the deposition of J. C. Lee and James Sneed, subscribing witnesses to said Will, duly returned the Commission issued to him, with said Will annexed, and also the deposition so taken, duly certified:

11378

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, and by them respectively subscribed, and filed with said Will.

Whereupon, the Court finds the aforesaid instrument of writing is the last Will and Testament of said Charles Mather 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 in that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Charles Mather pay the costs at 1/2⁰⁰

W. W. Husted Probate Judge

Will

Last Will and Testament.

I Charles Mather of the State Soldiers Home, of the County of ^{Union} and State of Ohio, being of full age, and sound mind and memory, do make, publish and declare this to be my last Will and Testament, hereby revoking and annulling any and all Will or Wills by me heretofore made.

Item 1

I direct that all my just debts and funeral expenses be paid out of my estate as soon as practicable after my decease. I give and bequeath

Item 2 To my son Pearl Mather Sr. Ten dollars.

3 To my grandson Pearl Mather Jr. my watch & chain.

4 And all monies of which I am possessed at my death to be divided equally between my daughter Ida Dr. Witt and my daughter in law Dorothy Mather

It is my request that my body be interred in my lot in the Cemetery at Marysville, Ohio

I do hereby nominate & appoint my brother Charles Mather, ^{Marysville, Ohio} executor of this my last Will & Testament.

In witness whereof, I have set my hand, to this, my last Will and Testament at State Soldiers Home O. this 20-day of June, in the year of our Lord, 1928

Charles Mather

Witness J. C. Lee - James Snead.

The foregoing instrument was signed by the said Charles Mather, in our presence, & by him published & declared as his last Will & Testament, in his presence, in the presence of each other we hereunto subscribe our names, as attesting witnesses at State Soldiers Home, this 20-day of June, 1928. J. C. Lee, residing at State Soldiers Home, Ohio James Snead, residing at State Soldiers Home, Ohio.

11308 Aug. 25 1928

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11308
Aug. 25
1928.

In the matter of the Will of J.W. Sanft, Deceased.
Application for Transfer of Real Estate Devised
Probate Court, Union County, Ohio.

Now comes Sarah L. Sanft, his wife and represents to the court that by the terms of the Last Will and Testament of Isaac W. Sanft, Deceased, late of said County, which Will was duly admitted to probate and record on the 19 day of April 1928 recorded in Vol. P. page 571 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:

Beginning at a stone in the center of the Delaware, & Bellefontaine Gravel Road, and in the north east corner to a lot of land formerly conveyed by Thomas Geersley to John Bant; thence with the westerly line said land, N. 30 East 48 ¹⁴/₁₀₀ poles to a stone corner to said lot in the westerly line of the N. Y. P. & O. R.R.

Thence with the said line S. 44. W. 38 ¹⁶/₁₀₀ poles to a stone corner to the lands owned by J. K. Shackery; thence with the east line of said land N. 1 ¹/₂ W. 70 ²⁸/₁₀₀ poles to a stone in the center of said gravel road; thence with the center of said gravel road N. 74 E. 50 ⁸⁰/₁₀₀ poles to the beginning containing eight acres more or less.

Excepting 40 ¹⁰⁰/₁₀₀ of an acre, deeded by T. J. Sanft and wife to Ida C. Sanderson, recorded in volume of Deeds V. 62, P. 464 in the records of Deeds of Union Co. Ohio also the following described real estate p. 4268-

Situated in the County of Union State of Ohio: Described as Beginning at the south-east corner of Robert C. Green's land, starting in the center of the gravel road so called, thence South 81° 25' W. 82 poles to the south west corner of Robert C. Green's land and south-east corner of Small Westshore land; thence South

11 E. 85 ¹/₂ poles to a stake and a stone thence N. 81° 25' E. 79 ¹/₄ poles to the center of the road to the corner of John Hearto and Benjamin Spillers lands; thence on a straight line to the beginning to contain 43 ¹/₂ acres more or less.

Also the following tract of land, situated in Union County, Ohio, and part of Survey, 4265 Described as beginning at 2 ashes and 1 Red oak tree north west corner of said Survey, thence S. 11. E. 85 ¹/₂ poles to a stake and corner to John C. Green land; thence N. 81° 21' E. 23 ¹/₄ to a stake and stone corner to Ira D. Green's land; thence North 12° W. 85 ¹/₂

poles to a stake and stone and the corner of Ira D. Burns land: thence South $81^{\circ} 20'$ N. $23\frac{1}{4}$ poles to the place of beginning, containing $17\frac{3}{4}$ 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 Sarah L. Sanaph, and that a certificate issue to her as by the statute in such cases made and provided.

Sarah L. Sanaph.

The State of Ohio Union Co. ss.

Sarah L. Sanaph being duly sworn says that the facts stated in the foregoing application are true as she truly believes.

Sarah L. Sanaph.

Sworn to before me and signed in my presence this 25th day of August, 1928.

W. H. Husted Probate Judge -
Journal #1, p. 461

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Aug. 8.
1928.

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Aug. 8.
1928.

In the Last Will, and Testament of Eli Foyle, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents, that Eli Foyle, late a resident of the Township of Dorr in said County, died on, or about the 30. day of July, 1921, leaving an instrument in writing, herewith produced, purporting to be his last Will, and Testament:

That the said Eli Foyle, died leaving Sallie Foyle, his widow who, has, since died and, the following named persons, his only next of kin, to-wit:

- Suzanna Perkins, daughter, Mansfield, Ohio.
- Leonard Foyle, son, Magnetic Springs.
- Clarence Foyle, G-son, Columbus, O.
- Malter Foyle, G-son, Mansfield, O.
- Conrad Foyle, G-son, " "
- Mabel Myers, G-daughter, New Dorr, "
- Dorothy Harnett, " " " " " " " " " " " "
- Vesey, " " " " " " " " " " " "
- Lu Foyle, G-son, " "
- Ernest Foyle, " " " " " " " " " " " "
- Theresa Foyle, " daughter, " "
- Clifford Foyle, " 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, resident in this State may be notified according to law, of the pendency of said proceedings
Leonard Foyle, Petitioner

Deo

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

Leonard Foyle.

Sworn to before me, and signed in my presence, this 8. day of August, 1928
W. W. Wasted, Probate Judge

Probate Court, Union County, O Aug. 8, 1928.

Filing of Will

This day an instrument of writing, purporting to be the last Will of Eli Foyle, late of Dorr Twp. 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 will be for hearing before this court on the 27 day of August 1928 at 1. P. M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator of State of Ohio
W. H. Haddad, Probate Judge

notice

notice of ^{and} consent to Probate.
Clarence Fogle, Columbus Ohio
Bernard Perkins

Wainor of notice ^{and} Consent to Probate.
Walter Fogle, Mansville O.
Dorothy Kernott, Strander O.
Mabel Myers, New Dover O.
Bernard Fogle, Mansville O.

Testimony of Witnesses

Testimony of Witnesses to Will.
Probate Court, Union County Ohio.
No. 11384.

The State of Ohio, Union County.
Personally appeared, in open court, Wm King and Jesse F. Conrad, 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 Fogle, deceased. Depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 22 day of April 1909, purporting to be the Last Will and Testament of Eli Fogle, 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 Eli Fogle, at the time of executing the same, was of full age, and of sound mind and memory, and, not under any restraint.

James F. Conrad, Magnolia Springs, O.
Wm King

Sworn to before me, and signed in my presence, by said witnesses in open court, this 27 day of Aug, 1928
W. H. Haddad, Probate Judge

Probate Court, Union County, O Aug. 27 - 1928,
Admitting to Probate & Record.

This matter came on, this day, further to be heard on the application of Leonard Fogle, to admit to

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probate and record the will of Eli Foyle, late of the Township of Dorr in said County deceased. heretofore filed in this Court.

It is now shown to the satisfaction of the Court, that said decedent died leaving no widow.

and that all the next of kin of said decedent, resident of this, have been duly served with notice of the filing of said Will, and of the application to admit it to probate and record in this Court pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

and Wm King and Jessie F. Board, the subscribing witnesses to said Will 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 the aforesaid instrument of writing is the last Will and Testament of said Eli Foyle, deceased; that it was duly executed and attested, and that the said testator at the time of signing said Will, was of lawful age, of sound mind & memory, and not under any restraint.

Therefore the Court orders the admitting of said Will 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

Will

In the name of the Everlasting Father of all, I, Eli Foyle, do make, and publish this my last Will and Testament.

Item 1st I give and devise to my beloved in law of her dower, my farm situate in Dorr Township Union County, Ohio containing about fifty acres during her natural life, or (as long as she remains my widow), and, all the stock, household goods, 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, selling so much thereof as may be sufficient to pay my just debts.

at the death of my said wife, the real estate aforesaid, I give and devise to my children Susannah Perkins, George Foyle, The heirs of

will

Shardon Fogle, William Fogle, and Leonard Fogle
to be divided equally among the five heirs.

In testimony hereof I have hereunto set my hand
and made my mark this 22-day of April in the
Year of 1909.

Eli ^{his}
X Fogle
Mark

Signed says mark and acknowledged by said Eli Fogle
as his last will and testament in our presence, ^{and}
signed by us in his presence.

Jim King

Jesse F. Courade

11382

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Aug 6
1928.

In the matter of the Will of Nancy E. Elbin, Deceased.
Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court, of said County:
Your Petitioner respectfully represents that Nancy E. Elbin late a resident of the Township of Paris in said County, died on or about the 14 day of June, 1928, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament.

That the said Nancy E. Elbin died leaving J. M. Elbin her widow who resides at Paris Ind. and the following named persons her only next of kin, to wit:

- Charles Elbin son, Mansfield, O.
- Quinn Elbin daughter " "
- Elizabeth Elbin " Dayton, "
- W. H. Elbin son, Wheeling W. Va.
- Ella Burson daughter Dayton, O.
- Grace (Elbin) Burson " " Mansfield, O.
- Franklin B. Elbin " " " "
- Orver Elbin 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, resident in this State may be notified according to law, of the pendency of said proceedings.
Chas. Elbin, Petitioner.

Carte

The State of Ohio, Union County, ss.
The above named Charles Elbin being just duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he verily believes.
Chas. Elbin

Sworn to before me, and signed in my presence,
this 6 day of Aug. 1928. (Seal) W. H. Husted, Probate Judge.

Filing of Will

Probate Court Union County O. Aug. 6 - 1928.
Filing of Will & order for hearing.
This day an instrument of writing, purporting to be the last Will of Nancy E. Elbin late of Mansfield, 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 will be for hearing before this Court, on the 12 day of Sept. 1928 at 10 A. M. and that due notice thereof be given 3 days prior to said hearing, to the widow & to the next of kin, resident of Ohio.
W. H. Husted, Probate Judge

11382

Notice ^{an.} Consent to Probate
 J. W. Elbin; Frankie Elbin; Grace E. Purson; Elizabeth
 V. Elbin; William H. Elbin; Ella E. Purson; Omar Elbin;
 Minnie Elbin; Chas Elbin.

Testimony
 of
 witness
 to
 will.

Testimony of Witnesses to Will,

Probate Court, Union County, Ohio
 The State of Ohio, Union County

Personally appeared in open Court, J. W. Elbin
 A. Allie K. 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 Nancy E. Elbin, 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 Nov. 1928 purporting
 to be the last Will and Testament of Nancy E. Elbin
 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 Nancy E. Elbin at the time of executing the same
 was of full age, and of sound mind and memory
 and not under any restraint.

Allie K. Reed.

J. W. Elbin

Known to before me, and signed in my presence, by said
 witnesses in open Court, this 6 day of Aug. 1928.

W. H. Husted, Probate Judge

Probate Court, Union County, O.

Sept. 12 - 1928

admitting to Probate ^{an.} Record.

admitting
 to
 Probate ^{an.}
 Record.

This matter came on this day further to be heard,
 on the application of Charles Elbin, to admit to probate
^{an.} record the will of Nancy E. Elbin, late of Township of
 Paris in said County, deceased, heretofore filed in
 this Court.

It is now shown to the satisfaction of the Court
 that said decedent died leaving J. W. Elbin widow
 and that all the next of kin of said decedent
 resident of Ohio, have been duly served with notice
 of the filing of said Will and of the application
 to admit it to probate and record, in this Court
 pursuant to a former order of this Court, or have
 waived notice and given consent to the probate of said Will.

And Allie K. Reed and J. W. Elbin the

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subscribing witnesses to said Will. 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 Nancy E. Elbin deceased, that it was duly executed and attested; and that said testator at the time of signing said Will, was of lawful age, of sound mind and memory and not under any restraint. Therefore the Court orders the authenticity of said Will to probate, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. H. Reed, Probate Judge

Will

Will

I Nancy E. Elbin of Paris Township, Union County, Ohio, do hereby make and publish this my last Will and Testament.

First:

I give and bequeath to my daughter Quirina Elbin, one thousand dollars.

Second:

I give and bequeath to my daughter Elizabeth Elbin one thousand dollars.

Third:

I give and bequeath to my daughter, Frankie B. Elbin one thousand dollars.

Fourth:

I hereby will and direct that the remainder of my estate after the payment of the three thousand before mentioned and all debts and expenses shall be divided equally among my eight children, share and share alike, namely, Charles Elbin, Quirina Elbin, Elizabeth Elbin, William B. Elbin, Ella Elbin, Bussow, Grace Elbin Bussow, Frankie B. Elbin and Omar Elbin.

Fifth:

I hereby appoint my son, Charles Elbin to be the Executor of this my last Will.

This 26. the day of November 1927.

Nancy E. Elbin,

We have hereunto signed our names as witnesses at the request of the Testator in her presence and in the presence of each other

Allie H. Reed

J. H. Elbin

11390
 Aug. 29
 1928

In the matter of The will of Elizabeth Eastmell, Deceased,
 Application for Probate of Will.
 Probate Court, Union County, Ohio.

To the Probate Court of said County:
 your petitioner respectfully represents, that Elizabeth Eastmell late a resident of the township of Paris in said County, died on or about the 24 day of August 1928, leaving an instrument in writing, herewith produced, purporting to be her last will and Testament:

That the said Elizabeth Eastmell died leaving no widow, and the following named persons, her only next of kin, to wit:

Chris Mader,	nephew	Marysville, I.
L. P. Mader	"	Portsmouth, I.
L. J. Mader	"	Marysville, O.
Arno Kishy	niece	Columbus, O.
Minnie Graham	"	Marysville, O.
Frank Mader,	nephew,	" "
Margaret Williams	niece	" "
Olava Louise Bishop	g. niece	" "
J. B. Bishop,	g. nephew	" "
Lucile B. Zimmerman	g. niece	" "
Elizabeth Bishop,	g. niece	" "
Bertha K. Samler,	niece	Marysville, I.
Paul Mader,	brother	Plain City, I.
John R. Mader,	brother	Marysville, I. R. 2
Conrad Mader,	"	" " 6
Barbara Schneider	sister	Plain City, O. 4
Lena Rausch,	"	Marysville O. 2
Kunigunda Rausch	"	" "
Andrew Schneider	nephew	" "
John L. " "	"	" "
Mary " "	niece	" "
Joseph " "	nephew	" "
Louis Fladt	niece	" "
George J. Schneider	nephew	" " 6
Elizabeth Ernest	niece.	" "
Edward J. Schneider	nephew.	" " 6
Leroy " "	g. " "	Athens, Miss.

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 resident in this State may be notified according to law of the pendency of said proceedings.
 Bertha K. Samler, Petitioner

Application

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The State of Ohio, Union County, ss.

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

Bertha K. Sammler,

known to before me, and signed in my presence, this 29. day of August, 1928. W. W. Husted, Probate Judge -

Filing

Probate Court, Union County, O. Aug. 29 - 1928.

Filing of Will and Order for Hearing.

This day an instrument of writing, purporting to be the last will of Elizabeth Eastmell, late of Mansfield 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 will be for hearing before this Court on the 10. day of Sept. 1928. at 1. P. M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testatrix of the State of Ohio. W. W. Husted, Probate Judge.

Wavers

Wavers of notice An. Consent to Probate.

- Alice Kirby Columbus, O.
- Minnie Graham Mansfield, O.
- Frank Mader " " "
- Margaret Williams " " "
- L. J. Mader " " "
- L. Mader Kidu " " "
- Clara Louise Bishop " " "
- Luella B. Singmaster " " "
- Elizabeth Bishop (for Luella Singmaster Edu)

Wavers

Wavers of notice An. Consent to Probate.

- Mary Schneider Mansfield, O.
- Andrew J. Schneider " " "
- Joseph Schneider " " P. O.
- John L. Schneider " " "
- Paul Mader " " "
- Geo. J. Schneider " " "
- Ellis Mader " " "
- L. P. Mader Portsmouth, O.

Wavers

Wavers and Consent to Probate

- Elizabeth A. Emmett Mansfield, Ohio
- John L. Mader " " P. O.
- Conrad Mader " " 6
- Lena Rausch " " 2.

11390

Kennigunda Ransch.
Barbara Schidner
Edward Schidner
Louisa E. M. Stadt.

Marysville Ohio. R. 2.
Marysville. R. 2.

Testimony
of
witnesses

Testimony of Witnesses to Will

Probate Court, Union County, Ohio
No. 11390.

the State of Ohio, Union County.

Personally appeared, in open court, Matilda Donohoe, 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 Cartmill, 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 July, 1923, purporting to be the Last Will and Testament of Elizabeth Cartmill 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 Elizabeth Cartmill at the time of executing the same, was of full age, and of sound mind and memory and not under any restraint

Matilda Donohoe,

Sworn to before me and signed in my presence
by said witnesses in open Court, this 11 day of Sept. 1928.

W. H. Husted, Probate Judge -

Proof of
Signature
of
witness

Proof of Signature of Witnesses to Will

Probate Court, Union County, Ohio

Personally appeared in open Court, Carrie M. Kornick and Matilda Donohoe, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Elizabeth Cartmill, deceased, depose and say: that J. M. Donohoe, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Elizabeth Cartmill deceased, hereto annexed, has since the date of said Will July 26 - A. D. 1923, died. That we are each of us well acquainted with the hand writing and signature of said deceased, witness and that the signature of said J. M. Donohoe, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased, witness

Matilda Donohoe

Carrie M. Kornick.

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Sworn to before me, and signed in my presence in open Court this 11-day of Sept 1928.

(Seal) W. Husted, Probate Judge

admitting Journal Entry: Admitting to Probate & Record, Probate Court, Union County, O. Sept. 11-1928

Probate Record

Be it Remembered that heretofore to wit on the 29 day of Aug. 1928 an instrument of writing purporting to be the last will and testament of Elizabeth Costmell 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 & 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 J. M. Donohoe one of the subscribing witnesses to said Will has since the date of said Will, Feb. 26-1923 died.

Whereupon Carrie H. Hornback & Matilda Donohoe appeared in open Court and were duly sworn and examined according to law touching the genuineness of the signature of said J. M. Donohoe attached to said Will.

Whereupon this day came Matilda Donohoe the other subscribing witness to said Will and testified as to the execution and attestation of said Will. Her 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 Costmell deceased that the same was duly executed and attested, and 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 Bertha H. Samler pay the costs \$ 8.00

W. H. Husted

Probate Judge

11390

Last Will and Testament,

I, Elizabeth Cartmell, of the village of Marysville 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 Robert Williams Emmert, Ernest George Emmert, and Bertha Elizabeth Emmert, the three children of Elizabeth A. Emmert, each, the sum of Five Hundred Dollars, in Liberty Bonds, or the total sum of Fifteen Hundred Dollars.

Third:

I give, and Bequeath one Hundred Dollars in Liberty Bonds, to the Ladies Missionary Society of the Trinity Lutheran Church, of Marysville, Ohio, to belong to it absolutely.

Fourth:

I give, Devise and Bequeath to my niece, Bertha K. Sammler, the house and lot where she and I have been making our home in said Marysville, Ohio, with all house-hold goods, and other personal property therein contained: also one thousand Dollars in Liberty Bonds, and my undivided one-half interest in an unregistered Sixteen Hundred Dollar Liberty Bond, she being the owner of the other undivided one-half thereof, all to be hers absolutely ^{and} in fee-simple.

Fifth:

All the rest and residue of my estate, be the same real, personal or mixed, I hereby give, devise and bequeath to said Elizabeth A. Emmert, and Bertha K. Sammler, in equal shares, shares ^{and}, share alike to be theirs absolutely, and in fee-simple.

I do hereby nominate and appoint said Bertha K. Sammler, of Marysville, Union County, Ohio, executrix of this my Last Will, and Testament, and to serve without Bond.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name, at Marysville, Ohio, this 26th day of February, in the year of our Lord One thousand Nine hundred ^{and} twenty-three.

Elizabeth Cartmell,

11390

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11390 The foregoing instrument was signed at the end thereof by the said Elizabeth Bartmell in our presence, and will we heard her acknowledge the same, as her Last Will and Testament, and, at her request and, in her presence we hereto respectively subscribe our names as attesting witnesses, at Marysville, Ohio, this 26th day of February A. D. 1923

J. M. Donohov. resides at. Marysville, O., Ohio.
 Matilda Donohov resides at. Marysville, Ohio.

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11403
Sept. 15-
1928.

In the matter of The Last Will and Testament of
Dora Grubbs, Deceased.

Application for Probate of Will,
Probate Court, Union County, Ohio,
To the Probate Court of said County:

Your petitioner respectfully represents that Dora
Grubbs, late a resident of the township of Allen
in said County, died on or about the 11- day of
Sept. A.D. 1928, leaving an instrument in writing,
herewith produced, purporting to be her last Will and
Testament:

Application

That the said Dora Grubbs died leaving
no widow and the following named persons, her
only next of kin, to-wit:

Mabel Robinson daughter Springfield, Ohio
Leroy Grubbs son 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
resident in this State may be notified according
to law of the pendency of said proceedings.

Leroy Grubbs, Petitioner.

The State of Ohio, Union County, ss.

Oath

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

Leroy Grubbs.

Sworn to before me, and signed in my presence,
this 15- day of Sept., 1928

(S) W. W. Husted, Probate Judge

Waiver

We, the undersigned, and next of kin of the within
named decedent, hereby waive further notice ^{or} consent
to probate of said Will.

Dated this 15- day of Sept. 1928.

Mrs Mabel Robinson.

Leroy Grubbs.

Probate Court, Union County O. Sept. 15- 1928

Filing of Will ^{and} order for hearing

Filing

of Will

This day an instrument of writing, purporting
to be the last Will of Dora Grubbs, late of
Allen Township in this County, deceased, was
produced in open Court and application made
for Probate. It is now ordered, that the

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Testimony
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Witnesses

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said Will be filed in this Court, and, that said application will be for hearing before this Court on this the 15 day of Sept. 1928 at ten o'clock A.M., all next of kin having received notice,
W.T. Husted, Probate Judge

Testimony of Witnesses to Will

Probate Court, Union County, Ohio

No. 11403.

Testimony of Witnesses

The State of Ohio, Union County.

Personally appeared in open Court, Gertrude McAdow and Clara Huber, 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 Dora Grubbs, 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 May, A.D. 1928 purporting to be the Last Will and Testament of Dora Grubbs, 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 Dora Grubbs at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Clara Huber.

Marysville Ohio.

Gertrude McAdow

Marysville Ohio.

Done to before me, and signed in my presence, by said witnesses in open Court this 15 day of Sept. 1928.

W.T. Husted, Probate Judge

Journal Entry:

(Admitting to Probate and Record)

Probate Court, Union County, O. Sept. 15 - 1928.

Admitting to

Probate &

Record.

This matter came on this day further to be heard, on the application of Lorry Grubbs, to admit to probate and record the Will of Dora Grubbs, late of the village of Pottersburg in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court, that said decedent died leaving no widow and that all the next of kin of said decedent resident of Ohio, having been duly served with notice of the filing of said Will and of the application to admit it to probate and record, in this Court pursuant to a former order

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of this Court, or have waived notice and given consent to the probate of said Will.

And Clara Cuber and Geraltine McAdow, the subscribing witnesses to said Will, 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 Dora Grubbs, deceased, that it was duly executed and attested, and 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.

Therefore, the Court orders the admitting of said Will to probate, and that it together with the said testimony of the witnesses above named, be entered of record in this Court. W. W. Dusted, Probate Judge

Will

Last Will and Testament.

In the name of the Benevolent Father of all, amen: I, Dora Grubbs, of the village of Pattenbury, County of Union, and State of Ohio, being about 70 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 Mabel Robinson the Two Thousand Dollar note given by A. G. Robinson and Mabel Robinson to be hers in fee simple.

Third:

The rest and residue of my estate to go, to Lerry Grubbs and Mabel Robinson, in equal parts, share, and, share, alike.

In Testimony whereof I have hereunto set my hand, to this my last Will and Testament, at Marietta this 14th day of May, in the year of our Lord, one thousand nine hundred, and Twenty-seven.

Dora Grubbs.

The foregoing Instrument was signed by the said Dora Grubbs, in our presence, and, by her, published

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and declared, as and 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 Marysville this 14. day of May, 1927.
 Gudatine M. Adow. Clara Kumber.

11405 In the matter of the Will of Cabot S. Broadwell, deceased;
 Sept. 17. Application to Admit to Record authenticated copy
 1928. of Will and Order of Probate.
 Probate Court, Union County, Ohio.
 application

To the Probate Court of said County:
 Your petitioner respectfully represents that Cabot S. Broadwell late of Osborn, Greene County, died testate on or about the 30. day of December, A.D. 1927; that his Will was duly proved and allowed in Greene County, Ohio, and that said Cabot S. Broadwell, died leaving no widow.

The following named persons are interested in said Will, as next of kin or otherwise, to wit:

- | | | |
|------------------------|--------------|-------------------|
| Farmine Hale. | sister | Pittsburg, Kan. |
| Clara Graves | nephew. | Bill Brook, Jr. |
| Harvey Kittridge | " | Dayton, O. |
| Jeanette Kittridge | Widow niece. | Short Hills, N.J. |
| Helen Kittridge | " | Dayton, Ohio. |
| Helen Satter Metzger | " | Brockland, Calif. |
| Junius Walker Babcock. | " | Fargo, N.D. |

Your petitioner herewith produces an authenticated copy of said Will and of the order of probate thereof. He further represents that said Will relates to property in the State of Ohio, a part of which property is situate in Union County, Ohio.

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

Harvey G. Kittridge.

The State of Ohio, Union County.
 Oath. Harvey G. Kittridge petitioner being duly sworn says that the facts stated and allegations contained in the foregoing application are true, as he verily believes.
 Harvey G. Kittridge

Sworn to before me, and signed in my presence, this 17. day of Sept. 1928.
 Geo. W. Husted,
 Probate Judge.

11405

Order admitting to Record Authenticated Copy
of Will, and Order of Probate.

admitting
authenticated
copy

Probate Court, Union County, Ohio
Sept. 17- 1928.

This day Harry G. Kitzridge appeared in open court, and produced an Authenticated Copy of the Will of Caleb S. Broadmill, late of Green 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 proved and allowed in Green County 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 Record of Wills of this office; and it is further ordered, that said Harry G. Kitzridge pay the costs \$3.00.

W. H. Husted, Probate Judge

Probate Court, Green County, Ohio
Application to admit to Probate

application
to
Probate

Your petitioner respectfully represents, that Caleb S. Broadmill, late a resident of Storm, Green Co. O., died on the 30. day of December, A. D. 1927, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Caleb S. Broadmill, died leaving Fannie Hale, a sister whose post office address, is, 5752 Ellsworth Ave., Pittsburg Pa., and the following named persons, his only next of kin, to-wit:

- | | | |
|---------------------------|---------|--------------------|
| Clem Gravo, | nephew, | Bellbrook O. |
| Harry Kitzridge, | " | Dayton, O. R. 7 |
| Jeanette Kitzridge Watson | niece | Shosh. Falls W. V. |
| Welen Kitzridge | " | Dayton, O. R. 7 |
| Welen Salter Metzger, | " | Woodland, Calif. |
| Jamie Waesler Batsch | " | Hargo. W. D. |

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

Harry G. Kitzridge.

The State of Ohio, Green Co. ss.

Case

Harry G. Kitzridge, being first duly sworn, says that the facts stated and allegations contained in the foregoing application are true

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Probate Court
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as he truly believes

Harry G. Kittredge

Known to by the said Harry G. Kittredge before me, and by him signed in my presence, this 9. day of July, 1928.

Hubert A. Estabrook, Notary Public.
Montgomery Co. Ohio.

Last Will and Testament

of
Calab. S. Broadmill

Will

I, Calab. S. Broadmill, of the village of Estown, County of Greene, 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.

Item I.

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. I also direct my executor to purchase and erect a monument (unless I shall have already erect. it) for myself and my beloved wife Sarah C. Broadmill on our burial lot, which monument shall not cost more than \$500.

Item II.

I give, devise and bequeath to my executor hereinafter named, in trust, all of my property, real and personal, of every kind and description, and wherever situate, to be held and used by him during the life of my wife, Sarah C. Broadmill, upon the following trusts, to wit:

I give, bequeath and devise to my beloved wife, Sarah C. Broadmill, should she need or desire the same, the entire net income from all of my estate so long as she may live. If for any reason, the net income of my estate shall not be sufficient to amply support my said wife, then my said executor is hereby authorized, in the exercise of his discretion, to use so much of the principal of my estate as shall be needed for such purposes.

Said executor is specifically directed to do all things which may be necessary to the support and comfort of my said wife, and, if the incomes from my estate is not sufficient to amply provide my wife with everything necessary to her health and comfort, he is hereby directed to use the principal of said estate as above mentioned,

1905 - that my executor shall sell and convert into cash immediately upon my death, all my 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 death, after my said executor shall have converted my estate into cash as directed herein. I command that the total amount of cash thus realized, after all expenses of administration, charges against my estate, my just debts and the cost of the monument provided for herein are paid, shall be divided by one (100) hundred, thereby dividing my estate into one (100) hundred shares.

I thereby give and bequeath to the following named persons, the number of shares set opposite their respective names, to wit:

- To my nephew Oless Graves Senior (7) shares;
- To my sister Harriet S. Walker Inver (12) shares;
- To my nephew Harry Kitridge In (2) shares;
- To my niece Janette Kitridge Three (3) shares;
- To my niece Helen Kitridge Three (3) shares;
- To my sister Lizzie Saller Seven (7) shares;
- To my niece Helen Saller Four (4) shares;
- To my sister Fannie Hale Four (4) shares;
- To my wife's sister Elizabeth Inff. Fourteen (14) shares;
- To my wife's niece Susan Zimmerman Four (4) shares;
- To Susan Zimmerman's son, Caleb Zimmerman Two (2) shares;
- To my wife's niece Ella Inff. Four (4) shares;
- To Ella Inff's daughter Alice Inff. Two (2) shares;
- To my wife's niece Anna Ross Four (4) shares;
- To my wife's niece Clara Wolfe Four (4) shares;
- To my wife's niece Vera Wolfe Four (4) shares;
- To my wife's niece Blair Wolfe Four (4) shares;
- To my sister Mary Kitridge Three (3) shares;
- To my wife's niece Laura Johnston Three (3) shares;
- To Isabelle Gervin, daughter of Laura Johnston, Three (3) shares;
- To my wife's niece Alice Herring Four (3) shares;
- To my wife's nephew Charles Hoffman, one (1) share;
- To my wife's nephew Simon Hoffman one (1) share;
- To the Union Church of near Byron, Ohio, Two (2) shares;

Item V.

I hereby nominate and appoint my nephew Harry G. Kitridge, the executor of this my last will and testament, hereby authorizing and empowering my said executor 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

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at private or public sale, at such prices, and upon such terms of credit or otherwise, as he may deem best, the whole of my real estate and personal property, and to execute, acknowledge, and deliver deeds and other proper instruments, of Conveyance, thereof, to the purchaser or purchasers.

Will

I further empower, and authorize my said executor to have full control of my real estate pending the time it shall be sold by him, giving and granting unto him, my said executor, power, to let and lease the same, if it should become necessary to do so, pending a sale of the same, and to collect the rents and profits from said real estate under any lease or leases, which he may make.

In Witness Whereof, I have hereunto set my hand, at Osborn, Ohio, this 25th day of June, 1919.

(Signed) Caleb S. Broadmill.

Signed, and acknowledged by the said Caleb S. Broadmill 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 Osborn, Ohio, this 15th day of July, 1919.

(Signed) Minna L. Rice, Residing at Osborn, Ohio.

(Signed) Morris D. Rice, Residing at Osborn, Ohio.

Codicil

Codicil.

I, Caleb S. Broadmill, of the village of Osborn County of Griggs, State of Ohio, do hereby make, judicial and declare, this Codicil to my last Will and Testament dated 25th day of June, 1919.

I hereby revoke the devise of seven (7) shares to my nephew Glenn Grays, and in lieu thereof I hereby give and bequeath one (1) of the shares in my last Will mentioned, to the said Glenn Grays.

My sister Harriet S. Walker, having since died I hereby revoke said bequest. My wife's niece, ^{Phaura} Johnston having since died, I hereby revoke said bequest.

I hereby substitute the following to be deemed and taken as if originally inserted in said Will, to wit:

I hereby give and bequeath to the following named persons and Church, the number of shares set opposite their respective names, to wit:

- To my sister Fannie Hale Four (4) shares.
- To my niece Jennie Walker Babcock Four (4) shares.
- To my niece Gertrude K. Watson Three (3) shares.
- To my niece Helen Satter Hezger Three (3) shares.
- To my the Union Church of near Byron, Ohio, in addition to the bequest made in my said Will.

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11405- Donee (7) shares.

In the event of the death of the legatees named in my said Will and this Codicil, said legacy shall lapse and the portion of my estate which such legatees would have taken hereunder shall be divided equally among the surviving legatees named herein.

I hereby ratify and confirm the appointment of my nephew Harry G. Pittbridge as executor of my said last Will and Testament, and of this Codicil, and if he finds that he needs the services of an attorney in the settlement of my estate, I recommend to him Morris D. Rice, of Bborn, Ohio.

I hereby ratify and confirm my said Will in all other respects.

In Witness whereof, I have hereunto set my hand this 3-day of December, 1925,

(Signed) Caleb S. Broadwell.

Signed and acknowledged by the said Caleb S. Broadwell, as and for a Codicil to his last Will & 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 23-day of December, 1925.

(Signed) Mina L. Rice Residing at Bborn, Ohio.
Morris D. Rice " " " "

Certificate to Copies

The State of Ohio, Greene Co., ss. Probate Court, J. S. C. Wright, Judge and ex officio Clerk of the Probate Court, within and for said County, having custody of Files, Journals, and Records of said Court, do hereby certify that the foregoing is a true copy of the last Will and Testament of Caleb S. Broadwell, deceased, together with the Application for Probate thereof, 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 Xenia Ohio, this 15-day of September a.d. 1928.

J. S. C. Wright Probate Judge, Greene Co., Ohio.

(Seal)

By A. E. Myers,

Deputy Clerk

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Sept. 12.

In the matter of The Will of John A. Mader, Deceased.
Probate Court, Union County, Ohio.

1928. To the Probate Court of said County:

Your petitioners respectfully represents, that John A. Mader late a resident of the township of Paris in said County, died on or about the 4. day of Sept. 1928. leaving an instrument, herewith produced, purporting to be his last Will and Testament

That the said John A. Mader, died leaving Elizabeth Mader, his widow, who resides at Marysville and the following named persons, his only next of kin, to wit:

Marysant Williams	daughter.	Marysville, Ohio.
Frank Mader.	son.	Marysville, Ohio.
Clara Blumenschein	daughter.	Chicago, Ill.
Chris Mader	son.	Marysville, Ohio.
Aunt Hilda	daughter.	Columbus, Ohio.
Miriam Graham.	daughter.	Marysville, Ohio.
Walter Mader.	son.	Tampa, Fla.
Louise Mader.	son.	Marysville, Ohio.
Luther Mader.	son.	Potomac, Ohio.
Lucile Bishop Dingman.	4. daughter.	Marysville "
Elizabeth Bishop	3. daughter	" "
Clara Louise Bishop	" "	" "
Bernard Bishop	son.	" "

application

Your petitioners offers said Will for Probate & 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 Mader, Petitioner.

The State of Ohio, Union County, ss.

The above named Frank Mader being first duly sworn, says that the facts stated and alleged in the foregoing application contained, are true as he truly believes

Frank Mader

Sworn to before me, and signed in my presence, this 12-day of Sept. 1928.

W. H. Husted Probate Judge.

Probate Court, Union County, O. Sept. 12-1928.

Filing of Will and Order for Hearing.

This day an instrument of writing, purporting to be the last Will of John A. Mader, late of Marysville, Paris Township, in this County, deceased was produced in open Court and application made for Probate.

It is now ordered, that the said

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11398 Will be filed in this Court, and that said application will be for hearing before this Court on the 18th day of Sept. 1928, at two o'clock P.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator, Resident of the State of Ohio. W.H. Huastek Probate Judge

Waiver
Waiver of notice.
Luther P. Mader. 1105 - 23rd Portsmouth, O.

Waiver
Waiver of notice
Mrs Ann Kirby

Waiver
Waiver of notice.
L. J. Mader Marysville, O.
L. J. Mader Esq. C. Louise E. P. J. Bishop Marysville O.
Margaret Williams Marysville O.
Minnie Graham " "
Lucille T. Sigmund " "
Elizabeth Bishop " "
Mrs. Lucille Sigmund " "
Chris. Mader " "
Frank Mader " "

Testimony
of
Witnesses
Testimony of Witnesses to Will
Probate Court Union County Ohio
no. 11398.

The State of Ohio, Union County.
Personally appeared in open Court A. H. Kalleprach & Valentine Gollener, 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 A. Mader, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 29th day of Oct. 1925, purporting to be the Last Will and Testament of John A. Mader 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 John A. Mader, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.
A. H. Kalleprach,
Valentine Gollener.

11398

sworn to before me, and signed in my presence, by said witnesses in open court, this 18. day of Sept., 1928.
W. H. Husted, Probate Judge

Journal Entry: Admitting to Probate, ^{an} Record.

admitting
to
Probate
^{an}
Record.

Probate Court, Union County, O Sept. 18th 1928.
This matter came on this day further to be heard on the application of Frank Mader, to admit to probate ^{an} record, the will of John A. Mader late of the village of Marysville in said County, deceased, heretofore, filed in this Court.

It is now shown to the satisfaction of the Court that said decedent, died leaving Elizabeth Mader, widow, ^{the} that all the next of kin, of said decedent, resident of Ohio, have been duly served, with notice of the filing of said will, and of the application to admit it to probate and record in this Court.

pursuant to a former order of this Court, or have waived notice and consent to the probate of said will.

And A. K. Kallepate ^{an} Valentine Jollner, the subscribing witnesses to said will, 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 John A. Mader, deceased; that it was duly executed and attested; and, 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.

Therefore, the Court orders, the admitting of said will 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,

Will

I, John A. Mader being of sound mind and memory do make and publish this as my last will and testament hereby revoking all last wills and testament made by me heretofore.

Then first my wish and will is that

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11398 all my just debts be paid out of my estate as soon as it can be conveniently done.

Item second. I give devise, and will to my beloved wife the real estate I now or may hereafter acquire during her natural life. She is also to have all my personal property of whatever nature the same may be. I do not want the real estate sold inside of one year unless the said wife Elizabeth and heirs agree to disposing of the same, and can invest the proceeds to better advantage to be fully satisfied with the sale and if she does not want to dispose of the same, she is to continue to occupy and control the same, as long as she lives, as above stated.

Item third

After the death of my wife Elizabeth Mader, I want the real estate or what has been realized from the same, if sold to go to my children named as follows: John and John, Talike, Margaret Williams, Frank Elizabeth Bishop, Clara Blumenschein, Christoph, Anna, Minnie Graham, Walter A. Luther Mader.

I hereby nominate and appoint Frank Mader as executor of this my last Will & Testament without bond.

I have hereunto set my signature to this my last Will and Testament, this 29. day of October 1925.

John A. Mader.

Signed by said John A. Mader as his last Will and Testament in our presence, this 29 day of October 1925.

A. H. Kallefrath.

Patentius Zollner.

Witnesses,

11406
Sept. 19.
1928.

In the matter of the Will of William C. Amer. Deceased
Application for Probate of Will
Probate Court, Union County, Ohio

To the Probate Court of said County:
your petitioner respectfully represents that William C. Amer, late a resident of Township of Paris in said County, died on or about the 24 day of Aug. 1928. leaving an instrument in writing, herewith produced, purporting to be his last Will & Testament.

Application

That the said William C. Amer. died leaving Lydia Amer, his widow, who resides at Marysville, Ind. the following named persons, his only next of kin to-wit:
Harry V. Amer. son. Charleston West Va.
Valeta Amer. daughter Columbus O
Estella Amer " " " "
Luther W. Amer. 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, resident in this State may be notified according to law of the pendency of said proceedings.

Lydia Amer. Petitioner,

The State of Ohio, Union County, ss.

Oath

I, the above named Lydia Amer, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as she truly believes

Lydia Amer.

sworn to before me and signed in my presence, this 19 day of Sept. 1928.

W. H. Husted. Probate Judge

Witness

The undersigned next of kin of the within named decedent hereby waive further notice, & consent to the probate of said Will.

Estella Amer. Valeta Amer. L. W. Amer.

Probate Court, Union County, Ohio. Sept. 19 - 1928.

Filing of Will, and order for hearing.

Filing

This day an instrument of writing purporting to be the last Will of William C. Amer, 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 will be for hearing before this Court, on the 26 day of Sept. 1928. at 1 P. M. and that due notice thereof be given 3 days prior to said hearing to the widow, & next of kin of the testator, resident of the State of Ohio.

W. H. Husted. Probate Judge

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Testimony of Witnesses

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Testimony of Witnesses to Will.

Probate Court, Union County, Ohio,
No. 11406.

Testimony
of
Witnesses

The State of Ohio, Union County.

Personally appeared in open Court Julia C. Wilhelm
and Georgia F. Watts, 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 Wm. C. Auer, deceased, depose and say:

That they were present at the execution of the
instrument of writing now before them bearing date the
20-day of August A. D. 1928, purporting to be the
Last Will and Testament of Wm. C. Auer, 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
said time and place, and heard him acknowledge the same
to be his Will; and, that said Wm. C. Auer at the time
of executing the same, was of full age, and of sound
mind and memory, and not under any restraint,
name: Julia C. Wilhelm, 214 E. Gay St.,
Georgia F. Watts 1414 Mulford Rd.

Sworn to before me, and signed in my presence, by
said witnesses in open Court, this 16-day of Sept. 1928.

W. H. Husted, Probate Judge

Probate Court, Union County, O. Sept. 26-1928.

Admitting to Probate & Record.

Admitting
to

Probate
&

Record.

This matter came on this day further to be heard,
on the application of Lydia Auer, to admit to
probate and record the Will of William C. Auer, late of
the village of Maupville, in said County, deceased, heretofore
filed in this Court.

It is now shown to the satisfaction of the Court, that
said decedent, died leaving Lydia Auer, widow,
and that all the next of kin of said decedent
resident of Ohio have been duly served with notice
of the filing of said Will and of the application
to admit it to probate & record, in this Court pursuant
to a former order of this Court, or have waived notice
& given consent to the probate of said Will.

and Julia C. Wilhelm & Georgia F. Watts the
subscribing witnesses to said Will, this day appeared, in
open Court, and, having been duly sworn, testified
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

Wm. C. Auer,
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instrument of writing, is the last Will and Testament of said William C. Auer deceased: that it was duly executed, attested, and that the said testator at the time of signing said Will was of lawful age, of sound mind, and memory, and not under any constraint.

Therefore, the Court orders the admitting of said Will 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.

Last Will and Testament of William C. Auer.

Will

I, William C. Auer, of Mansville, Union County, Ohio, being of full age, and sound mind and memory, do make, publish and declare this to be my last Will and Testament, hereby revoking all Wills or Codicils at any time heretofore made by me.

Item I.

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

Item II.

All the property, real and personal, of every kind and description, whatsoever, situate, which I may own or have the right to dispose of at the time of my death: I give, devise and bequeath to my wife, Lydia Auer, absolutely and in fee simple.

Item III.

I make, nominate and appoint my wife, Lydia Auer, to be the executrix of this my last Will and Testament, hereby authorizing and empowering my said Executrix to compound, compromise, settle and adjust all claims and demands in favor of, or against 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 or personal property, and to execute, acknowledge, and deliver deeds and other proper instruments of conveyance thereof to the purchaser or purchasers. No purchaser from my Executrix need see to the application of the purchase money to or for the purposes of the trust, but the receipt of my Executrix shall be a complete discharge and acquittance therefor.

I request that no bond be required of my Executrix.

In Witness Whereof, I have hereunto set my hand.

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Sept. 26

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at Columbus, Ohio. this 20-day of August, 1928.
William C. Aurr.

Signed by the said William C. Aurr, and by him acknowledged to be his last Will and Testament. before us and in our presence, &c. by us subscribed as attesting witnesses in his presence and at his request and in the presence of each other, this 20-day of August, 1928.

Julia C. Wilhelm 214 E. Esay St. Col. O.
Georgia F. Watts 1415 Inneford R.D.

11406
Sept. 26
1928

In the matter of the Will of William C. Aurr. Deceased.

Widow's Election.

Probate Court Union County, Ohio.

I the undersigned, widow of William C. Aurr. late of Paris 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.

Lydia Aurr.

Whereupon the Court ordered the said election of said Lydia Aurr to be entered upon its minutes in the words and figures following, to wit:

Sept. 26 - 1928.

Election.

Election

This day personally came into open Court Lydia Aurr, widow of said William C. Aurr. deceased, & applied to make her Election whether to take or not to take under the Will of said William C. Aurr. 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 &c. 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. H. Husted,

Probate Judge

11404
Sept. 15/1928.

In the matter of the Will of Marion Hopkins, Deceased,
Application for Probate of Will.

Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Marion Hopkins, late a resident of the Township of Paris in said County, died on or about the 12. day of Sept. 1928, leaving an instrument in writing, here with produced, purporting to be his last Will and Testament:

That the said Marion Hopkins died leaving as widow & the following named persons, his only next of kin, to-wit:

- Clara Surdygors, daughter, Mansville, Ohio.
- Edith Hopkins Schenck, " " " " " " " " " " " "
- Bertha Hopkins Leonard, " " " " " " " " " " " "

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.

Clara H. Surdygors, Petitioner

The State of Ohio, Union County, ss.

Oath

The above named Clara H. Surdygors, being just duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.

Clara Hopkins Surdygors.

Sworn to before me, and signed in my presence, this 15. day of Sept. 1928.

W. J. Husted, Probate Judge.

W. The undersigned, next of kin of the within named decedent hereby gives further notice & consent to the probate of said Will.

Dated this 15. day of Sept. 1928.

Bertha H. Leonard, Edith H. Schenck.

Probate Court Union County, O. Sept. 15th 1928.

Filing of Will & Order for Hearing.

Filing

of

This day an instrument of writing, purporting to be the last Will of Marion Hopkins, late of Mansville Paris Township, in this County, deceased, was produced, in open Court, and application made for Probate.

It is now ordered, that the said Will

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be filed in this court and that said application will be for hearing before this court on the 25 day of Sept. 1928 at 7 P.M. and that due notice thereof be given 3 days prior to said hearing to next of kin of the testator resident of the State of Ohio.

W. H. Husted

Probate Judge -

Testimony of Witnesses to Will

Probate Court Union Co. Ohio

no. 11404

The State of Ohio, Union County,

Personally appeared in open court Annette M. Miller and Oliver M. Brandell 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 Marion Hopkins deceased depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 29 day of Nov. 1926 purporting to be the Last Will and Testament of Marion Hopkins 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 Marion Hopkins at the time of executing the same was of full age, and of sound mind & memory, and not under any restraint.

Annette M. Miller

From Ohio

Oliver M. Brandell

Columbus, Ohio

Sworn to before me and signed in open court

this 24 day of Sept. 1928

W. H. Husted Probate Judge

admitting to

Probate Court Union County O. Sept. 25 - 1928

Admitting to Probate and Record

Probate Record

This matter came on this day further to be heard on the application of Clara Hopkins Snodgrass to admit it to probate and record the Will of Marion Hopkins late of the Village of Marysville in said County, deceased, heretofore filed in this court.

It is now shown to the satisfaction of the Court that said decedent died leaving no widow and that all the next of kin, President of

11404

Ohio, have been duly served with notice of the filing of said Will and of the application to admit it to probate, and record in this Court pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

And, Annette M. Miller ^{aw}, Oliver M. Brandell, subscribing witnesses to said Will, 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 ^{aw} Testament of said Marion Hopkins deceased; that it was duly executed ^{aw} attested; and 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.

Therefore the Court orders the admitting of said Will to probate, and that it together with the said testimony of the witnesses above named, be entered of record in this Court.

W. Husted, Probate Judge

Last Will, and Testament

Will

I, Marion Hopkins, of the Village of Mansfield, County of Union, and State of Ohio, do make, and publish, this my Last Will ^{aw} 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 Daughter, Clara B. Suddow, all of my estate real, and personal because she understands fully all my wishes, and I nominate her the Executor, without Bond.

Done at Mansfield, O. November, 29 - 1926.

Marion Hopkins.

The foregoing instrument was signed at the end thereof by the said Marion Hopkins, in our presence, and we heard him acknowledge the same, as his last Will ^{aw} Testament, and at his request and in his presence, we hereunto, respectively subscribe our names as attesting witnesses, at Mansfield, O. this 29. day of November, 1926.

Annette M. Miller

Oliver M. Brandell.

11308
Sept. 29
1928.

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11308
Sept. 29
1928.

In the matter of the Will of J. W. Sawaft. Deceased.
Application for Transfer of Real Estate Devised.
Probate Court Union County, Ohio.
no. 11308.

Now comes Sarah L. Sawaft and represents to the Court that by the terms of the Last Will and Testament of J. W. Sawaft. Deceased. late of said County, which Will was duly admitted to probate and record on the 16 day of April 1928. and recorded in Vol. 5. page 570. of the Records of Wills of said County, she is devised all the certain real estate belonging to said deceased 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 County of Union and the State of Ohio, and the Township of Taylor, in Survey No. 5778. Beginning at a stone in the center of the Delavan and Bellefontaine Gravel Road, and in the north-east corner to a lot of land formerly conveyed by Thomas Yearely, to John Parist thence with the Westerly line of said land 11 30 East 48 12/100 poles to a stone corner to said lot in a westerly line of the N. Y. P. & O. railroad thence with the said line S. 44 W. 38 1/100 poles to a stone corner to the lands owned by J. B. Shackery thence with the east line of said land N. 1/2 W. 70 28/100 poles to the place of beginning. Containing eight acres, more or less, excepting 40/100 of an acre, deeded by J. W. Sawaft and wife to Ida C. Sawaft ^{depon} Recorded in Vol. of Deeds no. 62. page 464 in the Record of Deeds of Union Co. Ohio.

Survey No. 5778, also the following described real estate situated in the State of Ohio, County of Union and Township of Taylor, described as follows: Beginning at the southeast corner of Lot no. 3 as subdivided by Lyne Starting Jr. thence with the South line of said Lot no. 3. to the South west corner of said Lot no. 3. thence, and from the beginning with the east and West lines of said Lot northerly so far that a line parallel to said South line will include 40 acres, off the South end of said Lot no. 3. (excepting therefrom four (4) 46/100 conveyed by Robert C. Green, and Mary C. Green, his wife, to the Atlantic and Great Western Railroad

Company July 22-1864. also Fifteen and $50/100$ acres. Deeded by the said J. M. Saufb. to Ida C. Sanderson, leaving in said described tract, fifteen $84/100$ acres, more or less.

Also the following described real estate situated in the State of Ohio, in the County of Union and the Township of Taylor in Survey, No. 4265. Beginning at the south east corner of lands, formerly owned by Robert C. Green, starting in the center of the Green road so called. Thence, S. 78. 25' West 82 rods to the south west corner of said Robert C. Green's land, and south east corner of lands, formerly owned by Samuel Hartshorn, Thence, S. 11 E. 85 $1/2$ poles to a stake and stone. Thence, north 81 25' E. 79 $1/4$ poles to the center of the road at the corner of John Heaths of Benj. Spillers land. Thence, in a straight line to the Beginning.

Containing Forty three and one-half acres of land, more or less.

Also the following tract of land situated in the State of Ohio, in the County of Union, and in the Virginia Military Survey, No. 4265. Bounded, and described, as follows:

Beginning at Two ash and one Red oak Tree north west corner of said Survey thence: S. 11 E. 85 $1/2$ poles to a stake and corner to lands formerly owned by John C. Green. Thence, north 81 21' E. 23 $1/4$ poles to a stake and stone corner, to lands, formerly owned by Ira D. Green, Thence: N. 12. W. 15 $1/2$ poles to a stake and the corner of said Ira D. Green's land; Thence S. 81 21' W. 23 $1/4$ poles to the place of beginning.

Containing three and three fourths acres more or less excepting.

Therefrom $87/100$ acres, which was conveyed by J. J. Saufb. and Elizabeth Saufb. his wife, to the Atlantic & Great Western Railroad Co., July 2, 1864

Also excepting

$3\frac{1}{2}$ acres, deeded by J. M. Saufb. and Sarah Saufb. his wife, to Ida Sanderson, 1903; leaving in the above described tract of land,

Eight $35/100$ acres, more or less.

Also the following described real estate situated in the County of Union and the State of Ohio, being part of Survey No. 4404.

Bounded, as follows.

Beginning at Two Ashes and a Red oak.

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North east corner of Survey No. 4404: thence, South 81-35 W. 116 1/2 poles to a Stone witnessed by a Beech and Sugar Trees. North east corner to E. W. Blanchard. thence, with the Blanchard lands. S 12 E. 55 poles to a stone, witnessed by two beeches, and a large white oak thence, N. 81 35 E. 117 1/2 poles to a stone (witness three beeches, in the east line of said Survey thence with said line N. 13 30 W. 57 poles to the beginning containing forty acres, more or less, excepting about three acres, deeded by F. J. Sanaft, and Elisabeth Sanaft, his wife to the Atlantic and Great Western R. R. Co. also, excepting 33 7/100 acres, deeded by F. M. Sanaft and Sarah L. Sanaft, to Ida C. Sanderson, leaving in the above described Tract, three, and 7/100 acres, more or less.

(page 80)
 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 Deceased hereinbefore named, it is ordered that such real estate be transferred upon the duplicate of the County to the name of Sarah L. Sanaft and that a certificate issue to said County Auditor as provided by Law, (Entry)

W. M. Wusted, Probate Judge

Your petitioner represents, that all the provisions & conditions of said Will have been fully complied with upon the part of said Deceased.

Wherefore, she prays you, an order, directing the transfer of said real estate upon the Tax duplicate to the name of Sarah L. Sanaft, & that a certificate issue to her, as by the statute provided.

Sarah L. Sanaft.

The State of Ohio, Union County.

Sarah L. Sanaft having duly sworn, says that the facts stated in the foregoing application, are true, as she truly believes.

Sarah L. Sanaft.

Sworn to before me, & signed in my presence this 29 day of Sept. 1928 @ W. M. Wusted, Probate Judge

Journal Entry: Authority to Transfer Real Estate Devised.
 Probate Court, Union County, Ohio

Sept. 29 - 1928.

This day Sarah L. Sanaft, appeared, in open Court, and filed herein her application duly verified, for an order, directing upon the Tax

duplicate of Union County Ohio of certain real estate devised to her by I. W. Samoff, 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: (see description in application page 79)

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 estate be transferred upon the duplicate of the County to the name of Sarah A. Samoff. & that a Certificate issue to said County Auditor, as provided by Law.

W. H. Husted Probate Judge.
Journal 41, p. 498.

11398
Aug. 28,
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In the matter of the Will of Harriett F. G. Parthemer, Dec'd.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Harriett F. G. Parthemer late a resident of the Township of Union in said County, died on or about the 23-day of Aug- A.D. 1928, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament:

That the said Harriett F. G. Parthemer, died leaving no widow, and the following named persons her only next of kin, to-wit:

Name	Relationship	Residence
Charles Bathaway	G. nephew	Not known
Mort Bathaway	G. nephew	Marysville, Ohio
Benj. Bathaway	G. nephew	Grand Rapids, Mich.
Wm. Bathaway	G. nephew	
Elija Bathaway	G. niece	
Smy. Weldon	G. niece	Los Angeles Calif.
W. E. Coffey	G. nephew	Manhattan, Kas.
Missie Coffey M ^c Cormick	G. niece	Delta, Colo.
Mattie Joyner M ^c Roe	niece	New Mexico
Jonathan Parthemer	nephew	Frankford, Kas.
Meta Mitchell	G. niece	Delaware, Ohio
Charles Turner	G. nephew	Springfield, O.
Frank Turner	G. nephew	Mechanicsburg, O.
Fred Turner	G. nephew	" " "
Walter Turner	" " "	Certona, "
E. H. Turner	G. nephew	Wilder Mont.
Kattie Coaster	G. niece	Greensboro, N.C.
Arthur Turner	G. nephew	New Burlington, O.
Alice Stittings	G. niece	Miford Ctr., O.
Mrs. Parthemer	G. nephew	Eschiff, O.
George Parthemer	G. nephew	Cynth Land, O.
Arthur Parthemer	G. nephew	Miford Ctr., O.
Mary Gamble	G. niece	Marysville, O.
Will Pedrick	G. niece	Sarumsh, La.
Elija Parthemer	G. niece	Marysville, O.
Jake Reed	G. nephew	Lansing, Mich.
A. E. Metzger	G. nephew	Unionville Ctr., O.
A. G. Metzger	G. nephew	North Limestone, O.
Mary E. Lehman	G. niece	Miford Ctr., O.
H. Etie Kernon	G. niece	Barnesville, Ohio
John Blake	G. nephew	Miford Ctr., Ohio
Henry Blake	G. niece	" " "
Bertha Miller	G. niece	Toledo, Ohio
Mary Cushman	" " "	Woodstock, O.
Aldie Mann	G. niece	Columbus, O.

Application

11389

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 resident in this State may be notified according to law of the pendency of said proceedings.

John A. Kemington, Petitioner

Oath

The State of Ohio, Union County, ss.
The above named John A. Kemington being first duly sworn says that the facts stated and allegation in the foregoing application contained, and true, as he verily believes.

John A. Kemington

Sworn to before me and signed in my presence, this 28 day of August, 1929

W. Husted, Probate Judge

Witness

We, the undersigned next of kin of the within named decedent, hereby give further notice and consent to the probate of said Will.

Alice Stelling

Arthur Parthemer

Mary Gamble

Della Pedrick

Maudie Court

Elza Parthemer

A. E. Metzger

Mary E. Schuman

A. G. Metzger

North Cartmurray

John Blake

Frank Turner

Filing

Filing of Will and order for hearing

This day an instrument of writing purporting to be the last Will of Harriett G. Parthemer late of Milford Center, Union 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 will be for hearing before this Court on the 11 day of Sept. 1928 at 1. P. M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator resident of the State of Ohio.

W. Husted, Probate Judge

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Notice to Next of Kin.

Probate Court, Union County, Ohio

No. 11389.

To George Parthemer, near Lockwood, or Courtland -

notice

you are hereby notified that on the 28 day of August 1928 an instrument of writing purporting to be last will and Testament of Harriet F. G. Parthemer late of Union 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 day of Oct. 1928 at 1 P.M.

Witness my signature and the seal of said Court this 27 day of Sept. 1928.

W. H. Husted, Probate Judge

Exact copy of original notice.

I certify the foregoing to be true copy. Sheriff By Deputy, the undersigned person, within named, hereby acknowledge service of within notice Oct 1-1928. G. Parthemer.

notice

notice to next of kin.

Probate Court, Union County, Ohio

To George Parthemer, near Lockwood, or Courtland,

you are hereby notified that on the 28 day of August 1928 an instrument of writing purporting to be the last will and Testament of Harriet F. G. Parthemer late of Union 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 day of Oct. 1928 at one P.M.

Witness my signature and the seal of said Court this 27 day of Sept. 1928.

W. H. Husted, Probate Judge

Return

Sheriff's Return

The State of Ohio, Trumbull Co.

Received this writ September 28 1928 at 3 P.M. and pursuant to its command I served the same on the within named George Parthemer personally on Oct. 1-1928.

J. B. Smith, Sheriff

By C. Nelson Wilson,

Deputy.

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Fees

Sheriff's Fees
 Service and Return 75
 40 miles 3.20. Docketing .12 Total \$4.07

Notice

Notice to next of kin.
 Probate Court, Union County, Ohio.
 To Frank Turner.

you are hereby notified that on the 28. day of
 Aug. 1928. an instrument of writing purporting to be
 the last Will and Testament of Harriet F. G. Parthenier
 late of Union 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. day of Oct. 1928. at 1. P. M.

Witness my signature and the seal of said Court
 this 24. day of Sept. 1928

W. W. Husted. Probate Judge

Return

Sheriff's Return

The State of Ohio, Champaign Co.

Received this writ September 25 - 1928. at 10. A. M.
 and pursuant to its command. I served the
 same on the within named Frank Turner, by
 personally handing him a true copy thereof with all
 the endorsements thereon.

Pearl V. Jones. Sheriff
 By Jas. R. Todd, Deputy.

Sheriff's Fees

Service 75 20 miles 1.60 total \$2.35

Waiver

Waiver of notice and consent to Probate
 Mrs. Alice W. Mavor, Columbus, Ohio.

Waiver of notice and consent to Probate
 W. L. Turner, Urbana, O. R. S.

Waiver of notice and consent to Probate
 Mary E. Bushman, Woodstock, Ohio
 Sept. 10 - 1928.

Waiver of notice and consent to Probate
 Fred Turner, Mechanistown, Ohio
 Dated Sept. 10 - 1928.

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Waiver

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Wainor of notice ^{and} Consent to Probate.
Bertha A. Miller, 111 Hampton, av., Toledo, Ohio,
Sept. 10 - 1928.

Wainor of notice ^{and} Consent to Probate.
Mrs. Belle Kenyon, Barnasville, O.

Wainor of notice ^{and} Consent to Probate
Arthur Turner, New Burlington, Ohio
Sept. 10 - 1928.

Wainor of notice ^{and} Consent to Probate.
Wm. D. Parthemer, Euclid, O.

Wainor of notice ^{and} Consent to Probate.
Henry B. Blake, Milford Center, O.
Sept. 11 - 1928.

Wainor of notice ^{and} Consent to Probate
Chas. E. Turner, Springfield, Ohio
Sept. 10 - 1928.

Testimony of Witness to Will
Probate Court, Union County, Ohio
The State of Ohio Union County.
Personally appeared in open Court Oscar Goff,
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
Harrith F. L. Parthemer, deceased, depose and say: That he
was present at the execution of the instrument of
writing now before him bearing date the 24 day of
April A. D. 1922, purporting to be the Last Will and
Testament of Harrith F. L. Parthemer, deceased, that
he subscribed his name thereto, as witness, 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 Harrith F. L.
Parthemer at the time of executing the same,
was of full age, ^{and} of sound mind and memory
^{and} not under any restraint.

Oscar Goff
Sworn to before me ^{and} signed in my presence, by said
witness in open Court, this 4 - day of Aug. 1928.
Wm. Husted.
Probate Judge

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Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio

Proof of Signature

Personally appeared in open court, John A. Kerington & Clara B. Husted, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Harriett F. G. Parthemer, deceased, depose and say: that W. S. Kerington whose name appears as one of the subscribing witnesses to the Last Will and Testament of Harriett F. G. Parthemer, deceased, herewith annexed, has, since the date of said Will, April 24 - 1922, died; that we, each of us, well acquainted with the handwriting, and signature of said deceased witness, and that the signature of said W. S. Kerington 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 A. Kerington

Clara B. Husted.

Sworn to before me, signed in my presence,

this 28. day of August, 1928

W. S. Husted, Probate Judge

Testimony of witnesses to

Testimony of Witnesses to Codicil

Probate Court, Union County, Ohio

The State of Ohio, Union County, ss:

Personally appeared in open court, Bertha Turner & 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 Harriett F. G. Parthemer, deceased, say:

that they were present at the execution of the instrument of writing now before them bearing date the 18. day of August 1928, purporting to be the Codicil to the Last Will and Testament of Harriett F. G. Parthemer 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 Codicil to her Will, and that said Harriett F. G. Parthemer at the time of executing the same was of full age, of sound mind, and memory, and not under any restraint.

A. E. Mitchell

Bertha Turner.

Sworn to before me, signed in my presence, by said witnesses in open court this 28. day of August, 1928.

W. S. Husted, Probate Judge

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Journal Entry: Admitting to Probate & Record.

Probate Court, Union County, O. Oct. 17 - 1928.

admitting to Probate & Record.

It is remembered that hereupon, to wit on the 23. day of August 1928. an instrument of writing purporting to be the last will and Testament of Harnith F. G. Parthemer 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 State 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 W. S. Kennington one of the subscribing witnesses to said Will, has since the date of said Will died.

Thereupon John A. Kennington and Clara B. Husted appeared in open Court and were duly sworn and examined according to law touching the genuineness of the signature of said W. S. Kennington attached to said Will.

Thereupon this day came John A. Kennington, M. E. Mitchell, and Bertha Turner, the other subscribing witnesses to said Will and Codicil attached thereto.

They testified at the execution of said Will and 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 & Testament of said Harnith F. G. Parthemer deceased, that the same was duly executed & attested and that the said Testator at the time of making, signing & sealing the same was of full age, of sound mind & memory, & not under any restraint.

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

W. H. Husted
Probate Judge

Will

Last Will and Testament

I Harnith F. G. Parthemer, of the Village of Milford Centre, County of Union and State of Ohio, do make & Publish this my Last Will & Testament.

First:

My Will is that all my just debts and

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and funeral expenses to be paid out of my estate, as soon after my decease, as may be found convenient.

Second:

I give, devise and bequeath to

Mrs. Mary E. Gauntle, of Marysville, Ohio, daughter of my brother Jacob Parthemer, deceased, the sum of one hundred dollars \$100.00

Item third:

will.

I give, devise and bequeath to Jacob P. Reed, son of Mary S. Reed, deceased, the sum of one hundred dollars \$100.00

Item fourth:

I give, devise and bequeath to Rev. Jacob Z. Parthemer son of Christian S. Parthemer, deceased, the sum of one hundred dollars

Item fifth:

I give, devise and bequeath to Mary R. Coffey, daughter of my sister Catharine A. Coffey, one hundred dollars \$100.00.

Item sixth:

I give, devise and bequeath to Mary Ann's consort, and to Mabel Parthemer, grand daughters of Joseph Parthemer, deceased, of Marysville, Ohio, and the sum of twenty-five dollars \$25.00 each.

Item seventh:

I give, devise and bequeath to Mattie F. Carter of Columbia South Carolina, daughter of my sister Sarah Turner, deceased, fifty dollars \$50.00.

Item eight:

I give, devise and bequeath to William Howard Metzger of Parkin Ark. grand son of Elizabeth Metzger, deceased, the sum of fifty dollars \$50.00.

Item ninth:

I give, devise and bequeath to Florence M. Evans of Unionville Centre Union County, Ohio, the sum of fifty dollars \$50.00.

Item tenth:

I give, devise and bequeath to Mrs. Lizzie Potts and Mrs. Amy B. Wilson the sum of twenty-five dollars each \$25.00.

Item eleventh:

I give, devise and bequeath to Alice Blake

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11389 I leave the sum of Twenty-five dollars \$25.00.

Item Thirtieth:
I give devise and bequeath to the Methodist Church of Milford Ctr. Ohio, the sum of twenty-five dollars \$25.00.

Item Thirtieth:
I give devise and bequeath to my friend John A. Kennington of Milford Center, Ohio, the sum of Fifty Dollars \$50.00.

Item Fourteenth:
I hereby nominate and appoint my friend the said John A. Kennington to be the executor of this my last will and Testament.

I do hereby nominate and appoint my friend John A. Kennington 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 Milford Center, Ohio, this 24. day of April in the year of our Lord one thousand nine hundred and Twenty-two 1922.

Harriet F. G. Parthemer

The foregoing instrument was signed at the end thereof by the said Harriet F. G. Parthemer 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 Milford Center, Ohio, this 24 day of April, A. D. 1922.

W. S. Coffey resides at Milford Center, Ohio.

H. S. Kennington resides at Milford Center, Ohio.

Codicil

Codicil

Codicil to my Last Will and Testament as made under date of April 24- 1922, not wishing to make a new Will, but in order that I might make a few changes some to be added to, and made a part of the original Will.

Item Fifteenth:
I give devise and bequeath to Mollie Gaerble the sum of Fifty Dollars

Item sixteenth:
I give devise and bequeath to Mary Coffey, the

11389 of Fifty Dollars instead of the sum of One Hundred Dollars, as shown under item Fifth in original Will.

Item Sixteenth:

I give devise and bequeath to J. P. Reed, the sum of Fifty Dollars, instead of the sum of one Hundred Dollars as shown under Item Third in original Will.

Item Eighteenth:

I give devise and bequeath to Doru Evans the sum of Twenty-five Dollars. \$25.00

Codicil

Item Nineteenth:

I give devise and bequeath to William Howard Metzger the sum of Twenty-five Dollars instead of Fifty Dollars \$50.00 as shown under Item Eight in original Will.

Item Twentieth:

I give devise and bequeath to Mary E. Gamble the sum of Fifty Dollars, instead of the sum of one Hundred Dollars, as shown under item second in the original Will.

In Testimony whereof I have hereunto subscribed my name at Milford Center, Ohio, this 18th day of August A.D. 1928 One Thousand Nine Hundred th and Ninety-eight 1928.

Harriet ^{her} F. G. Parthemer,
mark

The foregoing instrument was signed at the end thereof by the said Harriet F. G. Parthemer in our presence, and we heard her acknowledge the same as a Codicil to her last Will and Testament, and at her request and in her presence we hereunto respectfully subscribe our names as attesting witnesses at Milford Center, Ohio, this 18th day of August, 1928

Bertha Turner,
A. E. Mitchell

Resides at Milford Center, Ohio
Resides at Milford Center, Ohio.

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Sept. 26-
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In the matter of The Will of Mary Etta DeWitt, Deceased
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County,
Your petitioner respectfully represents, that Mary Etta DeWitt late a resident of the Township of -
Blairborne in said County, died, or, about the
22-day of Sept. 1928, leaving an instrument in
writing herewith produced, purporting to be her last Will
& Testament.

That the said Mary Etta DeWitt, died leaving
D. W. DeWitt her widower, who resides at Blairborne
Twp. and the following named persons her only next
of kin, to-wit:

- | | | |
|-------------------|--------|-------------------|
| George A. Hartley | nephew | Richmond, O. |
| Wm. Chapman | " | " " |
| Mary Evans | niece | Blairborne, O. |
| Lyda Durnell | " | Richmond, O. |
| Laura Dillon | " | Loudon, O. |
| Libbie Cunningham | " | Mechanicsburg, O. |
| Tom Hartford | nephew | 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 resident in this State may be notified
according to law of the pendency of said proceedings
D. W. DeWitt, Petitioner.

The State of Ohio, Union County, ss.

I, the above named, D. W. DeWitt, being first duly
sworn, says that the facts stated, and, allegations
in the foregoing application contained, are true, as
he verily believes.

D. W. DeWitt.

Subscribed to before me, and signed in my presence,
This 26-day of Sept. 1928.

W. H. Husted, Probate Judge.

Probate Court, Union County, O. Sept. 26 - 1928

Filing of Will & Order for Hearing.

This day an instrument of writing, purporting
to be, the last Will of Mary Etta DeWitt late of
Blairborne Township, in this County, deceased,
was produced, in open Court, & application
made for Probate.

It is now ordered, that the said Will
be filed in this Court, and, that said
Application will be for hearing before this

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Court on the 9-day of Oct. 1928. at 1 P.M. and that due notice thereof be given 3 days prior to said hearing to the executor, R. next of kin of the testator resident of the State of Ohio.

W. H. Husted, Probate Judge

Testimony of Witness to Will.

Probate Court, Union County, Ohio
no. 11409.

Testimony of Witness

The State of Ohio, Union County.

Personally appeared in open Court, W. H. Kinney 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 Etta DeWitt 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 April, 1922, purporting to be the Last Will and Testament of Mary Etta DeWitt deceased: that he subscribed his name thereto as witness at the request of said Testator and in her presence: that he saw said Testator sign said instrument at the end thereof, and heard her acknowledge the same to be her Will: and that said Mary Etta DeWitt at the time of executing the same was of full age, and of sound mind and memory, not under any restraint.

W. H. Kinney

Done to before me, and signed in my presence, by said witness in open Court this 6th day of Oct. 1928.

W. H. Husted, Probate Judge

Proof of Signature

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

Personally appeared in open Court, Carrie H. Hornbrook & Clara B. Husted, 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 Etta DeWitt, deceased, depose and say: That C. E. Kayser, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Mary Etta DeWitt, deceased, herewith annexed, has since the date of said Will, April 13-1922, died: that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said C. E. Kayser purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

Clara B. Husted
Carrie H. Hornbrook

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Sworn to before me, and signed in my presence, in open Court, this 6. day of Oct. 1928.

W. H. Husted Probate Judge

Journal Entry: Admitting to Probate an Record.

Probate Court, Union County, O. Oct. 9-1928.

Be it Remembered, That, heretofore to wit: on the 26. day of Sept. A. D. 1928. an instrument of writing purporting to be the Last Will and Testament of Mary Etta DeWitt. late of Belmont Twp. 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 in the Court, that C. E. Kagay one of the subscribing witnesses to said Will, has since the date of said Will, April 13-1927, died.

Whereupon, Carrie W. Korubak ev. Clara B. Husted appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said C. E. Kagay attached to said Will.

Whereupon, this day came W. H. Kinney the other subscribing witness to said Will, ev. 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 Etta DeWitt, 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. Husted Probate Judge

11409

Last Will and Testament

In the name of the Bountiful Father of all:

I, Mary Etta DeWitt, of the Township of Clairborne 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 Wilton Bartley \$100.00 The rest of my estate, both the personal and real, I give to my husband, D. W. DeWitt, to be his absolutely and in fee simple, which I feel will, in part, compensate him for his kindness and faithful nursing of my brother and sister George and Elizabeth Bartley, during their long illness in our home.

I do hereby nominate and appoint my husband D. W. DeWitt, as Executor, of this my last Will and Testament without Bond and with full power and authority 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, Ohio, this 13 day of April, in the year of our Lord, one thousand nine hundred and Twenty two.

Mary Etta DeWitt.

The foregoing Instrument was signed at the end thereof by the said Mary Etta DeWitt 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 Richmond, O. this 13 day of April A. D. 1922.

J. W. Kavinny resides at Richmond, Ohio.

C. E. Kavanagh resides at Richmond, Ohio.

Legal notice

Legal notice To Geo. A. Hartley, Wm. Chapman, Mary Emms, Cora Durnell, Laura Bellow, Lizzie Cunningham, Tom Workford: you are hereby notified that the Will of Mary Etta DeWitt has been filed in the Probate Court, of Union County, Ohio, for Probate, bearing Oct 9, 1928, at 1 P.M. W. H. Kusted Probate Judge. The State of Ohio Union Co: Personally appeared Lena Huber & made solemn oath that the notice, a copy of which is hereto attached was published for 2 consecutive weeks on and next after Sept. 26-1928 in the Weekly Tribune, Lena Huber sworn to before me, signed in my presence, this 5 day of Oct. 1928.

Geo. J. M. Huber, Notary Public.

Printer's fees \$24.

Journal 46 Pg. 508.

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Oct. 4/1928.

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Oct. 4/1928.

In the matter of The Will of Samuel M. Elroy, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Samuel M. Elroy, late a resident of the Township of Blairtown in said County, died on or about the 26th day of Sept. 1928, leaving an instrument in writing, herewith, purporting to be his last will and testament:

That the said Samuel M. Elroy, died leaving Jessie Bell M. Elroy, his widow, who resides at Richmond, Ohio, and the following named persons, his only next of kin, to-wit:

next of kin — 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 resident in this State may be notified according to law, of the pendency of said proceedings.

Jessie Bell M. Elroy, Petitioner.

The State of Ohio, Union County, ss.

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

Jessie Bell M. Elroy.

sworn to before me and signed in my presence this 4th day of Oct. 1928.

W. H. Husted, Probate Judge.

Probate Court, Union County, O. Oct. 4 - 1928.

Filing

Filing of Will and order for hearing

This day an instrument of writing, purporting to be the last Will of Samuel M. Elroy, 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, and that said application will be for hearing before this Court, on the 10th day of Oct. 1928, at 1. P. M.

and that due notice thereof be given three days prior to said hearing, to the widow and next of kin of testator resident of the State of Ohio.

W. H. Husted, Probate Judge.

Testimony of Witnesses to Will

Probate Court, Union County, Ohio.

Testimony of witnesses

The State of Ohio, Union County:

114,6

Personally appeared in open court, F. LeRoy Allen, and, Hazel 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 Samuel McElroy, deceased, depose and say: That they were present, at the execution of the instrument of writing now before them bearing date & day of & A.D. 1928. purporting to be, the Last Will and Testament of Samuel McElroy, deceased; that 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 Samuel McElroy at the time of executing the same, was of full age, and of sound mind & memory, and not under any restraint.

F. LeRoy Allen
Hazel Allen

Richmond, Ohio
Richmond, Ohio.

Sworn to before me, and signed in my presence, by said witnesses in open court, this 10th day of Oct. 1928.
@ W. H. Husted, Probate Judge

Probate Court, Union County, O Oct. 10 - 1928.
admitting to Probate & Record.

admitting
to
Probate &
Record.

This matter came on this day further to be heard on the application of Jessie Belle McElroy, to admit to probate & record, the Will of Samuel McElroy, late of the village of Richmond, in said County, deceased, heretofore filed in this Court.

It is now shown, to the satisfaction of the Court, that said decedent died leaving Jessie Belle McElroy, widow, and that all the next of kin of said decedent, resident of Ohio, have been duly served with notice, of the filing of said Will, and of the application to admit it to probate, and, record, in this Court, pursuant to a former order of this Court, or has waived notice, and, given consent to the probate of said Will.

And, F. LeRoy Allen, and, Hazel Allen, the subscribing witnesses to said Will, this day appeared in open Court, & 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 & was filed with said Will.

Whereupon, the Court, finds that the aforesaid

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Will

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instrument of writing is the last will and testament of said Samuel M^cElroy deceased, that it was duly executed, ^{and} attested, and that the said testator at the time of signing said Will was of lawful age, sound mind ^{and} memory, and not under any restraint. Therefore the Court orders the admitting of said Will to probate and that it together with the said testimony of the witnesses above named, be entered of record in Court.

W. H. Husted, Probate Judge

Last Will and Testament.

Will

After my debts are all paid,
 "All my earthly goods I have in store,
 To my dear wife I leave forevermore,
 I freely give, no limit do I fix,
 This is my Will: she the executrix",
 Samuel M^cElroy,

In the Presence of
 F. Le Roy Allen
 Hazen Allen.

11390

Oct. 8.

1928.

In the matter of the Estate of Elizabeth Bartmull, Dec'd.
 application for Transfer of Real Estate Devised.
 Probate Court Union County, Ohio.

Now comes Bertha Samler, executrix and represents to the Court that by the terms of the last Will ^{and} Testament of Elizabeth Bartmull, deceased, late of said County, which Will was duly admitted to probate on the 11-day of Sept 1928 and recorded in Vol. 8, page 50 of the Will Records of said Union County, all the certain real estate belonging to said decedent, was devised to her, and others 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 in the Village of Marysville, County of Union and in the State of Ohio.

Being all of lot number 142 (except 45 feet off of the side conveyed to R. M. Henderson by deed recorded in Union County Records

Book #618 Page 613) in said Village of Marysville for further description reference is hereby made to the Recorded Plat of said Village

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 Bertha Sammler and Elizabeth Emmert's name.

Bertha Sammler.

Oath.

The State of Ohio, Union County.
Bertha Sammler being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Bertha Sammler.

Sworn to before me and subscribed in my presence this 8 day of Oct. 1928.

W. H. Husted, Probate Judge
Journal 41, P. 9, 511

8685
Oct. 16
1928.

In the matter of the Estate of Ida Belle Lake, Deceased.
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio.
No. 8685.

Now comes Linnis Lake, and represents to the Court that by the terms of the last Will and Testament of Ida Belle Lake, deceased, late of said County, which Will was duly admitted to probate on the 27 day of April A.D. 1917 and recorded in Vol. W. Page 597. 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.

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

First Tract:

Situated in the State of Ohio, County of Union the village of Richmond. Undivided 1/3 interest in Lot no. 97, in original Plat of the village of Richmond, Ohio, as the same is designated and described on the recorded plat thereof duly recorded in the records in the Recorder's Office of said County.

Second Tract:

Situated in the State of Ohio, County of Union the village of Richmond, Ohio. Undivided one-half interest being a Lot or strip of land composed of eleven (11) feet off of the south side of Lot number 97 and 9 feet off of the north side of Lot 98 conveyed by Denis Bonno and wife and

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also 9 inches off of In lot 98 embracing therein
to the center of the brick wall erected by W. S. Downs, ^{Gov.}
extending from the front to the rear of said lot.

Third track.

In the State of this County of Union and Village
of Richmond.

Bring all of Lots nos. 160 and 161.

The Will of Ida Belle Lake reads in part
as follows:

I give to my sister Linnis D. Lake absolutely
my whole estate.

Your petitioner represents that all the provisions
& 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
Linnis D. Lake name.

Linnis D. Lake.

The Union County State of this

Carte.

Linnis D. Lake, being first duly sworn, says
that the facts stated in the foregoing application
are true, as she truly believes
Linnis D. Lake.

Sworn to before me, and subscribed in my presence,
this 10th day of Oct. 1928.

[Signature] Notarized, Probate Judge
Journal 41, Pg. 814

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Oct. 25/28

In the matter of the Will of Samuel M^cElroy, Deceased,
Widow's Election
Probate Court, Union County, Ohio.
Election under said Will.

I, the undersigned, widow of Samuel M^cElroy, late of
Clairborne Twp. 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.

Jessie Belle M^cElroy,

Whereupon the Court ordered, the said Election
of said Jessie Belle M^cElroy, to be entered upon its
minutes.

Oct. 25-1928.
Election.

Election

This day personally came into open Court, Jessie
Belle M^cElroy widow of said Samuel M^cElroy, deceased,
and applied to make her election whether to take
or not to take under the Will of said Samuel M^cElroy
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. W. Husted, Probate Judge.

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Oct. 26
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In the matter of the Will of Lydia L. Middlesworth, deceased,
Application for Probate of Will.

Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Lydia L. Middlesworth late, a resident of the Township of Paris in said County, died on or about the 20 day of October A. D. 1928, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament:

That the said Lydia L. Middlesworth died leaving C. S. Middlesworth her widow, who resides at Marysville, Ohio, and the following named persons her only next of kin, to wit:

- Lulu R. Guy, daughter, New. Dover, O.
- Hazel Middlesworth Griffith " Marysville, O.
- Forest Middlesworth son, " "
- Miriam Middlesworth daughter " "
- Mavis Middlesworth 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, resident in this State may be notified according to law, of the pendency of said proceedings.

Mavis Middlesworth Petitioner.

The State of Ohio, Union County, ss.

State,

The above named Mavis Middlesworth, being first duly sworn, says that the facts stated and allegation in the foregoing application contained, are true, as she truly believes.

Mavis Middlesworth

Sworn to before me, and signed in my presence, this 26 day of Oct. 1928.

W. H. Husted, Probate Judge

The undersigned, widow, and next of kin, of the Mavis herein named decedent, hereby Mavis further notice & consent to the probate of said Will.

Dated, this 30 day of Oct. 1928.

- C. S. Middlesworth
- F. Middlesworth
- Lulu R. Guy
- Mavis Middlesworth
- Hazel D. Griffith
- Miriam Middlesworth

Filing.

Probate Court Union County, Ohio Oct. 26 - 1928.

Filing of Will. ^{2nd} Order for Hearing.

This day an instrument of writing purporting to be

11426

to be the last Will of Lydia L. Middlemorth late of Marysville 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 will be for hearing before this Court on the 30 day of Oct. 1928 at 1. P. M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W. H. Husted, Probate Judge.

Testimony of Witnesses

Testimony of Witnesses to Will.
 Probate Court, Union County, Ohio.
 No. 11426.
 Testimony

The State of Ohio, Union County.

Personally appeared in open Court, Edward H. Porter Esq. Edith P. 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 Lydia L. Middlemorth, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 18 day of July, A. D. 1921; purporting to be the Last Will and Testament of Lydia L. Middlemorth, 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. They heard her acknowledge the same to be her Will; and that said Lydia L. Middlemorth at the time of executing the same, was of full age, and of sound mind, and memory, and not under any restraint.

Edith P. Clark.
 Edward H. Porter. Marysville, Ohio.

Sworn to before me, and signed in my presence, by said witnesses, in open Court, this 30 day of Oct. 1928.

Sworn to before me, and signed in my presence, by said witnesses, in open Court, this 30 day of Oct. 1928.

W. H. Husted, Probate Judge.

Journal entry:

admitting to Probate Record

Probate Court, Union County, O., Oct. 30 - 1928.
 Admitting to Probate Record,
 This matter came on this day further to be heard on the application of Maria Middlemorth, to admit to probate and Record, the Will of Lydia L. Middlemorth deceased, heretofore filed in this Court. Therefor, And it now being shown to the satisfaction

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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 resident of this, and Edith P. Clark, and Edward H. Porter, the subscribing witness 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 Lydia L. Middlesworth, 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

Last Will and Testament.

In the name of the Benevolent Father of all, I, Lydia L. Middlesworth, of the Village of Marysville County, of Union, and State of this, being of sound mind and disposing memory, do make, publish, and declare this to be my last Will and Testament.

Item I.

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.

Item II.

I give, devise, and bequeath to my son, Forrest A. Middlesworth, in recognition of his kindness to me, in deciding to me his interest in land deeded to him by his grand father David Allen Rea, my twenty-six acre tract of land, located in Liberty Township, in said County, of State, the same, to him absolutely, and in fee simple.

Item III.

It is my Will and desire that all my horse, bred goods shall be divided among my husband, and five children in such manner as

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to them seems best, after Maria and Miriam are each married, and away from home.

Item IV.

I do hereby devise and bequeath to my beloved husband, Charles S. Middlemorth, all the real and personal residue of my estate to the same real, personal, or mixed, including my twenty-eight acre tract of land located in the same township, county and State as aforesaid for his use and enjoyment for and during his natural life, in the full belief that he will support and maintain our two minor children Maria and Miriam, so long as they are unmarried, or otherwise in need of support.

Will

Item V.

It is my desire, that at the death of my said husband, all my property of whatsoever nature, shall descend and pass to my five children, to wit:

Lulu R. Guy, Hazel D. Griffith, Forest A. Middlemorth, Maria E. Middlemorth, and Miriam E. Middlemorth, to be their absolutely, and in fee simple, in equal shares, share and share alike.

I hereby revoke, annul, and all Wills heretofore made by me.

In Testimony whereof, I have hereunto set my hand at Marysville, Ohio, this 18th day of July, A.D. 1921.

Lydia L. Middlemorth

The foregoing instrument was signed at the end thereof by the said Lydia L. Middlemorth, in our presence, and we heard her acknowledge the same, as her last Will and Testament, at her request, and in her presence, we hereunto respectively subscribe our names as attesting witnesses, at Marysville, Ohio, this 18th day of July, A.D. 1921.

Edith P. Clark Resides at, Marysville, Ohio.
Edward H. Porter Resides at, Marysville, Ohio.

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11306.
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In the matter of the Will of Marion G. Hamilton, Dec'd.
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio,
No. 11310.

Now comes Donald J. Hopkins and represents to the Court that by the terms of the Last Will and Testament of Marion G. Hamilton deceased, late of said County, which will was duly admitted to probate and record ^{24th April} 1928, and recorded in Vol. R. Page 531 of the Records of Wills of said County, said decedent devised certain real estate, belonging to said decedent, unto George O. Hopkins, Donald J. Hopkins and Helen Marion Hopkins.

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

The undivided one-half interest in the following described real estate:

Real estate situate in the State of Ohio, County of Union and Township of Jackson, being part of Survey nos. 9901, and 10780, and bounded and described as follows:

Beginning at the southeast corner of Leonard Darrow's land; thence S. 87° W. 175.12 poles to a Hickory tree four inches in diameter; thence S. 9° E. 113.13 poles to a stake; thence N. 81° E. 175.12 poles to a stake in the middle of Cameron Road; thence N. 9° W. along the middle of said road 114 poles to the place of beginning.

Containing 125 acres, more or less.

Also the preceding described tract of land: Beginning at the northeast corner of a tract of land owned by J. P. Darrow, running thence S. 88 1/2° E. 42 rods to a stone; in the East line of the land owned by Carrie Hamilton; thence in a northerly direction with her East line to the South line of a tract of land owned by Thomas Dyest; thence in an easterly direction along the South line of said Dyest's land to the West line of the lands of Leonard Darrow; thence South with said Darrow's West line, and the West line of said lands heretofore owned by John Ogaw to said place of beginning at the north east corner of said J. P. Darrow's land; containing 8.50 acres, more or less.

Bring the same premises conveyed to George B. Hamilton by deed, record in Union County, Deed Record, no. 85 page 95.

Real estate situate in the State of Ohio, County of

Union, and Township of Jackson, being part of Surveys no. 9901, and 10780, and bounded and described as follows:

Beginning at the north west corner of a Tract of land conveyed by B. P. Mumford to H. C. Hamilton April 25, 1881; and being the south west corner to a 20 acre tract deeded by said Mumford to Thomas Dypert; thence running eastward with said Dypert's line, and the north line of said land, deeded to H. C. Hamilton by B. P. Mumford, 32 poles to a stake; thence S. $9\frac{1}{4}^{\circ}$ E. 108 poles to a stake; thence S. $8\frac{1}{4}^{\circ}$ W. 32 poles to the center of the Eastman Road; thence N. $9\frac{1}{4}^{\circ}$ W. 100 poles to the place of beginning.

Containing 20 acres of land.

Being the same premises conveyed by Carrie Hamilton to Clara H. Hookins and Marion G. Hamilton by deed dated October 29, 1914, and recorded in Union County Deed Record no. 110 page 324.

Real Estate situate in the State of Ohio, County of Union and Township of Jackson, being part of Survey no. 9901, and 10780, and bounded and described as follows:

Being $42\frac{1}{2}$ acres off the south side of a 68-acre tract described as follows:

Beginning at a stone, small white oak and blue ash, at the intersection of the Woodburn Road with the Boundary road, in the Greenfield Treaty line; thence with said Woodburn Road, N. 9° W. 91.54 poles to a stone; thence N. 81° E. 69.80 poles to a stake; thence N. 9° W. 29 poles to a stake in the south line of N. Nutzell's land; thence with said line, N. 81° E. 34.70 poles to a stake at the north west corner of S. Snornden's land; thence with the west line of said land, S. 9° E. 130.54 poles to a stake at the south west corner of said Snornden's land, in said boundary road; thence with said road S. 81° W. 104.50 poles to the beginning.

Being the same premises conveyed by Joanna Wiley and Purvoo Wiley to Clara H. Hookins and Marion G. Hamilton by deed dated August 21, 1905, and recorded in Union County Deed record no. 93, page 219.

Your petition represents that all the provisions and conditions of said Will have been fully complied

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with upon the part of said devisees

Wherefore he prays for an order directing the transfer of said real estate upon the tax duplicate to the names of George O. Hoskins, Donald J. Hoskins, and Helen Marion Hoskins and that a certificate issue to them as by the statute in such cases made and provided.

Donald J. Hoskins

The State of Ohio Union County, ss.

Donald J. Hoskins being duly sworn, says that the facts stated in the foregoing application are true as he truly believes.

Donald J. Hoskins

Sworn to before me and signed in my presence this 29 day of September, 1928.

Maynard M. Donaldson, Notary Public

Journal Entry:

Authority to Transfer Real Estate Devised, Probate Court, Union County, Ohio, No. 11310.

This Donald J. Hoskins, George O. Hoskins, and Helen Marion Hoskins appeared in open court, and filed herein their application duly verified, for an order directing the transfer upon the tax duplicate of Union County of certain real estate to them by Marion H. Hamilton, 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:

see description in Petition for Authority page 105;

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 said County, to the name of George O. Hoskins, Donald J. Hoskins, and Helen Marion Hoskins, and that a certificate issue to said as provided by law.

Journal 41. Pg. 537

W. W. Husted, Probate Judge

11306
11310
Oct. 31-1928

In the matter of the Will of Marion G. Hamilton, Deceased,
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio,
No. 11310.

Application

Now comes Donald J. Hopkins and represents to the Court that by the terms of the Last Will and Testament of Marion G. Hamilton deceased, late of said County, which Will was duly admitted to Probate and Record on the 24 April 1928, and recorded in Vol. 9, page 531 of the Record of Wills of said County, said decedent, devised certain real estate belonging to said decedent unto Donald J. Hopkins.

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

The undivided one-half interest in the following described real estate:

Real estate situate in the State of Ohio, County of Union, and Township of Blairtown being part of Surveys No. 13440, and 6307, and bounded, and described, as follows:

Beginning at a stone at the point of intersection of the Hamilton Pike with the Richmond and Essex Pike; thence with the center of said Hamilton Pike S. 77° 30' W. 195.60 poles, to a stake (interspersed a stone N. 13° W. on the north margin of the road) southeast corner of Martin L. Fox's lands; thence with six consecutive lines of said land N. 13° W. 93.28 poles to a stake N. 19° W. 43.40 poles to an ash tree, N. 17° 30' W. 28.60 poles to a stone, N. 13° W. 21.62 poles to a stone N. 82° 45' E. 46 poles to a stone, and N. 12° 15' W. 93.60 poles to a stone at the south west corner of Frank An. Villa Young's lands; thence with the south line of said lands N. 83° 30' E. 58.40 poles, to the north west corner of M. R. Anderson's lands; thence with two consecutive lines of said lands, S. 9° 15' E. 148 poles to a stone and N. 77° E. 119 poles to a stake in the center of said Richmond & Essex Pike; thence with the center of said Pike S. 7° E. 120 poles to the beginning.

Containing 221 acres, more or less.

209.50 acres being in Survey No. 13440 etc,
Ans. 11.50 acres being in Survey No. 6307, as per Survey of L. B. Hardy, County Surveyor.

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Also the following real estate, situate in the State of Ohio
County of Union and Township of Blairtown, being part
of Survey No. 6307, and bounded, and described, as follows:

Beginning at a stake in the center of the Hamilton Pike
(minus a stone S. 7° E. 14 1/2 feet) and at the north east
corner of the said Survey; thence with the East line of
said Survey S. 7° E. 33.40 poles to a post at the north
west corner of Survey No. 6293; thence with the north
line of said Survey S. 87° 45' E. 22.32 poles to a
stake in the center of Franklin Street in Richmond
(minus a stone in said line and West margin of said
Street); thence with the center of said Street S. 7°
E. 20.20 poles to an angle in said Street and S. 7° W.
12 poles to a stake at the north east corner of
F. C. Perry's 2 acre tract (minus a stone in the West
margin of said Street); thence with the north line of said
Perry's land, and the lands of William M. Boyd, S. 78°
30' W. 44.48 poles to a stone at the north west corner
of said Boyd's lands; thence with the West line of said
tract S. 16° W. 37.70 poles to a stone in the center of
Graham's Street; thence with the center of said Street
S. 77° 30' W. 43.51 poles to a stone at the south
east corner of G. V. Kerkens and M. G. Hamilton's 6 acre
tract; thence with two consecutive lines of said land
N. 13° W. 24 poles to a tile and S. 77° 30' W.
40 poles to a stone in the center of Grover Street; thence
with the center of said Street North 13° W. 54.80
poles to a stone in the center of said Hamilton
Grand Road; thence with the center of said road, N.
77° E. 116.30 poles to the beginning.

Containing 66.10 acres, more or less, as per Survey
of L. B. Hervey County Surveyor.

Real estate situate in the State of Ohio, County of Union
and Township of Blairtown.

Being part of Survey No. 6307, and bounded, and
described, as follows:

Beginning at a stake in the center of Grover Street
(N. 13° W. 16 poles from a stone at the intersection
of Grover and Graham Streets) running thence with the
center of Grover Street N. 13° W. 8 poles to a stake
(minus a stone N. 77° 30' E. 21 feet) thence with
two consecutive lines of George B. Hamilton's lands
(formerly) N. 77° 30' E. 40 poles to a tile and S. 13°

E. 8 poles to a stake, the north east corner, of the Union County Grave Pit; thence with the north line of said Grave Pit, S. 77° 30' W. 40 poles, to the beginning.

Containing 2 acres, more or less.

Being the same premises conveyed by the village of Richmond to Clara H. Hoskins, nee, Marion G. Hamilton by deed dated November 16-1915, now recorded in Union County Deed Record, No. 111, page 262.

Real estate situate in the State of Ohio, County of Union, and Township of Clairborne, being part of Survey, No. 1387, now bounded and described, as follows:

Beginning at the south east corner of lands formerly owned by Samuel Graham, deceased; thence S. 18° W. with said Graham's east line 107 poles to a stake; thence N. 74° E. 75 poles, with the center of the Hamilton Pike; thence S. 18° E. and with the west line of the lands of D. Swartz's heirs, 107 poles, to a stake; thence 75 poles, to the beginning.

Being conveying four acres off of the south end of that portion of said above described lands as lies east of the center of Grove Street Grave Road.

Being the same premises conveyed by the Commissioners of Union County, Ohio, to Clara H. Hoskins, nee, Marion G. Hamilton, by deed, dated September 13-1909, now recorded in Union County Deed Record, No. 99, page 160.

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

Wherefore, he prays for an order directing the transfer of the undivided one-half said real estate upon the tax duplicate to the name of Donald J. Hoskins, or that a certificate issue to him as by the statute in such cases made and provided for Donald J. Hoskins.

The State of Ohio, Union County, ss.

Donald J. Hoskins being duly sworn, says that the facts stated in the foregoing application are true, as he verily believes.

Donald J. Hoskins.

Authority to Transfer Real Estate, and

Sworn to by this order of the Court by the undersigned

Shown to before me and signed in my presence this 24 day of Sept. 1928.

Waynard M. Donaldson, Notary Public.

Journal Entry: Authority to Transfer Real Estate Devised.
Probate Court, Union County, Ohio,
No. 11310

Authority
To

Transfer Real estate and filed herein his application duly verified, for an order directing the transfer upon the tax duplicate of Union County of certain real estate devised to him by Marian G. Hamilton 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:

See description, in application Pg. 108-^{also}
Journal 41. Pg. 539

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 estate be transferred upon the duplicate of said County to the name of Donald J. Hopkins, and that a certificate issue to said Donald J. Hopkins, as provided by law.

W. H. Kustid, Probate Judge

11215-
Nov. 9.
1928.

In the matter of the Will of Homer D. Kyle. Deceased,
Widow's Election

Probate Court, Union County, Ohio.

I, the undersigned, widow of Homer D. Kyle, late of Blairtown 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.

I, H. N. Kyle.

Whereupon, the Court, ordered, the said election of said H. N. Kyle, to be entered upon its minutes in the words and figures following, to wit:

Nov. 9 - 1928,
Election:

This day personally came into open Court, H. N. Kyle, widow of said Homer D. Kyle, deceased, who applied to make her election whether to take or not to take under the Will of said Homer D. Kyle, 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. W. Husted, Probate Judge.

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Nov. 5 - 1928

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11431
Nov. 5-1928

In the matter of the Last Will & Testament of
John W. Brown, Deceased.

Application for Probate of Will.

Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents, that John W. Brown late a resident of the Township of Darby in said County, died on, or about the 29. day of Oct. 1928. leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament:

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

- | | | |
|----------------|---------|-----------------------|
| Mary E. Knoch. | sister, | Unionville Center, O. |
| Elmer Brown | Brother | " " " |
| Viola Bonfield | Niece | Marysville, O. |
| Mary Shanahan. | Niece | Unionville Ctr., O. |
| Earl Reed | Nephew | Springfield, O. |
| Earl Reed | " | Unionville, O. |
| Stena Reed | Niece | " " |

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.

Mrs. Ina Pycus, Petitioner.

The State of Ohio, Union County, ss.

I, the above named, Ina Pycus, being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true, as she truly believes.

Mrs. Ina Pycus,

Sworn to before me, this 5th day of November, 1928

W. H. Husted, Probate Judge

Probate Court, Union County, O. Nov. 5-1928.
Filing of Will, and Order for Hearing.

This day an instrument of writing, purporting to be the last Will of John W. Brown, late of Darby Twp. in this County, deceased, was produced in open Court, application made for Probate.

It is now ordered, that the said Will be filed in this Court, and that said application will be for hearing before this Court on the 12th day of November, 1928, at 1. P. M. and that due notice thereof be given 3 days prior to said hearing, to the

11431

next of kin of the testator resident of Ohio.

W. H. Husted Probate Judge -

Warrant of notice ^{Ans.} Consent to Probate

The State of Ohio, Union County,

Probate Court,

We, the undersigned, next of kin of said decedent, residents

of Ohio, hereby give notice ^{Ans.} Consent to probate of Will of

John W. Brown, deceased, Unionville Ctr. O.

Mary E. Knock " " " "

Elmer Brown, " " " "

J. P. Reed Springfield, O.

O. W. Reed Unionville Ctr. O.

Sterra Reed " " " "

Mary Flanagan " " " "

Vivian Orfield New Dover, " R.I.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio,

No. 11431,

The State of Ohio, Union County,

Personally appeared in open Court, Frank Mitchell ^{Ans.} W. P. Gilliland, 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. Brown, deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 22-day of Nov. 1927, purporting to be the Last Will ^{Ans.} Testament of John W. Brown, deceased, that they respectively subscribed their names thereto as witnesses at 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 John W. Brown, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint

W. P. Gilliland Frank Mitchell

Done to before me, and signed in my presence, by said witnesses in open Court this 8. day of Nov. 1928.

^{Ans.} W. H. Husted Probate Judge

Journal Entry:

Probate Court, Union Co. O. Nov. 8-1928

Admitting to Probate ^{Ans.} Record.

admitting

to

Probate ^{Ans.}

Record

This matter came on this day further to be heard, on the application of C. E. Pyers to admit to probate ^{Ans.} record the Will of John W. Brown, late of the Village of Unionville Center, in said County, deceased,

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heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no widow, and, that all the next of kin of said decedent resident of Ohio, have been duly served with notice of the filing of said Will and of the application to admit it to probate and record, in this Court, pursuant to a former order of this Court, or, have waived notice and given consent to the probate of said Will.

And H. P. Gilliland and Frank Mitchell, the subscribing witnesses to said Will, 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 John W. Brown, deceased; that it was duly executed and attested; and 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.

Therefore, the Court orders the admitting of said Will to probate, and that it together with the said testimony of the witnesses above named, be entered of record, in this Court.

W. W. Husted, Probate Judge

Nov. 22 - 1927

Will

Last Will and Testament.

I, John W. Brown, of the village of Unionville Center, County of Union, State of Ohio do make and publish this my Last Will and Testament.

(1st) That my property situated in Unionville Center, Ohio, is to be sold and the proceeds to be used, as follows:

(2nd) My will is, that my just debts, and funeral expenses be paid out of my estate as soon after my decease, as may be found convenient after property has been sold.

(3rd) I also want my mother and father to have a suitable monument, and, I also want a monument for myself.

(4th) The balance to be divided as follows: one-third (1/3) to Elmer Brown, my brother, two-thirds (2/3) to my sister Mary E. Knack, signed John W. Brown.

11431 Witnessed by Frank Mitchell, W. P. Gilliland.

11442 In the matter of the last Will ^{and} Testament of J. Lewis Rausch. Dec'd
Nov. 19, 1928. Application for Probate of Will.
Probate Court, Union County, Ohio.

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To the Probate Court of said County:

Your petitioner respectfully represents that J. Lewis Rausch, late a resident of the township of Derby in said County, died on or about the 4th day of Nov. A.D. 1928, leaving an instrument in writing, herewith produced, purporting to be his last Will ^{and} Testament:

That the said J. Lewis Rausch, died leaving Dora Rausch, his widow, who resides at Derby, and the following named persons, his only next of kin to-wit:

- | | | | |
|--------------------|----------|----------------|---|
| Ezra Rausch, | son, | Plain City, O. | |
| Gerhard Rausch | son, | " " | |
| Nora Dollinger | daughter | " " | |
| Lillie Smartz Kopf | " | Marysville, " | |
| Willis Rausch, | son, | Plain City, " | 4 |
| Martha Rausch, | daughter | " " " | 4 |
| Christine Rausch, | " | " " " | 4 |

Testimony
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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 resident in this State, may be notified according to law of the pendency of said proceedings.

Ezra Rausch, Petitioner

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Oath The State of Ohio, Union County, Ohio.

The above named Ezra Rausch, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he truly believes.

Ezra Rausch.

Sworn to before me, and signed in my presence, this 19th day of Nov. 1928. W. H. Husted, Probate Judge.

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Filing

Probate Court, Union County, O. Nov. 19-1928.
Filing of Will ^{and} Order for Hearing.

This day an instrument of writing, purporting to be the last Will of J. Lewis Rausch, late of Derby 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 will be for hearing before this Court on the 21st day of Nov. 1928, at 1 P.M. ^{and} that due notice thereof be given 3 days prior to said hearing to the widow, and

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11442 next of kin. of the testator, resident of the State of Ohio
W. H. Husted, Probate Judge

Wairer
The State of Ohio, Union County, Probate Court.
In the undersigned, next of kin. of said decedent, wairer
notice and consent to probate of the Will of J. Lerris Rausch, dec'd,
Jillie L. Smutzkoff, Dorothea Rausch,
Mr. William Rausch, Ezra Rausch,
Christine Rausch, Nora R. Dellinger
Gerhold M. Rausch, Miss Martha A. Rausch

Testimony of Witnesses to Will
Probate Court, Union County, Ohio,
No. 11442
The State of Ohio, Union County,
Personally appeared in open court J. M. Foster
and A. H. Kallefrath, 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. Lerris Rausch, 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 Oct. 1927, purporting to be the Last Will and
Testament of J. Lerris Rausch, 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 J. Lerris Rausch,
at the time of executing the same, was of full age,
and of sound mind and memory, and not
under any restraint.

J. M. Foster.
A. H. Kallefrath. Marysville, O.
Sworn to before me, ^{thru} signed in my presence, by said
witnesses in open court, this 21. day of Nov. 1928.
W. H. Husted, Probate Judge

admitting
to
Probate
Probate Court, Union County, O. Nov. 21-1928
Admitting to Probate ^{an} Record,
This matter came on, this day further to be heard,
on the application of Ezra Rausch, to admit to
probate and record, the will of J. Lerris Rausch, late
of the Township of Dary, in said County,
deceased heretofore filed in this Court.
It is now shown, to the satisfaction of the
Court, that said decedent, died leaving

11442

Dora Rausch widow, ans. that all the next of kin of said decedent resident of Ohio, have been duly served with notice of the filing of said Will, and of the application to admit it to probate and record, in this Court, pursuant to a former order of this Court, or have waived notice or given consent to the probate of said Will.

And J. M. Foster and A. B. Kallefrach the subscribing witnesses to said Will, 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 J. Lewis Rausch. Decedent; that it was duly executed and attested; and 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.

Therefore, the Court orders the admitting of said Will to probate, and that it together with the said testimony of the witnesses above named, be entered of record, in this Court.

H. H. Musted, Probate Judge -

Will

Will.

I, J. Lewis Rausch, being of sound mind and memory, do make and publish this my last Will and testament hereby revoking all past Wills and testaments by me made heretofore.

My Will and wish is, that all my real estate that I own do go to my wife during her natural life and after her death to go to the following children, Ezra Rausch, Gerhard Rausch, Tillie Smartzopf, Nora Dellinger, Willis Rausch, Martha Rausch, Christine Rausch, absolutely, with all of my personal property that my wife leaves from my estate that I give her being all after my death, I want my debts paid first.

I appoint my wife executrix of this my last Will and testament without Bond.

In Witness whereof I have hereunto set my signature to this my last Will & testament this 14. day of Oct. 1927.

J. Lewis Rausch.

We the undersigned witnesses to this the last Will and testament of J. Lewis Rausch,

this 14 - day of October, 1927.

A. B. Kallefrach

J. M. Foster

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In the Matter of The Will of James W. Hatcher, Dec'd.
Application for Probate of Will.
Probate Court, Union County, Ohio.

In the Probate Court of said County:
Your petitioner respectfully represents, that James W. Hatcher late a resident of the Township of Claitorne in said County, died on or about the 17 day of Oct. 1928, leaving an instrument in writing, heretofore produced, purporting to be his last Will and Testament; that the said James W. Hatcher died leaving Flora Belle Hatcher, his widow, who resides at Richmond and the following named persons, his only next of kin, to wit:
L. C. Hatcher son Marion, Ohio.
Mary Belle Burns daughter Marion, Ohio.
Blanche G. Orleans " " " "

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.

Flora Belle Hatcher
567 E. Fanning St. Marion, Ohio.

The State of Ohio Union County, ss.

Oath. I, the above named Flora Belle Hatcher being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true as she truly believes.

Flora Belle Hatcher

Sworn to before me, this 24 day of Oct. 1928
W. Husted Probate Judge

Probate Court, Union County, O. Oct. 24 - 1928.

Filing of Will and order for hearing.

Today an instrument of writing purporting to be the last Will of James W. Hatcher late of Richmond, Claitorne 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 will be for hearing before this Court on the 19 day of Nov. 1928, at one P. M. and that due notice thereof be given 3 days prior to said hearing, to the widow, and next of kin of the testator, resident of the State of Ohio.

W. Husted, Probate Judge

11425-

Waior

The State of Ohio, Union County. Probate Court.

Waior

In the order signed, witness, and next of kin, of said decedent, residents of Ohio, hereby waive notice, and consent to the probate of will of James W. Hatcher deceased, Flynn Belle Hatcher 562 E. Farming St. Marion, O. Luther C. Hatcher " " Blanche G. Orman " " Mary Bell Burns. mad

Testimony of Witnesses

Testimony of Witness to Will Probate Court, Union County, Ohio. No. 11425-

Personally appeared, in open Court, J. R. Fackler, 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 James W. Hatcher, deceased, depose and say: that he was present at the execution of the instrument of writing now before him, bearing date, the 15 day of Sept. A. D. 1924, purporting to be the Last Will and Testament of James W. Hatcher, 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 James W. Hatcher at the time of executing the same, was of full age, and of sound mind, and memory & not under any restraint.

J. R. Fackler, Richmond, O.

Brought to before me, and signed in my presence, by said witnesses in open Court, this 8. day of Nov. 1928.

W. W. Husted, Probate Judge

Proof of Signature of Witness to Will.

Proof of Signature

Personally appeared, in open Court, Carrie W. Korubel, & Blaine B. Husted, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of James W. Hatcher, dec'd, depose and say: that C. E. Fackler, whose name appears as one of the subscribing witnesses to the Last Will and Testament of James W. Hatcher deceased, hereto, annexed, has, since the date of said Will, Sept. 5-1924, shown away; that we are each of us, well acquainted with the handwriting and signature of said witness & that the signature of said C. E. Fackler, purporting to be his

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11425 as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness, *Blake B. Husted*, *Carrie W. Hornebeck*,
 given to before me, and signed in my presence in open court, this 19 day of Nov. 1928.
W. H. Husted, Probate Judge

Journal Entry: admitting to Probate^{aw} Record.
 Probate Court, Union Co. O. Nov. 17-1928
 admitting to Probate Record.
 B.E. it Remembers that heretofore to wit: on the 24 day of Oct 1928 an instrument of writing purporting to be the Last Will and Testament of James W. Hatcher late of Richmond, Clairborne Sp. 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^{aw} 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 C.E. Fackler one of the subscribing witnesses to said Will, has since the date of said Will moved and that it would cause a great delay to secure his testimony.

Therefore *Blake B. Husted* & *Carrie W. Hornebeck*, appeared in open Court, and were duly sworn, and examined according to law touching the genuineness of the signature of said C.E. Fackler attached to said Will, whereupon this day came *Jacob R. Fackler*, the other subscribing witness to said Will and testified as to the execution & 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 James W. Hatcher, deceased, that the same was duly executed, and attested; and that the said testator at the time of making, signing & sealing the same was of full age, of sound mind & memory & not under any restraint.

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

11425

Last Will and Testament.

I, James W. Hatcher of the Village of Richmond, County of Union and State of Ohio, do make, and publish this my Last Will and Testament.

Item 1.

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

Item 2.

I give and devise to my wife, Flora Belle Hatcher, all my property, both real and personal, for the period of her natural life, and in the event it is necessary for her maintenance to sell as much as is necessary for her support.

After her death I give my interest in my property in Marion, Ohio to my daughter, Gertrude Orians in fee, and my interest in the property in Richmond to Luther C. Hatcher and Mary Belle Burns in fee, share and share alike.

Item 3.

In the event my personal property is insufficient to pay all my just debts and funeral expenses, the heirs, Gertrude Orians, Luther C. Hatcher, and Mary Belle Burns, shall have the option to pay said debts and expenses, and receive the property devised to them. They shall contribute equally in same.

If they choose not to pay said debts and expenses, then the real property shall be sold to pay them.

Item 4.

I do nominate and appoint Flora Belle Hatcher executrix 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 15 day of Sept. 1924.

James W. Hatcher.

The foregoing instrument was signed at the end thereof by the said James W. Hatcher, 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 subscribe our names, as attesting witnesses at Richmond, Ohio, this 15 day of September 1924.

Witnesses, J. R. Fackler, C. E. Fackler.

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In the matter of The Will of Daniel M. Farmer, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents, that Daniel M. Farmer, late a resident of the township of Blairtown in said County, died on, or about the 2nd day of Nov., 1928, leaving an instrument in writing, therein produced, purporting to be his last Will and Testament:

That the said Daniel M. Farmer, died leaving Jessie F. Farmer, his widow, who resides at Richmond, Ohio, and the following named persons, his only next of kin, to wit:

- | | | |
|------------------|----------|----------------|
| Edna V. Farmer, | daughter | Richmond, Ohio |
| Donald S. Farmer | son, | Richmond, Ohio |
| Daniel E. Farmer | son, | Columbus, 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, resident in this State may be notified according to law of the pendency of said proceedings.
Daniel E. Farmer, Petitioner

The State of Ohio, Union County ss.

The above named, Daniel E. Farmer, being just duly Oath sworn, says that the facts stated, and allegations in the foregoing application contained, are true as he verily believes

Daniel E. Farmer.

Sworn to before me, and signed in my presence, this 7th day of Nov., 1928.

W. H. Hustled, Probate Judge

Probate Court, Union County, O. Nov. 7, 1928.

Filing of

This day an instrument of writing, purporting to be the last Will of Daniel M. Farmer, late of Richmond, 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, and that said application will be for hearing before this Court on the 9th day of Nov., 1928, at 1. P. M., and that due notice thereof be given 3 days prior to said hearing to the widow, and next of kin of the testator, resident of the State of Ohio.

W. H. Hustled, Probate Judge

11433

Wills

The State of Ohio, Union County, Probate Court.

Wills

W. The undersigned, ^{widow} next of kin of said decedent, residents of this town notice and consent to probate of Will of Daniel M. Garner, deceased.

Jessie Summit Garner, Richmond, Ohio
Edna V. Garner " "
Donald L. Garner " "

Nov. 7-1928.

Testimony of Witnesses

Probate Court, Union County, Ohio.

Testimony of Witnesses

The State of Ohio, Union County.

Personally appeared in open court Clara J. (Graham) 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 Daniel M. Garner, deceased, depose and say: That she was present at the execution of the instrument of writing now before me, bearing date the 25 day of November, A. D. 1911, purporting to be the Last Will and Testament of Daniel M. Garner, deceased, that they respectively subscribed her name as witness thereto 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 Will; and that said Daniel M. Garner at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Clara J. Graham, Anderson.

Sworn to before me, and in my presence signed this 7 day of Nov. 1928.

W. H. Husted, Probate Judge

Proof of signature

Proof of signature of witnesses to Will.

Probate Court, Union County, Ohio.

Personally appeared in open court Clara B. Husted and Carrie W. Korubek, who, being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Daniel M. Garner, deceased, depose and say: That C. E. Kagay, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Daniel M. Garner, deceased, hereto annexed, has, since the date of said Will, Nov. 25-1911, died that we are each of us well acquainted with the

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11433 hand writing and signature of said witness, and that the signature of said C. E. Kagay, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased, witness C. E. Kagay.

Clara B. Husted.
Carrie W. Hornbeck.

Shown to before me, and signed in my presence in open court this 8th day of Nov 1928.

W. H. Husted, Probate Judge

admitting Journal Entry: Admitting to Probate ^{an} Record.

Probate Court, Union Co. O. Nov. 9 - 1928.

Be it Remembered that hereafter, to wit: on the 7th day of Nov. A. D. 1928. an instrument of writing purporting to be the Last Will and Testament of Daniel M. Laurer late of Richmond, Blair County Pa. 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 ^{an} 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 Chas. E. Kagay, one of the subscribing witnesses to said Will; has since the date of said Will, died.

Whereupon, Carrie W. Hornbeck and Clara B. Husted appeared, in open court, and were duly sworn, and examined according to law touching the genuineness of the signature of said Chas. E. Kagay attached to said Will.

Whereupon, this day came, Clara J. (Graham) Anderson, the other subscribing witness who 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 Daniel M. Laurer, deceased; that the same was duly executed, and attested ^{an} that the said Testator, at the time of making signing, ^{an} sealing the same, was of full age, of sound mind ^{an} memory, ^{an} not under any restraint.

11433

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

W. H. Husted, Probate Judge -

Last Will ^{and} Testament.

In the name of the Everlasting Father, of all:

I, Daniel M. Turner, 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 desire that whatsoever property I die possessed of both real and personal, after paying my funeral expenses, and just debts, shall belong to my wife, Jessie Fremont Turner, during her life time to have, hold and use, for her comfort and support any or all of it as may be necessary, ^{and} she is authorized to sell and convey any or all of it she may think best, both personal ^{and} real.

I desire that at my death all property of which I die possessed shall revert to my wife Jessie Fremont Turner, without Inventory or appraisement.

I ^{do} hereby nominate ^{and} appoint Jessie Fremont Turner ^{do} Executor of this my Last Will ^{and} Testament, without Bond.

I hereby revoke all other Wills, by me heretofore made, in Testimony whereof, I herewith subscribed my name, at Richmond, O. this 25 day of November, in the year of our Lord one thousand nine hundred ^{and} eleven.

Daniel M. Turner,

The foregoing Instrument was signed at the end thereof by the said Daniel M. Turner, 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 herewith, respectively subscribe our names, as attesting witnesses at Richmond, this 25 day of November, A. D. 1911.

Clara J. Mahan, resides at Richmond Ohio.
Chas. E. Kayay, resides at Richmond Ohio.

Wife

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Nov. 23-
1928

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In the matter of The Will of, Conrad Nicol, Deceased,
Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court of said County,

Your petitioner respectfully represents that Conrad Nicol late of the township of Darby in said County, died on or about 11th day of Nov. A. D. 1928. leaving an instrument in writing heretofore produced, purporting to be his last Will and Testament;

That the said Conrad Nicol, died leaving Anna Nicol, his widow, who resides at Darby Ind. and the following named persons, his only next of kin, to wit:

- Herman P. Nicol, Son, Plain City, Ohio,
- Laura G. Nick, daughter " " "
- Edwin L. Nicol, Son, Ft. Wayne, Ind. R. 10.
- Hilda Arnold, daughter, Idonia, 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 resident in this State may be notified according to law of the pendency of said proceedings.

Herman P. Nicol, Petitioner.

The State of Ohio, Union County ss.

Paul

The above named, Herman P. Nicol being just duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.

Herman P. Nicol.

Sworn to before me and signed in my presence this 23rd day of Nov. 1928.

W. H. Husted, Probate Judge

Filing of Will

Probate Court, Union County, O. Nov. 23 - 1928.

Filing of Will, an. order for hearing.

This day an instrument of writing purporting to be the last Will of Conrad Nicol, late of Darby Township in this County, deceased, was produced in open Court, on application made for Probate.

It is now ordered that the said Will, be filed in this Court, and that said application will be for hearing before this Court on the 20th day of Nov., 1928, at 1 P. M. that due notice thereof be given 3 days prior to said hearing, to the widow, and next of kin of the testator, resident of the State of Ohio.

W. H. Husted,

Probate Judge

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Wainor

The State of Ohio, Union County. Probate Court.

Wainor

We, the undersigned, widow and next of kin of said decedent, residents of Ohio, hereby waive notice and consent to the probate of the Will of Conrad Nicol, deceased.

- Herman P. Nicol Plain City, O. #1.
- Laura Nicol Zwick " " "
- Anna B. Nicol " " "
- Bieda Arnold Irwin, O.

Testimony of Witnesses to Will.

Probate Court Union County, Ohio
no. 11451.

Testimony of witnesses

The State of Ohio, Union County.

Personally appeared, in open court, E. A. Emmert and John H. Kirkade, 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 Conrad Nicol, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 10th day of June, 1926, purporting to be the Last Will and Testament of Conrad Nicol, deceased; that they respectively subscribed their names, thereto, as witnesses, at the request of the 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 Conrad Nicol at the time of executing the same, was of full age, and of sound mind, and memory, and not under any restraint.

- E. A. Emmert Marysville, O.
- John H. Kirkade Marysville, O.

Sworn to before me, and signed in my presence, by said witnesses in open court, this 30th day of Nov, 1928.

W. H. Husted, Probate Judge

Probate Court Union County, Ohio, Nov. 30 - 1928.

admitting to Probate and Record.

admitting to

Probate and Record

This matter came on, this day further to be heard, on the application of Herman P. Nicol, to admit to probate and record, the Will of Conrad Nicol, late of the township of Patsy in said county, deceased, heretofore filed in this Court.

It is now shown, to the satisfaction of the Court, that said decedent died leaving Anna Nicol, widow, and that all the next of kin of said decedent, resident of Ohio, have been

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duly served with notice of the filing of said Will, and of the application to admit it to probate and record, in this Court pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

and E. A. Emmerich and John B. Kirkade, subscribing witnesses to said Will, 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 Conrad Nicol deceased; that it was duly executed and attested; and 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.

Therefore, the Court orders the admitting of said Will to probate, and that it together with the said testimony of the witnesses above named, be entered of record in this Court.

W. Husted, Probate Judge

Will

Will

I, Conrad Nicol, of Darby Township, Union County, 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 former wills and codicils by me made.

Item 1.

I give devise and bequeath all my estate both real and personal unto my beloved wife Anna B. Nicol her heirs and assigns forever, and I nominate her the executrix hereof without bond.

Done at Marysville, O. this 10th day of June, 1926.
Conrad Nicol

The foregoing instrument was signed, declared and acknowledged by Conrad Nicol, as and for his last Will and Testament, in our presence, and signed by us, as witnesses in his presence, at Marysville, O., this 10th day of June, 1926.

John B. Kirkade
E. A. Emmerich

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In the matter of the Estate of Maryetta DeWitt, Dec'd
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio
no. 11409

Now comes D. W. DeWitt and represents to the Court that by the terms of the last Will and Testament of Maryetta DeWitt, deceased, late of said County, which will was duly admitted to probate on the 9-day of Oct. 1929 and recorded in Vol. 5, Page 91, of the Will Records of said Union County, certain real estate was devised to

that the following is a description of said real estate such as is contained in the will. To-wit:
Situating in the County of Union, State of Ohio,^{ans.}
village of Clairborne, and described as follows:

Undivided one-half interest in the following lands,
Being lot no. 18.

Also the following real estate, situated in the same State County, and village.

Being the west half of one acre of land adjacent to the above described lot no. 18, said one-half acre of land being the same, half acre given to Isabelle McShirner by the Will of Isaac McShirner, deceased.

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 to the County Auditor directing the transfer of said real estate upon the tax duplicate to D. W. DeWitt, name, and for a certificate to the County Recorder, as provided by law.

D. W. DeWitt.

The State of Ohio, Union County,

D. W. DeWitt, being first duly sworn, says that the facts stated in the foregoing application, are true as he truly believes.

D. W. DeWitt.

Sworn to before me and subscribed in my presence this 19-day of Nov. 1928. @

W. H. Husted,

Probate Judge.

Probate Court Union Co. O. Nov. 19-1928.
authority.

This day came, D.W. DeMitt and, filed 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 Maryetta DeMitt, 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 D. W. DeMitt

see description in application.

And it appearing to the satisfaction of the Court that the terms of said Will have been complied with in part of Deceased, it is ordered that said real estate be transferred to the name of D. W. DeMitt, and a certificate of this order, issue to said Auditor, as required by law.

W. H. Husted, Probate Judge

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Nov. 19th
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In the matter of The Last Will and Testament of
Harrison M^c Bry, Deceased,
Application for Probate of Will,
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents, that Harrison M^c Bry late a resident of the Township of Paris in said County, died on, or about the 13th day of Nov. A. D. 1928, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

That the said Harrison M^c Bry died leaving no widow. ^{and} the following named persons his only next of kin, to-wit:

Mary Starbuck Niece 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 resident in this State may be notified according to law of the pendency of said proceedings.

Wm. J. Conrad, Petitioner.

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

Wm. J. Conrad.

Sworn to before me, and signed in my presence,
this 23rd day of Nov., 1928.

W. D. Husted, Probate Judge.

Filing

Probate Court, Union County, O. Nov. 23- 1928.

Filing of Will, ^{and} Order for Hearing.
This day an instrument of writing purporting to be the last Will of Harrison M^c Bry 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 will be for hearing before this Court on the 10th day of Dec., 1928, at 1. P. M. and that due notice thereof be given 3 days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.

W. D. Husted,

Probate Judge.

11443

Notice to Next of Kin

Probate Court, Union Co. Ohio
no. 1143-8. Notice of Probate.

Notice

To Mary Starbuck, Bellefontaine, Ohio,
you are hereby notified that on the 19 day of
Nov. 1928, an instrument of writing purporting to be the
last Will and Testament of Harrison McVey, 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 10 day of Dec. 1928. at one P.M.
Witness my signature and the seal of said Court,
this 5 day of Dec. 1928.
W.H. Husted, Probate Judge

Sheriff's Return.

The State of Ohio Logan Co -
Received this writ, Dec. 6-1928. at 9 A.M.
in pursuance to its command, I served the same,
on the within named, Mary Starbuck, by leaving
for her at her usual place of residence a true
and certified copy thereof with all the endorsements
thereon.

Sheriff's
Return

Kenneth Smith, Sheriff
By Charles Bewley, Deputy

Fees

Sheriff's Fees
ser. & Postage .75
Mileage .16
Copy .10 Total \$ 1.03

Testimony of Witnesses to Will

Probate Court, Union County, Ohio,
no. 11443.

Testimony
of
Witnesses

The State of Ohio, Union County,
Personally appeared in open Court, I earnest,
H. Bewley, and John W. Dailly, 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 McVey, deceased, depose and say that
they were present at the execution of the
Instrument of writing now before them bearing
date the 11 day of Nov. 1926. purporting to be the
Last Will and Testament of Harrison McVey
deceased, that they respectively subscribed their
names thereto as witnesses at the request of

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11443 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 Harrison M^cTry at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint

John W. Dailly Marysville, Ohio
Samuel H. Bentley Marysville, Ohio

sworn to before me, and signed in my presence, by said witnesses in open Court, this 10. day of Dec. 1928.

W. H. Husted, Probate Judge

admitting

Probate Court Union County, O. Dec. 10th 1928.

Admitting to Probate, ^{no} Record.

Probate
Record.

This matter came on this day further to be heard, on the application of W. J. Conrad, to admit to probate ^{no} record, the will of Harrison M^cTry, late of the village of Marysville in said County, deceased, heretofore filed in this Court.

It is now shown, to the satisfaction of the Court that said decedent died leaving no widow, and that all the next of kin of said decedent, resident of Ohio, have been duly served with notice of the filing of said will and of the application to admit it to probate and record in this Court pursuant to a former order of this Court, or have waived notice ^{no} given consent to the probate of said will.

And John W. Dailly and Samuel H. Bentley the subscribing witnesses to said will, this day appeared in open Court, and having been duly sworn, testified respectably to the due execution and attestation of said will, which testimony was reduced to writing and 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 M^cTry, deceased, that it was duly executed and attested, and 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.

Therefore, the Court orders the admitting of said will 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

11443

Will

Last Will and Testament of Harrison M^c Vay,
 I, Harrison M^c Vay, of the Village of Marysville, 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 Guila Strishelm, of
 Xenoville, Ohio, the said sum of Fifty (\$50⁰⁰) Dollars.

Third.

I give, devise and bequeath to William J. Conrad,
 Marysville Ohio, my reclining chair, for life and after
 his decease to his eldest son.

Fourth.

After the disposition of the above property, I give,
 devise and bequeath all my property, real, personal,
 and mixed, where so ever the same may be, situate
 to Nettie Brown of 1023 East Fifth Street, Tulsa, Oklahoma.

I do hereby nominate and appoint William J.
 Conrad, to be my executor of this my last Will and
 Testament, and that his entire fee for the same
 to be in the sum of Fifty (\$50⁰⁰) Dollars, the Statutes
 not with standing, and if the said William Conrad,
 is deceased, or, refuses, then that John W. Dailry to
 be my executor, with a fee of Fifty (\$50⁰⁰) Dollars,
 and no more.

It is my desire and Will that under Item
 second of this, my last Will and Testament, that
 if the said Guila Strishelm, should be deceased
 at the time of my death that the Fifty Dollar
 bequest made, therein should revert and go, to
 Nettie Brown, I hereby revoke, all other Wills by me
 heretofore made.

In Witness whereof, I, have, hereunto subscribed
 my name, at Marysville, Ohio, this 11-day of
 November, 1926.

Harrison M^c Vay.

The foregoing Instrument was signed at the ends

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Will

thereof
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11443 thereof by the said Harrison McVey 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
 hereunto respectively subscribe our names as attesting
 witnesses at Madryville, Miss. this 11-day of November 1926.

Sam H. Hendley,
 John H. Dailey

11444
Nov. 19-
1928.

In the matter of the Last Will and Testament of
Charles W. Davis Deceased.

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

To the Probate Court, of said County.

Your petitioner respectfully represents, that Charles W. Davis late a resident of the village of Magnetic Springs in said County, died on or about the 9. day of November, A. D. 1928. leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

That the said Charles W. Davis died leaving Ida P. Davis his widow, who resides at Magnetic Springs and the following named persons, his only next of kin, to wit:

Edward B. Davis son. Cambridge, Ohio.
Fred R. Davis 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, resident in this State may be notified according to law, of the pendency of said proceedings.

Edward B. Davis, Petitioner

Done to before me, and signed in my presence, this 17th day of Nov. 1928. *Wm. Husted*, Probate Judge.

Widow

We, the undersigned widow and next of kin of the within named decedent, hereby waive further notice and consent to the probate of said Will.

Dated this -- day of November, 1928.

Mrs Ida P. Davis
Edward B. Davis
Fred R. Davis
Mrs. C. W. Davis.

Filing
of Will

Probate Court, Union County, O. Nov. 19-1928.

Filing of Will and order for hearing.

This day an instrument of writing, purporting to be the last Will of Charles Davis, late of Magnetic Springs 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 will be for hearing before this Court, and that said application will be for hearing before this Court on the 10th day of Dec. 1928. at 1 P.M. and that due notice thereof be given 3 days prior to

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11444 said hearing to the widow and next of kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge

application for Commission To Take Deposition of Witness to Will.
Probate Court, Union County, Ohio.

application for Commission

To the Probate Court, of said County:

The undersigned respectfully represents that Charles W. Davis late of said County, deceased, died testate on or about the 9th day of November, 1928; and that his Will was on the Nov. 17th 1928, produced in open Court for Probate.

That T. A. Bonnell, and W. W. Stewart witnesses to said Will reside outside the jurisdiction of said Court, to wit: at Cambridge, 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 17th day of Nov. 1928.

Respectfully,

Edward B. Davis

The State of Ohio, Union County
Oath. Edward B. Davis, being duly sworn, says that the statements in the foregoing application are true, as he truly believes.

Edward B. Davis.

Sworn to before me, and signed in my presence, this 17th day of November, 1928.

W. H. Husted, Probate Judge.

Probate Court, Union County, Ohio.
Nov. 17- 1928.

Order for Commission.

This day Edward B. Davis appeared, in open Court, and made application for a Commission to issue to some suitable person, to take the deposition of T. A. Bonnell, and W. W. Stewart witnesses to the Will of said Charles W. Davis deceased.

And, it is to the Court, that said witnesses reside outside the jurisdiction of this Court, to wit: at Cambridge, Ohio.

It is therefore ordered, that such Commission with said Will annexed, issue to Samuel Schrup 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.

11444 With all convenient speed, and. This cause is continued

W.W. Husted, Probate Judge

Journal Entry on Hearing Admission to Probate and Record, Probate Court, Union County, Ohio, Dec. 10- 1928.

Admission to Probate and Record

Be it Remembered, that heretofore, to-wit: on the 17. day of Nov. 1928. an instrument of writing, purporting to be the last Will and Testament of Charles W. Davis late of Mustang 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.

Samuel Schrup, the Commissioner heretofore appointed to take the deposition of T. A. Bournell, and W.W. Stewart subscribing witnesses to said Will duly returned the commission issued to him, with said Will annexed, and also the deposition so taken, duly certified; T. A. Bournell, being deceased, W.W. Stewart and Florence Lounry being acquainted with the signature of the said T. A. Bournell, testified as to the genuineness of his signature as such witness.

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, and by them respectively subscribed and filed with said Will. Whereupon the court finds the aforesaid instrument of writing is the Last Will and Testament of said Charles W. 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 Ida P. Davis pay the costs taxed at \$12.00

W.W. Husted, Probate Judge.

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Commission to Take Deposition of Witness to Will.
Probate Court, Union County, Ohio.

No. 11444

Probate of Will. Commission.

To Samuel Schlyp, Greeting;

You have been duly appointed by the Probate Court of said County to take the deposition of T. A. Bonnell, and W. W. Stewart subscribing witnesses to the last Will and Testament of Charles W. Davis, late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said T. A. Bonnell or witnesses to his signature and W. W. Stewart 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 Charles W. Davis 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 22nd day of Nov. 1928. @ W. H. Husted, Probate Judge

Proof of Signature

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

Personally appeared, in open Court, W. W. Stewart and Florence E. Lowry, who being first duly sworn, to testify the truth, the whole truth and nothing but the truth, in the matter of the Will of Charles W. Davis, deceased, depose and say that T. A. Bonnell, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Charles W. Davis deceased, hereto annexed, has, since the date of said Will February 21st A. D. 1914 died on April 20th 1927, that we each of us well acquainted with the hand writing and signature of said deceased witness, and that the signature of said T. A. Bonnell, purporting to be his as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness T. A. Bonnell.

W. W. Stewart,

Florence E. Lowry.

Sworn to before me and signed in my presence in open Court, this 6th day of Dec. 1928

@ Samuel Schlyp,

Probate Judge

11444

Deposition of Witness to Will.

Probate Court, Guernsey County, Ohio

Probate of Will. Deposition.

Deposition of Witness

Deposition of W. W. Stewart one of the subscribing witnesses to the Last Will and Testament of Charles W. Davis, 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 day of December, 1928, at Cambridge, Ohio.

W. W. Stewart of lawful age being by me first duly sworn, as herein after certified, deposes and says that he was present at the execution of the instrument of writing now before him bearing date the 21 day of February 1914 purporting to be the Last Will and Testament of Charles W. Davis, 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 Charles W. Davis at the time of executing the same was of full age and of sound mind and memory and not under any restraint.

W. W. Stewart

The State of Ohio, Guernsey County, ss

I, Samuel Schlap, duly appointed and Commissioned by the Probate Court of Union, and the State of Ohio, to take the deposition of W. W. Stewart, one of the subscribing witnesses to the Last Will and Testament of Charles W. Davis, 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 W. W. Stewart, 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 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.

11444

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Will

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In Witness whereof, I have hereunto set my hand, this 6th day of Dec. 1928. *Samuel Schrup* Commissioner

Last Will and Testament.

In the name of the Benerolent Father of all men, I, Charles W. Davis, of the Township of Cambridge, in the County of Guernsey, and State of Ohio, being about fifty-two (52) 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, or 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 wife, Ida P. Davis providing she remains my widow, all of my estate of every kind and description, wherever located, whether the same be real, personal or mixed property, for, and during the full term of her natural life, hereby authorizing and empowering my said wife, Ida P. Davis to sell and convey any part, or all of my said real estate at any time and without the order of Court, and to make, execute and deliver deeds to purchasers therefor, if in her opinion it is necessary to pay any of my debts, or necessary for her support, or for the best interest of my said estate.

Third:

at the death of my said wife, I direct and it is my will that my grand son, Charles Sumner Davis, eldest son, of Fred R. Davis, shall receive from my estate the sum of One Hundred Dollars, the same to be deposited with The Guernsey Building and Loan Company of Cambridge, Ohio, in his name, and then to remain on interest until he reaches the age of twenty one years at which time the same shall be paid to my grand son Charles Sumner Davis, together with all accumulations thereon. But in the event that my said grand son should die before reaching twenty one years of age, it is my Will and I hereby direct that said sum of One Hundred Dollars, and its accumulations be paid in equal proportions to my two sons, Edward B. Davis and Fred R. Davis

11444 Fourth:

In the event that my said wife, Ida P. Davis should again get married then it is my will and I hereby direct that all of my estate should be immediately converted into money, and, after deducting therefrom the sum of One Hundred Dollars, for my said grandson as provided in Item Third of this my last will and testament, that the remainder shall be divided, as follows:

Will

- one-third part thereof to my wife Ida P. Davis;
- one-third part to my son Edward B. Davis, and
- one-third part to my son, Fred R. Davis.

Fifth:

In the event that my said wife does not again marry, it is my Will and I hereby direct that at her death, my said estate be equally divided between my two sons, Edward B. Davis and Fred R. Davis after making provisions of the One Hundred Dollars to my grandson, as directed in Item Third of this my last Will and Testament.

In Testimony whereof, I have hereunto set my hand, to this, my last Will and Testament at Cambridge, this: this twenty-first day of February, in the year of our Lord, one thousand nine hundred and fourteen (1914)
Charles W. Davis

The foregoing instrument was signed by the said Charles W. Davis 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 Cambridge, this: this twenty-first day of February, A. D. 1914

J. A. Bonnell
W. W. Stewart

11478
Jan. 9,
1929

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11478
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In the matter of the Last Will ^{and} Testament of
Mikal Rudolph deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Mikal
Rudolph, late a resident of the Village of Unionville Center
in said County, died on or about the 28. day of
Dec. A. D. 1928. leaving an instrument in writing
herewith produced, purporting to be his last Will, and
Testament.

That the said Mikal Rudolph died leaving
Katherine Mar. Rudolph his widow who resides
at Unionville Center, Ohio.

Katherine M. Rudolph wife Unionville Ctr. 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 resident
in this State may be notified according to law
of the pendency of said proceedings.

Katherine M. Rudolph Petitioner

The State of Ohio, Union County,

Oath

The above named, Katherine M. Rudolph, being
first duly sworn, says that the facts stated
in the foregoing application
contained, are true, as she verily believes.

Katherine M. Rudolph
Sworn to before me, and signed in my presence,
this 9. day of January 1929

W. H. Husted, Probate Judge

Probate Court, Union County, O. Jan. 9. 1929.

Filing

Filing of Will, and order for hearing.
This day an instrument of writing, purporting
to be the last Will of Mikal Rudolph late of Unionville
Center 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
will be for hearing before this Court on the 18.
day of January, 1929, at 1. P. M. and that due notice
thereof be given three days prior to said hearing
to the widow, and next of kin of the testator
resident of the State of Ohio.

W. H. Husted
Probate Judge

11478

Application for Commission to Take Deposition
of Witness to Will,
Probate Court, Union County, Ohio
no. 11 478.

To the Probate Court of said County:

The undersigned respectfully represents that Mikel
Rudolph, late of said County, deceased, died testate
on, or about the 28. day of December, A. D. 1928. and
that his Will was on the January 9, 1929 produced
in open Court for Probate

That Sarah J. Adams, one of the witnesses to
said Will reside outside the jurisdiction of said
Court, to wit: at Westerville, Ohio.

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

Dated this 9. day of January, 1929.

Katherine M. Rudolph -

The State of Ohio, Union County,

Katherine M. Rudolph being duly sworn says
that the statements in the foregoing application are
true, as she truly believes.

Katherine M. Rudolph

Sworn to before me, and signed in my presence
this 9. day of Jan. 1929

W. H. Husted, Probate Judge

Probate Court Union County, Ohio,
Jan. 9 - 1929.

Order for Commission

This day Katherine M. Rudolph, appeared, in open
Court, said, made application for a Commission
to issue to some suitable person, to take the
deposition of Sarah J. Adams, one of the witnesses
to the Will of said Mikel Rudolph, deceased.

And, it appearing to the Court that said
witness reside outside the jurisdiction of this
Court, to wit: at Westerville, Ohio.

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

W. H. Husted, Probate Judge

11478

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11478. Commission To Take Deposition of Witness to Will.
Probate Court, Union County, Ohio.
No. 11478.

Commissioner
To Horace Troop, Greeting:
You have been duly appointed by the Probate Court
Commissioner of said County, to take the deposition of Sarah J. Adams,
Westerville, subscribing witness to the last Will and
Testament of Mikal Rudolph, late of the County of Union
in the State of Ohio, deceased. Hereto annexed,
you will therefore cause the said Sarah J. Adams,
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 Mikal Rudolph 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.

In Testimony whereof, I have hereunto set my hand
and affixed the seal of said Court at Marysville, Ohio,
this 10. day of Jan. 1929.
@ W. H. Husted, Probate Judge

Deposition of Will
Probate Court, Union County, Ohio.

Deposition

Deposition of Sarah J. Adams, subscribing witness to
the Last Will and Testament of Mikal Rudolph 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. day of Jan. 1929, at
Marysville, Ohio.

Sarah J. Adams, of lawful age, being by me first duly
sworn, as herein after certified, depose and say:

That she was present at the execution of the
instrument of writing now before her, bearing date
the 26. day of January, 1911 purporting to be the last
Will and Testament of Mikal Rudolph deceased, that
she subscribed her name thereto as witness, at the
request of said testator, and in his presence; that
she saw the said testator sign said instrument
at the end thereof, and heard him acknowledge
the same, to be his last Will and Testament, and
that said Mikal Rudolph at the time of executing
the same was of full age, and of sound mind
and memory, and not under any restraint.

Sarah J. Adams.

11478

The State of Ohio, Union Co.

F. W. W. Troop, Police Justice, duly appointed and
 Committed by the Probate Court of the County of Union
 State of Ohio, to take the deposition of Sarah J. Adams
 Westerville, Ohio, subscribing witness to the Last Will
 and Testament of, Mikel Rudolph, 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 Sarah J. Adams, 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 me,
 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 15th day of January, 1929.
 F. W. W. Troop, Police Justice, Commissioner

Proof of Signature of Witness to Will.

Proof of
signature
of
witness

Probate Court, Union County, Ohio.
 Personally appeared, in open Court A. E. Mitchell, and
 Clara A. Brown, who being first duly sworn, to
 testify the truth, the whole truth, and nothing but
 the truth, in the matter of the Will of Mikel Rudolph,
 deceased, depose and say: that Albert Adams,
 whose name appears, as one of the subscribing
 witnesses to the Last Will and Testament of
 Mikel Rudolph, deceased, herewith annexed, has,
 since the date of said Will, Jan. 26-1911, died
 that, we are, each of us, well acquainted, with
 the handwriting and signature of said deceased
 witness, and that the signature of said Albert Adams
 purporting to be his, as one of the subscribing
 witnesses to said Will, is the true and genuine
 signature of the said deceased.

A. E. Mitchell. Clara A. Brown.
 Sworn to before me and signed in my presence, in open Court
 this 18th day of Jan. 1929.
 W. J. Husted, Probate Judge

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11478. Journal Entry: On Hearing, Admission to Probate ^{Am.} Record.
Probate Court, Union County, Ohio.
Jan. 18th 1929.

admission
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Probate ^{Am.}
Record.
It is Remembered, that heretofore, to-wit: on the 9 day of
Jan. 1929, an instrument of writing purporting to be the
Last Will and Testament of Mikel Rudolph late of
Darby Twp. 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.

Horace Troop, the Commissioner heretofore appointed
to take the deposition of Sarah J. Adams, 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, and thereupon this day came, A. E. Mitchell
^{q.} Clara A. Brown, who were duly sworn testified
as to the signature of Albert Adams, the other
subscribing witness who has since the date of said
Will, died, testified as to the execution and
attestation of said Will: which testimony was reduced
to writing, and by them respectively subscribed,
^{and} filed with said Will.

Whereupon, the Court finds the aforesaid
instrument of writing, is the last Will, and Testament
of said Mikel Rudolph, 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. W. Husted, Probate Judge

11478

R. T. No. of Plain City, O.

In the name of the Benevolent Father of all, Amen:
 I, Mikel Rudolph, of Darby Township, Union
 County, and State of Ohio, being about Fifty Two
 years of age and of sound and disposing
 mind and memory, do make this my last
 Will and testament hereby revoking, annulling
 and making void all previous last Wills
 and testaments heretofore by me made.

Will

Item First:

It is my desire that my funeral expenses
 and all just debts be paid out of my estate
 (including a family monument to cost not
 less than \$200⁰⁰)

Item Second:

I desire that the use of my estate both
 personal and Real go to my beloved wife,
 Katie Rudolph, as long as she remains my
 widow and in case she feels that she is not
 competent to so manage my estate as to make
 it profitable or if she so prefers, she may sell
 all, or any part of my estate and she is
 hereby authorized and empowered to do so
 make, execute and deliver the same as I
 myself might or could do if I were living.

In case the land is sold then my
 widow, the said Katie Rudolph, shall have
 the income from the proceeds of such sale, and
 she may in addition use as much of said
 proceeds or estate as may be necessary to insure
 her a comfortable living.

Item Third:

In case my widow, the said Katie
 Rudolph, should re-marry then she shall be
 entitled to one-third of my estate or rather
 one-third of the part of my estate that is left
 at the time of her re-marriage.

Item Fourth:

In case my widow should re-marry
 then I desire that my estate except as
 provided in Item Third shall go to Josie
 Rudolph. Provided the said Josie Rudolph
 shall have remained faithful and have done
 by said Widow as a faithful real daughter
 should do.

11478

Will.

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Item Fifth:

If my widow should not remarry then at her death the part of my estate remaining shall go to the said Josie Rudophy under the same conditions as provided in Item Fourth.

Will.

Item Sixth:

By Josie Rudophy I refer to the girl now living with us and whose father name is Poling.

Item Seventh:

In case the said Josie Rudophy should die before the said Katie Rudophy or if for any other reason she should not become lawfully seized of the remainder of my estate and my widow should need some one to care for her in her last days then said person so caring for her shall receive what is left of my estate.

Item Eighth:

I hereby appoint my beloved wife Katie Rudophy executrix of this my last Will and Testament and I desire that she be not required to give Bond. Mikel Rudophy.

This instrument of writing was signed by Mikel Rudophy in our presence and we in his presence this 26 day of January 1911 and he the said Mikel Rudophy stated that he was under no restraint.

Witness Albert Adams.
Sarah J. Adams.

1145-8
Dec. 7-1928

In the Matter of the Will of Amos Montgomery, Deceased,
Application for Probate of Will
Probate Court, Union County, Ohio

To the Probate Court of said County:

Your petitioner respectfully represents that Amos Montgomery late a resident of the Township of Liberty in said County, died on or about the 1st day of Dec. 1928, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Amos Montgomery died leaving no widow, and the following named persons, his only next of Kin, to wit:

Elwood Montgomery	brother	Centerburg, Ohio.
Frank Montgomery	brother	mt. Vernon, Ohio.
Forest Durkin	sister	mt. Vernon, Ohio.
Homer Montgomery	nephew.	Peoria, Ohio.
Noel Montgomery	nephew	Peoria, Ohio.
Bernice Skidmore	niece	Woodsfield, Ohio.
Bertha Moore	niece	East Liberty, Ohio.
John Montgomery	nephew	Richmond, Ohio.
Rever Montgomery	nephew	Lansing, Mich.
Emma Barker	niece	Columbus, Ohio.
Lora White	niece	Ill (?)

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.

L. H. Collins, Petitioner.

The State of Ohio, Union County ss.

Carth

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

L. H. Collins.

I now do before me, and signed in my presence, this 7th day of Dec. 1928.

W. H. Husted, Probate Judge

We, the undersigned next of Kin, hereby waive further notice

waiver notice

Homer Montgomery,
Noel Montgomery.

Probate Court, Union Co. O. December 7-1928.
Filing of Will and Order for Hearing.

1145-8

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1146-2.

This day an instrument of writing, purporting to be the last will of Amos Montgomery, late of Liberty 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 will be for hearing before this court on the 26th day of December, 1928, at 1 o'clock P.M. and that due notice thereof be given 3 days prior to said hearing to next of kin of the testator, resident of the State of Ohio.

W. H. Huated, Probate Judge

Wains

Wains of Notice and Consent to Probate.
The State of Ohio, Union County, Probate Court
The undersigned next of kin, wains consent to probate of will.
Amos Montgomery, Centerville, O.
Dec. 10-1928.

notice

Notice of Next of Kin.
Probate Court, Union County, Ohio.
Notice of Probate.
To Noel Montgomery, Perira, Ohio, Bessie Skidmore, Lunda, and West Mansfield Road, Bertha Moore, just off Raymond, and East Liberty Road, South, John Montgomery, Byhalia, Ohio.

You are hereby notified that on the 7th day of Dec. 1928 an instrument of writing purporting to be the last will and Testament, of Amos Montgomery 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 26th day of Dec. 1928, at one o'clock P.M.

Witness my signature and the seal of said Court.
This 15th day of Dec. 1928.
W. H. Huated, Probate Judge.

Return

Sheriff's Return
The State of Ohio, Union County.
Received this writ Dec. 15th 1928, at 2 o'clock P.M. and pursuant to its command I served the same, on the within named defendants Noel Montgomery, Bessie Skidmore, Bertha Moore, and John Montgomery by personally handing to each of them a true copy of this notice with all the endorsements thereon made service Dec. 17-1928.

1928.
Hearing

11458

J. B. Lingard, Sheriff. By Mary E. Blinn, Deputy

Sheriff's Fees

Service 75

Additional names, 75

49 miles 3.92 Total. \$ 5-42

Notice To next of kin.

Probate Court, Union County, Ohio

No. 11458.

Notice

To Emma Barker, 60 East 4th Ave., Columbus, Ohio.

You are hereby notified that on the 7 day of Dec. 1928, an instrument of writing, purporting to be the last Will and Testament of Amos Montgomery 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 26th day of Dec. 1928 at one o'clock P.M.

Witness my signature and the seal of said Court, this 15th day of Dec. 1928.

W. M. Husted, Probate Judge.

Sheriff's Return.

The State of Ohio, Franklin County

Return

Rec'd this writ December 17 1928 at 10 o'clock A.M. and pursuant to its command, I served the same on the the within named, Emma Barker, by personally handing to her a true and certified copy of this writ with all the endorsements thereon.

Walter F. Cuff, Sheriff By J. S. Crumery, Deputy.

Notice next of kin.

Probate Court Union County, Ohio.

No. 11458.

Notice

To Frank Montgomery and Lorat Montgomery, a lady Mt. Vernon, Ohio.

You are hereby notified that on the 7 day of Dec. 1928 an instrument of writing, purporting to be the last Will and Testament of Amos Montgomery 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 26th day of Dec. 1928 at one o'clock P.M.

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11458 Witness my signature and the seal of said Court this 15th day of Dec. 1928.

W. Husted, Probate Judge

Sheriff's Return

Return The State of Ohio, Knox Co. Received this writ Dec. 17- 1928. at 10 o'clock a.m. and pursuant to its command, on Dec. 20- 1928. I served the same, on the within named Frank Montgomery and Forest Montgomery Barber, (formerly Forest Montgomery), by personally handing to each of them a true and certified copy thereof with all the endorsements thereon.

Clifton G. Strain Sheriff By, Hoy C. Lynde, Deputy

Sheriff's Fee
Service, 70
name, 20
5 miles 40
Costs 13 Total \$1.53

Testimony of Witnesses

Testimony of Witnesses to Will, Probate Court Union County Ohio, vs. 11458

The State of Ohio, Union County. Personally appeared in open Court, L. H. Collins and Carrie M. Collins, 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 Amos Montgomery, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 2nd day of Nov. 1927, purporting to be the Last Will and Testament of Amos Montgomery, 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. Husted, and that said Amos Montgomery at the time of executing the same, was of full age, and of sound mind, and memory, and not under any restraint.

L. H. Collins, Carrie M. Collins
Sworn to before me, and signed in my presence, by said witnesses in open Court, this 26th day of Dec. 1928.
W. H. Husted, Probate Judge

11458

Probate Court, Union County, O. Dec. 26-1928.

Admitting to Probate ^{my} Record.

admitting
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Record.

This matter came on this day further to be heard, on the application of L. H. Collins to admit to probate and record, the Will of Arno Montgomery late of the village of Peoria in said county, deceased, heretofore filed in this court.

It is now shown to the satisfaction of the court that said decedent died leaving no widow and that all the next of kin of said decedent resident of Ohio, have been duly served with notice of the filing of said Will and of the application to admit it to probate and record, in this court, pursuant to a former order of this court or have waived notice and given consent to the probate of said Will.

And L. H. Collins and Carrie M. Collins, the subscribing witnesses to said Will, 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 and 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 Arno Montgomery deceased; that it was duly executed and attested, and 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.

Therefore the court orders the admitting of said Will 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

Will

I, Arno Montgomery, of Peoria, 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.

First;

I desire that all my just debts and funeral expenses be paid, as soon as practicable, after my decease.

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11458 Second:

I give and bequeath all the remainder of my property, both personal and real, to my niece, Virginia Montgomery, now residing in Peoria, Ohio, to be hers in fee simple and absolutely.

Will

I nominate and appoint Virginia Montgomery, of Peoria, Ohio, to be the executor of this Will, and without Bond

In witness whereof I have hereunto set my hand, this 2^d day of November in the year one thousand nine hundred, and Twenty-seven at Broadway, Ohio.

Amos Montgomery (seal)

Signed, published, and acknowledged by the said Amos Montgomery, as and for his last Will and Testament in our presence, and subscribed and attested by us, as witnesses, in our presence, and at his request, and in the presence of each other.

L. H. Callins
Carrie M. Callins

Broadway, Ohio.
Broadway, Ohio.

11460
Dec. 11-1928.

In the matter of the Last Will & Testament of
Gideon Shelbourn, Deceased,
Application for Probate of Will.
Probate Court, Dec. 11-1928.

To the Probate Court of said County:

Your petitioner respectfully represents that Gideon
Shelbourn late a resident of the Township of Claitourne,
in said County, died on or about the 6-day of Dec. 1928,
leaving an instrument in writing, herewith produced,
purporting to be his last Will, and Testament;

application

That the said Gideon Shelbourn, died leaving
Lucy B. Shelbourn, his widow, who resides at Richmond, O.,
and the following named persons, his only next of kin:
Ivonne Rurblew, age 28, daughter, St. Cloud, Florida.
Mabel Shelbourn, " 25, " 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
resident in this State may be notified according
to law of the pendency of said proceedings.

Lucy B. Shelbourn, Petitioner
Known to before me, and signed in my presence, this
11-day of December, 1928.

W. W. Husted, Probate Judge

Widow

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

Dated this 11-day of Dec. 1928.
Mrs. Ivonne Rurblew,
Mabel Shelbourn,

Probate Court, Union County, O. Dec. 11-1928.
Filing of Will, and Order for Hearing

Filing

This day an instrument of writing purporting to be
the last Will of Gideon Shelbourn, late of Claitourne
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
will be for hearing before this Court, on the 11th
day of Dec. 1928, at 2 P.M. the Widow and
all next of kin being in Court.

W. W. Husted, Probate Judge

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Testimony of Witnesses to Will.

Probate Court, Union County, Ohio,
No. 11460.

The State of Ohio, Union County.

Testimony
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witnesses

Personally appeared in open court, F. LeRoy Allen, and Hazel 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 Gideon Shelhorn, deceased, depose, and say: That they were present at the execution of the instrument of writing now before them bearing date the 15 day of March, 1928, purporting to be the last will and Testament of Gideon Shelhorn 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 Gideon Shelhorn at the time of executing the same, was of full age and of sound mind and memory and not under any restraint.

Hazel Allen Richmond, Ohio,
F. LeRoy Allen, Richmond, Ohio.

Sworn to before me, and signed in my presence, by said witnesses in open court, this 11 day of Dec. 1928.
@ W. H. Husted, Probate Judge

Probate Court, Union County, O. Dec. 11 - 1928.

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admitting to Probate and Record,

This matter came on this day, further to be heard, on the application of Lucy B. Shelhorn to admit to probate and record, the will of Gideon Shelhorn, late of the Township of Blairtown in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court, that said decedent died leaving Lucy B. Shelhorn widow and that all the next of kin of said decedent, resident of Ohio, have been duly served with notice of the filing of said Will, and of the application to admit it to probate and record, in this Court pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

And F. LeRoy Allen and Hazel Allen, the subscribing witnesses to said Will, 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

11460

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 Dideon Shelhorn, deceased: that it was duly executed and attested, and 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.

Therefore the Court orders the admitting of said Will to probate, and that it together with the said testimony of the witnesses above named, be entered of record in this Court.

W. D. Husted, Probate Judge

Last Will and Testament.

Will

I, Dideon Shelhorn of the Township of Blairtown 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, may be paid out of my estate as soon as may be found convenient and that an inexpensive monument be erected if my executrix so desires.

Second:

I direct that my farm of about 59 acres near Richwood Ohio, be sold as soon as convenient by my executrix and I hereby authorize and empower her to sell said farm and to deliver a deed therefor the same as I could myself and to reinvest whatever my executrix wishes, so to do, in real estate to her liking.

Third:

I give and devise to my wife Lucy B. Shelhorn, during her natural life or so long as she shall remain my widow to have and enjoy the income therefrom and should it become necessary for her comfort support medical attention or maintenance all or any part thereof, all my property of every kind and nature and wheresoever situate that I may own or have the right to dispose of at the time of my decease.

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Fourth:

after the death of my said wife Lucy B. Shelhorn, or in the event of her re-marriage I give devise and bequeath to my two daughters Vera Ivorine Purklen and my Mabel Larina Reitzel all of my said property then remaining to be theirs equally share and share alike, and absolutely, should they both be living or in the event that either of my said daughters preceed my wife in death and leave body heir or heirs of their body, But in the event that either of my said daughters die before my wife Lucy B. Shelhorn, without a body heir or heirs, then and in that event it is my desire that all my Estate shall pass to and vest in the survivor of them absolutely. However, should both my daughters preceed my wife in death without heirs of their body then and in that event it is my desire that all my estate be divided equally share and share alike, to the living brothers and sisters of my wife Lucy B. Shelhorn at the time of her decease or re-marriage.

Will

I hereby appoint Lucy B. Shelhorn executrix of this my last Will and Testament, and I ask that no Bond may be required of ^{her as such} hereby revoking all former Wills by me made.

In Witness Whereof I have hereunto subscribed my name the 15th day of March, in the year Nineteen Hundred and twenty-eight.

Gideon Shelhorn (L.S.)

Mr. whose names, are, hereto subscribed, do certify, that on the 15th day of March, 1928, Gideon Shelhorn, 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.

F. de Roy Allen, residing at Richmond, Ohio
 Hazel Allen, residing at Richmond, Ohio

11465
Dec. 22-1928

In the matter of the last will and Testament of James T. Black, deceased
Application to admit to Record, Authenticated
Copy, of Will, and Order of Probate,
Probate Court, Union County, Ohio,
Application

To the Probate Court of said County:

Your petitioner respectfully represents, that James T. Black, late of Madison County, died testate on or about the 6th day of March, 1913. That his Will was duly proved and allowed in Madison County, Ohio, and that said James T. Black died leaving no widow.

The following named persons are interested in said Will, as next of kin, or otherwise, to wit:

Jennie Black daughter Plain City, O.
Oliver B. Leather " " " "

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 in fact 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.

Howard C. Black.

The State of Ohio, Union County,

Howard C. Black, petitioner being duly sworn says that the facts stated and allegations contained in the foregoing application are true, as he truly believes
Howard C. Black.

Sworn to before me, and signed in my presence,
this 22nd day of December, 1928.

W. H. Husted, Probate Judge

Order, admitting to Record, authenticated copy of Will,
Probate Court, Union County, Ohio,
Dec. 22-1928.

This day Howard C. Black, appeared in open Court, and produced an authenticated copy of the Will of James T. Black, late of Madison 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 proved and allowed in Madison County, that some of the real estate devised by said Will is located in Union County.

It is therefore ordered, that said Copy of said Will

and Order of probate to and the same hereby is allowed and admitted to record, and that the same be recorded in the Record of Wills of this office; and it is further ordered that said Howard C. Black pay the Costs herein taxed at \$3.00
W. H. Stusted, Probate Judge

Will

In the name of The Reverent Father of all, I, James T. Black, of Plain City, Madison 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, my last Will and Testament, hereby revoking and annulling any and all other Will, or Wills whatsoever, by me made.

First:

I desire all my just debts, and funeral expenses to be paid as soon as may be practicable after my death.

Second:

I give and bequeath to my beloved wife, Mary A. Black, for and during her natural life, all the property of which I may die seized, whether the same be real, personal or mixed.

Third:

During my life-time, having advanced to my son Howard C. Black, his full share of my estate, I hereby give and bequeath to my two daughters, Jennie and Olive, share and share alike, all the property of which I may die seized, whether the same be real, personal, or mixed, to be theirs absolutely, upon the death of my said wife.

In Witness Whereof, I have hereunto set my hand, this 26-day of November, A.D. 1909.

James T. Black.

Signed, and acknowledged, by the said James T. Black, as and for his Last Will and Testament, in our presence, who in his presence, and at his request and in the presence of each other, have hereunto set our names, as Witnesses.

Alfred H. Ormerod. Plain City, O.

Berj. E. Jones. Plain City, O.

Journal Entry: Orders on Hearing, Admission to Probate and Record,
Probate Court, Madison Co. Ohio.
Mch. 11 - 1913

Be it Remembered that heretofore to wit: on the 11th day of
March A. D. 1913, an instrument of writing, purporting
to be the Last Will and Testament of James T. Black,
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 given
by the next of kin of the testator, resident of the
State of Ohio.

Whereupon now this day, came Benjamin
E. Jones and Alfred K. Ormerod, 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 James T. Black, 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 Howard L. Black
pay the costs herein taxed, at \$ --- within 10 days.
Frank J. Murray, Probate Judge

Certificate to Copies

The State of Ohio, Madison County, ss.

Probate Court,

I, Lura K. 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 Last Will and
Testament, and Journal Entry, of the Probate of the
same: In the matter of the Last Will and Testament
of James T. Black, deceased, case no. 3074.
As the same appears upon the records of said
Court: and I further certify that I have

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Dec. 22,
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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 London, Ohio, this 20th day of December, 1928.

Geo. Lina K. Strayer, Probate Judge

The State of Ohio, Madison Co., ss.

I, Lina K. Strayer, 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 Lina K. Strayer, 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 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 London, Ohio, this 20th day of Dec. 1928.

Geo. Lina K. Strayer, Judge

The State of Ohio, Madison Co., ss.

I, Lina K. Strayer, ex-officio Clerk, of the Probate Court, within and for said County and State aforesaid, hereby certify that Lina K. 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 London, Ohio, this 20th day of December, 1928.

Geo. Lina K. Strayer,

Ex-officio Clerk of said Court.

114 65-
Dec. 22,
1928.

In the matter of The Last Will and Testament of James T. Black, Deceased -
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio.

Now comes, Howard C. Black, and represents to the Court, that by the terms of the Last Will and Testament of James T. Black, deceased, late of said County, which Will was duly admitted to record on the 22nd day of Dec. 1928, recorded Vol. 8, Pg. 162 of the Will Records of said Union County, certain real estate belonging to said decedent was

devised to James Black, and Olin B. Feather without any specific description of said real estate being given.

The real estate in Union County owned by said decedent is devised as follows:

Being part of Lot No. (2) Trs. of Howard C. Black, second addition to the village of Plain City, Union County, Ohio, as the same is known, numbered and designated on the recorded plat of said Addition in the recorder's office at Marietta, Ohio.

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 James Black, and Olin Feather name
Howard C. Black.

The State of Ohio, Union County.

Howard C. Black, being first duly sworn says that the facts stated in the foregoing application are true, as he verily believes.

Howard C. Black.

Sworn to before me, and subscribed in my presence this 22 day of Dec. 1928

W. N. Hustel Probate Judge

Probate Court, Union County, O. Dec. 22-1928
Authority to Transfer & Record
Real Estate Devised.

This day came Howard C. Black, and filed therein 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 James T. Black, 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
James Black, and Olin B. Feather.

That the following is a description of said real estate such as is contained in the Will, to wit:

The following is a specific description of said real estate.

Being part of Lot No (2) Trs of

second

Howard C. Black², Addition to the village of Plain City, Union County, Ohio, as the same is known, intended, and designated on the recorded plat of said Addition in the Recorder's Office, at Marysville, Ohio.

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 herein before named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Jennie Black, Mrs. Oliver B. Leather, and that a certificate of this order issue to said Auditor and Recorder as required by law.

W. H. Husted Probate Judge

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In the matter of the last Will and Testament of:
Chester W. Patterson, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio

To the Probate Court of said County:
Your petitioner respectfully represents that
Chester W. Patterson late of the Village of Richmond
in said County, died w. or. about the 30- day of
Dec. 1928. leaving an instrument in writing, herewith
produced, purporting to be his last Will and Testament.

That the said Chester W. Patterson died leaving
Susan Patterson his widow, who resides at Richmond
O. and the following named persons, his only
next of kin:

William Earl Patterson, Son, Richmond, 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.
Earl Patterson, Petitioner.

Oath

The State of Ohio, Union County,
The above named, William Earl Patterson
being first duly sworn, says that the facts stated
and allegations in the foregoing application
contained, are true, as he truly believes.
Earl Patterson.

Sworn to before me, and signed in my presence, this
10- day of Jan., 1929 A.D.

W. T. Husted, Probate Judge.

Waiver

The undersigned widow hereby waives further notice
and consent to probate of said Will.
Susan Patterson.

Probate Court Union County, O. January 14-1929.

Filing of Will and order for hearing

Filing

This day an instrument of writing, purporting to be
the last Will of Chester W. Patterson late of Richmond
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
will be for hearing before this Court, on the 14-

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11475- day of January 1929 at 1. P. M. and that due notice thereof be given 3 days prior to said hearing, to the widow and next of kin of said testator, resident of the State of Ohio.

W. H. Husted, Probate Judge -

Testimony of Witnesses

Probate Court, Union County, Ohio.

Testimony of Witnesses

The State of Ohio, Union County.

Personally appeared, in open court, D. E. Ogaw, Mr. A. B. Simons, 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 Chester W. Patterson deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 17 day of August, A. D. 1928, purporting to be the Last Will and Testament of Chester W. Patterson 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 Chester W. Patterson at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

D. E. Ogaw, Richmond, O.
A. B. Simons Richmond, O.

Sworn to before me, and signed in my presence, by said witnesses in open court, this 14 day of Janry, 1929.

W. H. Husted Probate Judge, By: Clara B. Husted Deputy, Clerk.

Admitting to Probate Court, Union County, O January, 14 - 1929. Admitting to Probate Recd.

his matter came on, this day further to be heard, on the application of Earl Patterson to admit to probate and record the Will of Chester W. Patterson late of the Village of Richmond in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court, that said decedent died leaving Susan Patterson widow, and that all the next of kin of said decedent resident of Ohio, have been duly served with notice of the filing of said Will and of the application to admit it to probate and record, in this Court, pursuant to a former

11476- order of this Court, or have waived notice and given consent to the probate of said Will.

And D. E. Ogan and U. B. Simons the subscribing witnesses to said Will 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 Chester W. Patterson, deceased, that it was duly executed and attested; and 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.

Therefore the Court orders the admitting of said Will 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 I, Chester W. Patterson 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 do give, devise and bequeath to my beloved wife Susie Patterson all of the income from all of my property both real and personal during her natural life time, to be used for support and maintenance and in case the income is not sufficient for her support the Executor may sell a portion of said real estate for her maintenance.

Third:

I give, devise and bequeath to my son, William Earl Patterson, after the death of my wife, Susie Patterson, the income from all of my real estate during his natural life time and at his death all my real estate must be sold and the proceeds from said sale to be divided, share and share alike between the direct heirs at law of Chester W. Patterson, and my wife

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11 475 Susie Patterson,
Fourth:

I give, devise, and bequeath to my son, William Earl Patterson, after the death of my wife Susie Patterson, all of my personal property to be his absolutely.

Will Fifth:

I request that my executor purchase monument as soon after my death, as may be convenient.

I do hereby nominate and William Earl Patterson 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 Richmond, Ohio, this 17th day of August, 1928.

Chester W. Patterson,

The foregoing instrument was signed at the end thereof, by the said Chester W. Patterson 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, Ohio, this 17th day of Aug. 1928.

J. E. Ogaw. resides at Richmond, Ohio

A. B. Simmons resides at Richmond, Ohio

11476
July 8-1929

In the matter of the Will of Christian Oehler, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Christian Oehler, late a resident of the Township of Jackson, in said County, died on or about the 3rd day of Jan. A.D. 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

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

- Wagner Oehler son Longmont, Colo.
- Thos-J Oehler son Richmond, Ohio #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 persons, resident in this State may be notified according to law of the pendency of said proceedings.

T. J. Oehler, Petitioner.

The State of Ohio, Union County.

oath

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

T. J. Oehler.

Sworn to before me, and signed in my presence, this 8th day of Jan, 1929

W. H. Husted, Probate Judge -

Probate Court, Union Co. O. Jan. 8-1929.

Filing

Filing of Will and Order for Hearing.

This day, an instrument of writing, purporting to be the last Will of Christian Oehler, 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 will be for hearing before this Court, on the 21st day of January, 1929, at two o'clock P.M., and that due notice thereof be given 3 days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.

W. H. Husted

Probate Judge -

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Proof of
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Proof of Signature of Witness to Will

Probate Court, Union County, Ohio.

Proof of Signature to witnesses

Personally appeared in open Court L. J. Mc Coy, and D. B. Whitehead, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Christian Oehler, deceased, depose and say: that Isaac Blyborn, and D. A. Temple, whose names appear as the subscribing witness to the Last Will and Testament of Christian Oehler, deceased, hereto annexed, has since the date of said Will March 19- A. D. 1921, moved to parts unknown, that we, we each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Isaac Blyborn, and D. A. Temple, purporting to be theirs as the subscribing witnesses, to said Will, is the true and genuine signature of the said deceased, witness Isaac Blyborn, and D. A. Temple.

L. J. Mc Coy

D. B. Whitehead

Sworn to before me and signed in my presence, in open Court, this 10-day of January, 1929.

W. H. Husted, Probate Judge

Journal Entry: Admitting to Probate, and Record.

Probate Court, Union Co. O.

January, 21- 1929.

admitting to Probate and Record

Be it Remembered, That heretofore, to-wit: on the 8-day of January A. D. 1929, an instrument of writing purporting to be the Last Will and Testament of Christian Oehler, 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 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 Isaac Blyborn and D. A. Temple, the subscribing witnesses to said Will: March 19- 1921, moved to parts unknown.

Whereupon, L. J. Mc Coy and D. B. Whitehead appeared in open Court, and were duly sworn, and examined, according to law, touching the genuineness of the signatures of said Isaac Blyborn and D. A. Temple, attached to said Will

11476

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 Oehler, 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. W. Huatell, Probate Judge

Last Will and Testament

Will

I, Christian Oehler, of the Township of Jackson, 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, Melvin Horner Oehler, the farm of 80 acres formerly owned by John M. Horn, and lying just east of my home farm, to have and to hold the same during his natural life time to enjoy the rents and income therefrom, so long as he may live, after his death the land is to go to his children in fee simple. Provided, however, that the said Melvin Horner Oehler, is to assume whatever incumbrance may be against said 80 acre farm at the time of my death.

To my son, Thomas J. Oehler, I give all my personal property, of whatsoever kind, including money, and chattels.

It is my will, and desire, that my son, Thomas J. Oehler, shall lend, whatsoever help, he may see fit and proper, to his brother Melvin Horner in stocking, the said 80 acre farm, and helping to manage whatever incumbrance may be on same.

In case my son, Horner Melvin should become dissatisfied with my disposition of my property

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and should attempt to break this Will, then, in that case, he shall lose his share, under this Will, and the same shall go to his children, But, is to be turned over to them, when they become of legal age.

I do hereby nominate and appoint Thomas J. Oehler, 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 19. day of March, 1921.
Christian Oehler

The foregoing Instrument was signed at the end thereof by the said Christian Oehler, 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, Ohio, this 19-day of March, 1921.

Isaac Clybourn
D. A. Temple

resides at Richmond, O.
resides at Richmond, O.

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Jan. 11,
1929.

In the matter of the Will of Jefferson L. Richey, Deceased
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Jefferson L. Richey late a resident of the Village of Marysville in said County, died on or about the 1st day of January A. D. 1929, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

That the said Jefferson L. Richey died leaving Flora M. Richey his widow, who resides at Marysville, Ohio, and the following named persons his only next of kin:

- Emma McElroy daughter Marysville, Ohio.
- Edward Randall S. son " "
- Thomas " " "
- Marie Rupright " 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, resident in this State may be notified according to law of the pendency of said proceedings.
Flora M. Richey Petitioner

Oath

The State of Ohio, Union County.

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

Flora M. Richey

sworn to before me and signed in my presence.

This 11th day of January, 1929.

W. W. Hatfield Probate Judge

Probate Court, Union County, O.

Jan. 11 - 1929.

Filing of Will and Order for Hearing.

Filing
of
Will

This day an instrument of writing purporting to be the last Will of Jefferson L. Richey late of Marysville 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 made for Probate. It is now ordered that the said Will be filed in this Court, and

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that said application will be for hearing before this Court on the 16 day of January, 1929, at 2 o'clock P.M., and that due notice thereof be given 3 days prior to said hearing, to the widow, and next of kin resident of the State of Ohio.

W.H. Husted, Probate Judge

Notice of Notice and Consent to Probate

Witness

- Emma N. Mc Dermoy
- Edward T. Randall
- Thomas W. Randall
- Frather, Edward Randall
- Marie Ruppelch

Testimony of Witnesses to Will

Probate Court, Union County, Ohio

vs. 11480

Testimony of witnesses

The State of Ohio, Union County,
 Personally appeared, in open Court, W.D. Wilson and Faye M. Wilson who 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 Jefferson L. Richey, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 20 day of Jan. 1927, purporting to be the Last Will and Testament of Jefferson L. Richey, 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 Jefferson L. Richey at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

W. D. Wilson
 Faye M. Wilson.

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 16 day of Jan. 1929.

W.H. Husted, Probate Judge

admitting to Probate and Record

Probate Court, Union County, O. January, 16 - 1929. Admitting to Probate and Record.

This matter came on this day, further to be heard.

11480

on the application of Flora M. Richy to admit to probate and record the Will of Jefferson L. Richy late of the Village of Mansfield, in said County. Deceased, heretofore filed in this Court.

It now shows, to the satisfaction of the Court, that said decedent died leaving Flora M. Richy widow, and that all the next of kin of said decedent resident of Ohio have been duly served with notice of the filing of said Will and of the application to admit it to probate and record, in this Court pursuant to a former order of this Court, or has, waived notice and given consent to the probate of said Will.

And, W. D. Wilson and Faye M. Wilson the subscribing witnesses to said Will, 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 Jefferson L. Richy deceased, that, it was duly executed and attested and 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.

Therefore, the Court orders the admitting of said Will, to probate, and that it, together with the said testimony of the witnesses above named, be entered of record, in this Court.

W. H. Beated, Probate Judge.

Will

Will

In the name of God, Amen:

I, Jefferson L. Richy being of lawful age, 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 at any time heretofore made.

It is my Will that so soon after my death practical or convenient that all my funeral expenses, doctor bills, and expenses of my last sickness and just debts if any be paid out of my estate.

I give, devise and bequeath all and singular the goods, lands, tenements, and chattels, wheresoever, unto my wife, Flora M. Richy, her heirs, assigns, and assigns forever.

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Statutory allowances by law. It is my will and I so hereby declare, and will to my blood wife Flora M. Richey if she shall out live me. The one third of my net estate, to be hers full share, and her own in fee simple forever. but, if she dies before I do the part so willed to her. Flora M. Richey, shall revert back to my estate and to my lawful heirs.

3rd The residue of my estate is to go to and be divided between my two children if living, or to their children if deceased, and so on down according law. my childrens names ~~was~~ Bettie & Emma V. Richey.

4th I will and give to my grand daughter Marie Ruppelcat, my Seth Thomas 8 day clock to be hers.

Will

5th my Library and Books, and pictures are to divided between my children, grand children and great-grand children as they may agree.

6th All the household goods and furniture I will to my wife, if living to Flora M. Richey, if not living then to be divided between my children grand, and great grand children as they may agree.

7th I direct my executor of this my last Will, to have the lettering and date needed placed on my monument in Oakdale Cemetery, and to pay for same out of my estate soon after my Dec.

I hereby nominate and appoint as executor of this my last Will and Testament, my wife Flora Myrtle Richey, without Bond, with full power to sell and to convey by deed, or otherwise any and all real estate I may be possessed of at my death to settle any and all accounts or debts, as I would do, if living without the intervention of any Court or employ of a lawyer, except, that she shall have the estate appraised by three citizens, that minor heirs may be called for, to sign all deeds and receipts for sale of real estate or leases, stocks, or Bonds, I may be possessed of at my death, and to make distribution of my estate as the law directs, it is my will that she have reasonable

11480
 Will
 time to sell any or all real property, such time as in her judgment will be for the best interest to and for all, and as to my shares in the Dayton Bear Lake outing Club she sell or hold as she may think best or most profitable for all.

In witness whereof I hereto sign my name and seal this January 20th 1927.

Jefferson L. Richey (seal)

In the presence of
 W. D. Wilson and
 Mrs. Faye M. Wilson.

and by them in my presence and by me in their presence and the presence of each other,

Wit - W. D. Wilson

Wit - Faye M. Wilson.

11470
 Jan. 2-1927

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11470
Jan. 2 - 1929

In the Matter of the Will of Chas. W. Fox, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County
Your petitioner respectfully represents, that C. W. Fox, late a resident of the Township of Liberty in said County, died on, or about, the 16-day of Dec. A. D. 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament; that the said C. W. Fox, died leaving as widow, and the following named persons his only next of kin, to wit:

- | | | |
|----------------------|-------------|--------------|
| Chas. E. Fox, | son. | Peoria, O. |
| Lila Spain | daughter | Marion, O. |
| John B. Fox | son. | Marion, O. |
| Eva Land | daughter | Marion, O. |
| Marta Atlanta Mabrey | " " | Worster, O. |
| Lagg Bliss | " " | Lakewood, O. |
| Laura Titus | G. daughter | Catawbau, O. |
| Mary Titus | " " | Catawbau, O. |
| Charles Titus | G. son. | Catawbau, 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 resident in this State may be notified according to law, of the pendency of said proceedings
Paul L. Bliss, Petitioner

Date The State of Ohio, Union County.
The above named Paul L. Bliss being first duly sworn says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.
Paul L. Bliss.

Sworn to before me, and signed in my presence, this 2-day of Dec. 1929.
W. H. Husted, Probate Judge

Filing Probate Court, Union County, O. Jan. 2 - 1929.
Filing of Will & Order for Hearing.
This day an instrument of writing purporting to be the last Will of Chas. W. Fox, late of Liberty 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 will be for hearing before this Court, on the 12-day of Jan.

11470

1928. at 10 o'clock A.M. and that due notice thereof
be given 3 days prior to said hearing, to the next of
kin of the testator, resident of the State of Ohio.

H. H. Husted,

Probate Judge

notice

Notice to next of kin

Probate Court, Union County, Ohio

No. 11470. Notice of Probate.

To Charles E. Fox, Liberty Township, Lanna Titus, Mary Titus
and Charles Titus, Catawba, Ohio.

You are hereby notified that on the 2-
day of Jan. 1929 an instrument of writing, purporting
to be the last will and testament of Charles E. Fox
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 12 day of Jan. 1929, at 10 A.M.

Witness my signature and the seal of said court,
this 2. day of Jan. 1929.

H. H. Husted, Probate Judge

Return

Sheriff's Return.

The State of Ohio, Union County,

Received this writ January 2, 1929, at 2 o'clock P.M.
and pursuant to its command, I served the same
on the within named defendant, Charles Titus, by
personally handing to him a true and certified copy
of this writ with all the endorsements thereon
and on the same, I served the within named
defendants Charles E. Fox, Lanna Titus and Mary Titus
by leaving for each of them at their usual place
of residence a true and certified copy of this
writ, with all the endorsements thereon.

J. B. Lingard Sheriff

By Mary E. Glinc Deputy.

Sheriff's Fee,

Service 75

3 names 75

Mileage 6.40 Total \$7.90

Warrors

Warrors of Notice and Consent to Probate

Eva B. Laird Marion, O. 800 N. State St.

Lulu L. Spain Marion, O. 173 David St.

J. B. Fox Marion, O. 135 E. Fair St.

Atlanta Mayberry Worster, O. 130 N. Buckeye St.

Lacy Allen Blets Lakewood, O. 1656 Lincoln Ave

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Testimony of Witnesses to Will.
Probate Court, Union County, Ohio,
No. 11470

The State of Ohio, Union County.

Testimony
of
Witnesses

Personally appeared, in open court, F. C. Wacker, and
Julia Fox 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 Charles W. Fox, deceased, depose and say:
That they were present at the execution of the instrument
of writing now before them bearing date, the 19 day of
April, 1927, purporting to be the last will and Testament
of Charles W. Fox, 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 Charles W. Fox at the
time of executing the same, was of full age, and of
sound mind and memory, and not under any
restraint.

F. C. Wacker,

Mrs. Julia Fox.

Known to before me, and signed in my presence
by said witnesses in open court, this 5 day of Jan. 1929.

Wm. H. Bustel, Probate Judge.

Probate Court, Union County, O. Jan. 1929.

Admitting to Probate ^{my} Record.

admitting
to
Probate
Record

This matter came on, this day further to be heard
on the application of Paul L. Bliss to admit to
probate and record, the Will of Chas. W. Fox,
late of Township of Liberty in said County deceased,
heretofore filed in this Court.

It is now shown to the satisfaction of the
Court, that said decedent died leaving no widow
and that all the next of kin of said decedent resident
of Ohio, have been duly served with notice of the filing
of said Will and of the application to admit it to
probate and record in this Court pursuant to a
former order of this Court, or, have waived notice
and given consent to the probate of said Will.

and Julia Fox, and F. C. Wacker, the subscribing
witnesses to said Will 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,

11478

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 Charles W. Fox deceased, that it was duly executed and attested, and 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

therefor the Court orders the admitting of said Will 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

I, Charles W. Fox, of the Township of Taylor 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:

I give, devise and bequeath to my grand daughter Harvada White Crovay the sum of Two Hundred Dollars.

Third:

The balance of my estate to be divided equally between my two daughters Meta Atlanta Mayberry and Lucy Ellen Bliss.

I do hereby nominate and appoint Paul Leonard Bliss 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 Taylor Township this Nineteenth Day of April 1927.
Charles W. Fox.

The foregoing Instrument was signed at the end thereof by the said Charles W. Fox, 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 Taylor Township, Union County Ohio.

This nineteenth Day of April, 1927.

Mrs F.C.

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Mrs. Julia For. Resides at Peoria, Ohio.
F.C. Walker Resides at Raymond, O.

11481 In the matter of the will of Erlene Holdew. Deceased.
Jan 11- Application for Probate of Will
1929 Probate Court, Union County, Ohio.

In the Probate Court of said County:
Your petitioner respectfully represents that Erlene Holdew, late a resident of the Village of Richmond in said County, died on or about the 7 day of Jan'y, 1929, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the said Erlene Holdew died leaving no widow and the following named persons, her only next of kin, to wit:

- | | | |
|-------------------|---------|-------------------------|
| Louisa Marriott, | sister | Richmond, O. |
| W. Holdew, | brother | Colorado Springs, Colo. |
| Lulu Holdew | Niece | unknown. |
| Maudie Holdew, | " | " |
| Harvey E. Holdew, | nephew, | Marion, Ohio, |
| Geneva E. Holdew, | Niece | Wakeeney, Kas. |

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.
Harvey E. Holdew, Petitioner.

Oath The State of Ohio, Union County.
The above named Harvey E. Holdew, being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true as he truly believes.
Harvey E. Holdew.

Sworn to before me, and signed in my presence, this 11 day of Jan'y, 1929.
H. H. Husted, Probate Judge

Filing Probate Court, Union County, O. Jan'y 11- 1929.
Filing of Will and order for hearing.
This day an instrument of writing, purporting to be the last Will of Erlene Holdew, late of Richmond in this County, deceased, was produced, all open Court and application made for Probate.
It is now ordered, that the said Will be filed

11487

be filed in this Court and that said application will be for hearing before this Court on the 11-day of January, 1929 at 1 P.M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator resident of the State of Ohio.

W.H. Husted, Probate Judge

Proving of Notice and Consent to Probate,
Lorush Marriott Richmond, O.

Jan'y. 11 - 1929

Proof of signature

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio

Personally appeared in open Court C. F. Gill and J. Fred Wood, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Erline Golden, deceased, depose and say that W. H. Ferguson and Margaret A. Ferguson whose name appears as one of the subscribing witnesses to the Last Will and Testament of Erline Golden, deceased, hereunto annexed, has since the date of said Will May 27 - 1897 died; that we are each of us well acquainted with the hand writing and signature of said deceased witness, and that the signature of said W. H. Ferguson and Margaret Ferguson purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness

C. F. Gill

J. Fred Wood.

Sworn to before me and signed in my presence, in open Court this 11-day of Jan'y. 1929.

W. H. Husted, Probate Judge

Admitting to Probate and Record

Probate Court, Union County, O. Jan'y 11 - 1929.

Admitting to Probate and Record

This matter came on this day further to be heard, on the application of Harry E. Golden to admit to probate and record the will of Erline Golden, late of the Village of Richmond in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that ~~within~~ all the next of kin of said decedent resident of Ohio, have been duly served with notice of the filing of said Will and of the

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Application to admit it to Probate, and record in this Court pursuant to a former order of this Court, or have waived notice and give consent to the probate of said Will.

and C. F. Gill and J. Fred Wood appeared, in open Court and testified as to the genuineness of the signature of W. H. Ferguson, and Margaret W. Ferguson, the subscribing witnesses to 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 Evline Holdem, deceased; that it was duly executed and attested, and 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.

Therefore the Court orders the admitting of said Will 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.

Will

Richmond, O. May 27 - 1897.

In the name of the Benevolent Father of all:

I, Evline Holdem, of Union County, Ohio, do make this my last Will and Testament.

Item 1st.

It is my Will that as soon after my decease, as prudent and practicable, all my just debts and funeral expenses be paid.

Item 2nd.

I will and bequeath to my nephew Harpuy E. Holdem, now of Richmond, Union Co. Ohio, all the personal and real property of which I may die seized and possessed, to be used or disposed of by him as he seems fit and deems best.

In testimony whereof I have hereunto set my hand, this 27. day of May, 1897.

Evline Holdem,

Signed and secured, by said Evline Holdem, as her last Will and Testament in our presence, signed by us, at her request as witnesses at her request signed in the presence of each other. W. H. Ferguson, Margaret A. Ferguson,

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Jan. 12-
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In the matter of Last Will and Testament of
Mathias Fladt, Deceased,
Application for Probate of Will.

Probate Court, Union County, Ohio

To the Probate Court of said County:

Your petitioner respectfully represents that Mathias Fladt late a resident of the Township of Jerome in said County, died on or about the 5th day of January 1929 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament:

That the said Mathias Fladt died leaving Matilda Fladt his widow, who resides at Marysville, Ohio # 2 and the following named persons his only next of kin:

- Leo Fladt, son, Marysville, Ohio.
- Arthur Fladt, son, Columbus, Ohio.
- Cornelius Fladt, son, Marysville, Ohio # 2.
- Martin Fladt, son, Marysville, Ohio 2.
- Emmet Fladt, son, Marysville, Ohio 2.
- Anna Nicol, daughter, " " "
- Milda Binderer, " " " "
- Lorna Eickemeyer, " " " 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 resident in this State may be notified according to law of the pendency of said proceedings.
Matilda Fladt, Petitioner.

The State of Ohio, Union County,

Doth

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

Matilda Fladt.

Sworn to before me and signed in my presence, this 12th day of January, 1929.

[Signature] Notarized, Probate Judge.

We the undersigned widow and next of kin of the within named decedent hereby waive further notice, and consent to the probate of said Will.

Dated this 12th day of January, 1929.

Matilda Fladt, Anna Nicol, Milda Binderer
Lorna Eickemeyer

Leo Fladt, Arthur J. Fladt, Cornelius Fladt,
Martin A. Fladt, Emmett Fladt,

Waiver

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Filing of Will
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Testimony of witnesses

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Probate Court, Union County, O. Jan'y 12-1929.
Filing of Will and Order for Hearing.

Filing of Will This day an instrument of writing, purporting to be the last Will of Mathias Fladt, late of Jerome 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 will be for hearing before this Court on the 12-day of January 1929, at two o'clock P.M. and that all of the next of kin, and widow having received notice and time, no notice thereof be given prior to said hearing, to the widow and next of kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge

Testimony of Witnesses

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

The State of Ohio, Union County.

Personally appeared in open Court, Samuel H. Bensley, Mrs. L. 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 Mathias Fladt, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 23-day of November, 1925, purporting to be the Last Will and Testament of Mathias Fladt, 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 Mathias Fladt at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Samuel H. Bensley
Mrs. L. Myers

Marysville, Ohio.
Marysville, Ohio.

Sworn to before me, and signed in my presence, by said Witnesses in open Court, this 12-day of January, 1929. W. H. Husted, Probate Judge

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Probate Court Union Co. O. Jan. 12 - 1929
Admitting to Probate and Record,

Admitting
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This matter came on this day further to be heard, on the application of Matilda Fladt, to admit to probate and record the Will of Mathias Fladt, late of Township of Jerome, in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving Matilda Fladt, widow, and that all the next of kin of said decedent, resident of Ohio, have been duly served with notice of the filing of said Will, and of the application to admit it to probate and record in this Court pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

And Samuel H. Bensley and Milo L. Meyers the subscribing witnesses to said Will, 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 Mathias Fladt, deceased; that it was duly executed and attested; and 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.

Therefore the Court orders the admitting of said Will 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

of
Mathias Fladt.

I, Mathias Fladt, of Union County, desiring to make such disposition of my property as seems best to me, do make, publish and declare, this to be my last Will and Testament, hereby revoking all former Wills and Codicils by me made.

Item One.

I direct the payment of all my just debts, those of my last sickness and funeral expenses

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Item two:

all the rest and residue of my property, be it real, personal or mixed or of whatsoever nature, and wherever found. I give and devise to my wife, Matilda Fladt, she to have and to hold the same, during her natural life only, Provided, however, that if it becomes necessary for her comfort, maintenance support, and doctor bills, then she may use so much of the principal, as may be necessary to pay therefor, and no more.

Item Three.

Will.

On the death of my said wife, then, I give the remainder estate in my said property, to my children, namely, Arthur Fladt, Cornelius Fladt, Emmett Fladt, Arma Nicol, Lorne Eickemeyer, and Meda Binderer, absolutely, and share and share alike. Provided however, I direct that my executrix hereinafter named, first pay out of my estate, the sum of \$500.00 to each of my children, namely, Leo Fladt, and Martin Fladt, said sum to each of them, being their full share in my estate, and all the interest that I desire that they or either of them have therein.

Item Four.

I hereby appoint my wife executrix of this my last will and testament, and direct that she be permitted to qualify without bond.

In Testimony whereof, I have hereunto set my hand this 23 day of November, 1920.
Mathias Fladt.

Signed, and acknowledged by the said Mathias Fladt, as his last will and testament in our presence, and signed by us, as witnesses thereto at his request and in his presence, and in the presence of each other this 23 day of November, 1920:

Chas. D. Webb. Sam. H. Bensley. Milo L. Meyer.

11486
Jan. 14.
1929

In the matter of the Last Will and Testament of
Applicant James F. Hoffman, Deceased,
for Probate of Will.

Probate Court, Union County, Ohio.

To the Probate Court of said County:
your petitioner respectfully represents that James F.
Hoffman, late a resident of the Township of Blairtown,
in said County, died on or about the 4. day of
Jan. 1929 leaving an instrument in writing herewith
produced, purporting to be his last Will and Testament.

That the said James F. Hoffman, died leaving
Ira M. Hoffman, his widow, who resides at Blairtown Twp.
and the following named his only next of kin:

- Edgar Hoffman. son. Richmond, Ohio.
- Roy Hoffman son. Richmond, Ohio.
- J. Guy Hoffman son. Prospect, Ohio.
- Alma Boneli daughter Peoria, Ohio.
- Fay Guy G. son. Columbus, Ohio.
- Hazel Holt G. daughter Prospect, Ohio.
- Dwight Holt G. son. " "
- Onalee Holt G. daughter Prospect, Ohio.
- Chalmers Coley G. son. Richmond, O.
- Frank Bevis G. son. Prospect, Ohio.
- Jay Bevis G. son. Prospect, Ohio.
- Ralph Bevis G. son. Prospect, Ohio.
- Fay Darnell Bevis G. son. Prospect, Ohio.
- Joseph Bevis G. son. Prospect, Ohio.
- Mrs. Hoffman. G. son. Prospect, Ohio.
- Howard Hoffman G. son. Prospect, 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 resident in
this State may be notified according to law, of the
pendency of said proceedings.

Edgar E. Hoffman, Petitioner

Oath

The State of Ohio, Union County.
The above named Edgar Hoffman, being first
duly sworn, says that the facts stated and allegations
in the foregoing application contained, are true, as he
truly believes.

Edgar E. Hoffman.

Sworn to before me and signed in my presence, this
19. day of Jan. 1929

W. H. Husted.

Probate Judge.

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Probate Court, Union County, O. Jan. 18th 1929.
Filing of Will, and order for Hearing.

Filing This day an instrument of writing, purporting to be the last Will of James F. Hoffmann, late of Blair Twp. Inpa. 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 will be for hearing before this Court, on the 24th day of January, 1929, at 2 P.M. and that due notice thereof be given 3-days prior to said hearing, to the widow and next of kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge

waiver

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County, Probate Court

We, the undersigned, widow and next of kin of said decedent, residents of Ohio, hereby waive notice, and consent, to the probate of the Will of James F. Hoffmann, deceased.

Ida Hoffmann, Richmond, Ohio.
Alma D. Bomeli, Peoria, Ohio.
Chaesmer E. Koet, Richmond, Ohio.
By E. E. Koet, Richmond, Ohio.

Jan. 19-1929

waiver

Waiver of Notice and Consent to Probate.

Will of James F. Hoffmann, deceased.
J. E. Hoffmann, Prospect, Ohio.
Hague Hoffmann Koet, Prospect, Ohio.
Dwight Stanley Koet, Prospect, Ohio.
Grace Koet, Prospect, Ohio.

By Mary D. Koet, Prospect, Ohio.

Jan. 19-1929

waiver

Waiver of Notice and Consent to Probate.

of Will of James F. Hoffmann, deceased.

R. Frank Bervis, Prospect, O. R. 3.
Jay H. Bervis, Prospect, O. " "
Ralph D. Bervis, Prospect, O. " "
Ray D. Bervis, Prospect, O. " "
Job F. Bervis, Prospect, O. " "
By Fred. D. Bervis, Prospect, O. " "

Jan. 19-1929

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Wains

Waiver of notice ^{and} consent to Probate,
 of James F. Hoffman, Deceased,
 Roy Hoffman, Richmond, Ohio,
 Frank F. King, Columbus, Ohio,
 Theo. R. Hoffman, Prospect, Ohio,
 Howard W. Hoffman, Prospect, Ohio,
 By Lena Hoffman Davis, Prospect, Ohio.
 Jan 19 - 1929.

Testimony of Witnesses to Will,
 Probate Court, Union County, Ohio.

Testimony
of
Witnesses

The State of Ohio, Union County,
 Personally appeared in open Court, I. G. Guzman, and
 F. C. Lytle, 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
 James F. Hoffman, deceased, depose, and say: That they
 were present at the execution of the instrument of
 writing now before their honoring date the 3-day of
 Dec, 1927, purporting to be the Last Will and
 Testament of James F. Hoffman, 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 F. Hoffman,
 at the time of executing the same, was of full
 age, and of sound mind and memory, and not
 any restraint.

F. C. Lytle, Richmond, Ohio,
 I. G. Guzman - Richmond, Ohio

Brought to before me, and signed in my presence, by said
 witnesses in open Court, this 23-day of Jan. 1929,
 W. W. Husted, Probate Judge

Probate Court, Union County, O. Jan. 24 - 1929.

Admitting
to
Probate

Admitting to Probate, and Record,
 This matter came on, this day further to be heard,
 on the application of Edgar Hoffman, to admit to
 probate and record the Will of James F. Hoffman, late of
 the township of Blairtown, in said County, deceased,
 heretofore filed in this Court.

It is now shown, to the satisfaction of the
 Court, that said decedent, died leaving Ida M.
 Hoffman, widow, and that all the next of kin
 of said decedent, resident of Ohio, have been duly
 served, with notice of the filing of said Will and of

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the application to admit it to probate and record, in this Court, pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

And, D. G. Zupfau, and F. C. Lytle subscribing witnesses to said Will, this day appeared, in open Court, and having been duly sworn, testified respectively to the 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 F. Hoffman, deceased; that it was duly executed and attested; and 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.

Therefore, the Court orders the admitting of said Will 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.

Last Will and Testament.

In the name of the Benevolent Father of all:
I, James F. Hoffman, of the Township of Blairtown, 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 Ida M. Hoffman, during her life time the undivided half of a forty two acre farm in Blairtown Township Union County, Ohio, and the undivided half during her lifetime situated in York Township Union County, consisting and containing ninety acres, she to have the undivided half during her natural life, she to pay all taxes and assessments, keep the building insured and to keep buildings in good repair.

At her death the above land to go to my heirs as I have named them below

Third:

My farm of two hundred and two acres

1148 located in Jackson Township, Union County, Ohio, together with my personal property to go to the following, share and share alike.

Edgar E. Hoffman, Roy Hoffman, J. Guy Hoffman, Almar Bonelli, the heirs of Jesse F. Hoffman, the heirs of Sylvia E. Bevis, and the heirs of Ada Holt.

will I do hereby nominate and appoint Edgar E. Hoffman, Executor of this my last Will and Testament, to serve without bond.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name at Richmond, Ohio, this 3 day of December, in the year of our Lord One Thousand, nine hundred and twenty seven.

James F. Hoffman.

The foregoing instrument was signed at the end thereof by the said James F. Hoffman, 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, Ohio, this 3 day of December A.D. 1927.

E. G. Zuppan resides at Richmond, Ohio.
H. C. Rytle resides at Richmond, Ohio.

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In the matter of the Will of J. Lewis Rausch, Deceased.
Widow's Election.
Probate Court, Union County, Ohio
Election under said Will.

I the undersigned, widow of J. Lewis Rausch, late of Darby 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.
Dora Rausch.

Whereupon, the Court ordered, the said election of said Dora Rausch, to be entered upon its Minutes, in the words and figures, to wit:

Dec. 1-1928.

Election

This day personally came into open Court, Dora Rausch, widow of said J. Lewis Rausch, deceased, and, applied to make her election whether to take or not to take under the Will of said J. Lewis Rausch, 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

11480
Jan. 19, 1929

In the matter of the Will of Jefferson L. Richey, Deceased.
Widow's Election
Probate Court, Union County, Ohio,
Election under said Will.

I the undersigned, widow of Jefferson L. Richey late of Paris 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.
Flora M. Richey.

Whereupon, the Court ordered, the said election of said

of said Flora M. Richey, to be entered upon its minutes, in the words and figures following, to wit:

Jan. 18 1929.
Election

Personally came into open Court, Flora M. Richey widow of Jefferson L. Richey, deceased, and applied to make her election whether to take, or not, to take under the will of said Jefferson L. Richey, 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. W. Husted, Probate Judge.

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Feb. 9 -
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July 9-
1929

In the matter of The Will of William H. Goff Deceased
Application for Probate of Will
Probate Court Union County, Ohio.

To the Probate Court of said County.

Your petitioner respectfully represents that William H. Goff late a resident of the Village of Broadway in said County, died on or about the 4th day of July, 1929, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

That the said William H. Goff, died leaving Sylvia J. Goff his widow who resides at Broadway, and the following named persons his only next of kin, to wit:

- | | | |
|------------------|------------|-------------------------|
| Lorn B. Goff | son | Broadway, Ohio |
| William W. Goff | son | Peoria, Ohio |
| Lydia O. Collins | daughter | Marion, Ohio |
| Clarence H. Goff | son | Broadway, Ohio |
| Zula Green | G-daughter | Marysville, Ohio |
| George Foyle | G-son | Washington, C. O., Ohio |
| W. H. Foyle | G-son | unknown |
| Perce Goble | G-son | 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, resident in this State may be notified according to law of the pendency of said proceedings.
Clarence H. Goff, Petitioner.

The State of Ohio,
Union County.

The above named Clarence H. Goff being duly sworn, says that the facts stated, and delegations in the foregoing application contained are true as he verily believes.

Clarence H. Goff

Sworn to before me and signed in my presence this 9th day of July, 1929.
W. H. Husted Probate Judge

We the undersigned widow^{es} next of kin of the within named decedent, hereby waive further notice, and consent to the probate of said Will.
Dated this 12th day of July, 1929.

- | | | |
|-----------------|------------------|------------------|
| Sylvia J. Goff | Geo. W. Foyle | Lydia O. Collins |
| Harold O. Foyle | Lorn B. Goff | |
| William W. Goff | Clarence H. Goff | |
| Zula D. Green | | |

11571

Probate Court Union County, O. Feb. 9th 1929

Filing of Will and Order for Hearing

Filing

This day an instrument of writing purporting to be the last will of William H. Goff, late of Taylor Twp. 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 will be hearing before this Court on 12 day of Feb. 1929 at Ten A.M. and that due notice thereof be given three days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W.H. Husted, Probate Judge

Testimony of Witnesses to Will

Probate Court Union County, Ohio.

Testimony of witnesses

The State of Ohio Union County. Personally appeared in open court L. H. Collins and Eva Donohoe 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 H. Goff, 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 Oct. 1927 purporting to be the Last Will and Testament of William H. Goff 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 H. Goff at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

L. H. Collins, Broadway, Ohio
Eva Donohoe, Broadway, Ohio

Sworn to before me and signed in my presence by said witnesses in open court this 12 day of Feb. 1929.

W.H. Husted, Probate Judge

Legal Notice

Legal notice

To: W. H. Fogle.

You are hereby notified that the Will of William H. Goff has been filed in the Probate Court Union Co. Ohio for Probate. Hearing on same is fixed for Feb. 12th 1929 at 10 o'clock A.M.

W.H. Husted
Probate Judge.

Feb. 9 - 1929 . 11.

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The State of Ohio Union County ss.

Personally appeared before me, Lewis Huber, and made solemn oath, that the notice, a copy of which is hereto attached, was published for one week, on July 9th 1929, in the Daily Marysville Tribune a newspaper of general circulation in the County aforesaid
Lewis Huber.

Known to before me, and signed in my presence, this 14. day of July, 1929. J. M. Huber, Notary Public.
Printers Fees \$ 1.36

Probate Court, Union County O. July 12th 1929

Admitting
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Admitting to Probate ^{an} Record.

This matter came on this day further to be heard, on the application of Clarence K. Goff, to admit to probate and record the will of William K. Goff, late of the Village of Broadway, in said County deceased, heretofore filed in this Court.

It is now shown, to the satisfaction of the Court, that said decedent died leaving Sylvia J. Goff widow and that all the next of kin of said decedent resident of Ohio, have been duly served with notice of the filing of said Will and of the application to admit it to probate and record in this Court pursuant to a former order of this Court, or, have waived notice and given consent to the probate of said Will.

And L. C. Collins and Eva Donohoe, the subscribing witnesses to said Will, 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 K. Goff deceased; that it was duly executed and attested; and, 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.

Therefore, the Court orders the admitting of said Will, to probate, and, that, it, together with the said testimony of the witnesses above named, be entered of record, in this Court.

L. W. Husted.

Probate Judge

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Last Will and Testament.

I, William C. Goff, of the Village of Broadway 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 Sylvia J. Goff the house and lot in which we now reside, in the Village of Broadway, in said County and State, and the vacant lot adjoining the same on the East side thereof, the same to be hers absolutely and in fee simple. I also give and devise to her the sum of One Hundred Dollars, in cash, to be hers absolutely. I am leaving her nothing further, for the reason that she has a small estate of her own; Will receive Three Thousand Dollars (\$3000.00) in the way of life Insurance; and a widow's pension from the U. S. Government because of my Service and wounds as a soldier in the War of the Rebellion.

Third: I give, devise and bequeath to my son William W. Goff, the farm of 127 acres, on which he now resides in Taylor Township, Union County, Ohio, to be his absolutely, and in fee simple, and further, I give and bequeath to said William the sum of One Thousand Dollars (\$1000.00) to be his absolutely for him to use, as to him seems best.

Fourth: I give, devise and bequeath to my said Son, Lorrin, my so called North farm, located in Taylor Township, in said County, consisting of 136 acres, also my saw mill as now located in Broadway, and lots 57 and 58, in Broadway, Ohio, all to be his absolutely and in fee simple. He, however, to pay his indebtedness to me.

Fifth: I give, devise and bequeath, to my son Clarence C. Goff, my lumber yard together with all stock and equipments, including two trucks, and all buildings connected therewith, provided however an inventory shall be made of the same, and should inventory amount to

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more than Eight Thousand Dollars (\$8000.00) then said surplus over and above that sum shall be divided as mentioned in clause Eleven.

It is also my will that said Clarence H. Goff shall receive one half of the book account collected by him pertaining to the lumber yard, the other half to be divided as in clause Eleven.

Sixth.

I give, devise and bequeath to my daughter Lydia O. Collins the house and lot she now occupies as her home at 149 Laurens Street, in Marion, this; and in addition thereto I give and bequeath to her the sum of One Thousand Dollars (\$1,000.00) in money, all to be hers absolutely and in fee simple.

Seventh:

will

I give, and bequeath to the Broadway Baptist Church, of Broadway, the sum of Five Hundred Dollars (\$500.00) to be used for repair or improvements of said Church property as needed seem but to the Trustees of the Church, provided however, that an equal sum of Five Hundred Dollars (\$500.00) shall be raised by the other members of said Church, to be used for purpose above mentioned, provided however, if the said Five Hundred Dollars (\$500.00) to be given by the members shall not be paid within one year from the date of my decease then this bequest shall be void.

Eighth:

I give, devise and bequeath to my four grand-children to wit:

Zula F. Green the sum of One Thousand Dollars less a book account of about Five Hundred Dollars which I hold against her husband and which Five Hundred Dollars or less, I hereby charge against said One Thousand Dollars herein bequeathed to her; George Foyl, One Thousand Dollars; William H. Foyl, whose whereabouts are now unknown or to his legal representatives One Thousand Dollars; and Gerald Foyl, One Thousand Dollars, to be theirs absolutely, each, to be charged however, with what they may owe me.

Ninth:

It is further my wish and will, and I do hereby direct that a suitable family monument shall be placed at my grave by my Executor hereinafter named, as soon after my decease as shall be found convenient.

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And further, that I shall be buried in the cemetery lot with my deceased father, the late Harry P. Goff, Dec'd.

Tenth:

It is also my wish and will, and I do hereby direct that my remaining farm, consisting of Three Hundred and nineteen (319) acrs. located in Liberty Township, Union County, Ohio, and also my two remaining town lots located in said Broadway Ohio, none of which have herein been disposed of shall be held, managed, and controlled by my said son, William W. Goff, as my executor, and Trustee hereinafter named, until such time as he and his brothers, Lorn, and Clarence, shall together believe it is to the best interest of my estate to sell, any, or all of the same, and further, that the income from said properties herein named, shall be applied to the payment of the taxes on the same, and for necessary repairs, additions, paint, and general upkeep of the building on said 319 acre farm, and said two lots in Broadway, aforesaid, until said properties are finally sold.

will

Eleventh:

All the rest, and residue of my estate, be the same, real, personal, or mixed and wherever situated, shall be sold by my executor hereinafter named, the real estate however, subject to the restrictions named, in Item 10, herein as to time of sale, and the proceeds divided as follows:

- One-fifth thereof to Lorn B. Goff;
- One-fifth to William W. Goff,
- One-fifth to Clarence K. Goff,
- One-fifth to Lydia O. Collins
- or, one-fifth to the children of my deceased daughter Alice F. Foyle, to-wit: Julia F. Green, George Foyle, William K. Foyle, and Gerard Foyle, or their legal representatives, in equal shares, share, and share alike.

Twelfth:

I desire it understood that any or all of the legatees or devisees named therein, who may owe me, or my estate anything, that the amount thereof shall be charged against them on final distribution.

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I do hereby nominate ^{and} appoint my said son, William H. Goff, Executor of this my last Will and Testament, to serve without Bond, 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 him, if it shall become necessary to pay my debts, to sell at 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 and deliver, in fee simple without the intervention of any Court and to convey full title thereto.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereto subscribe my name at Columbus, this 15 day of October, in the year of our Lord One Thousand Nine Hundred and Twenty-seven,
William H. Goff.

The foregoing instrument was signed at the end thereof by the said William H. Goff, 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 hereto respectively subscribe our names as attesting witnesses, at Columbus Ohio, this 13. day of Oct. 1927.

Ern Donohov. resides at. Broadway, O.
L. H. Callins resides at. Broadway, Ohio.

Election.

Election

Probate Court, Union County, Ohio.

I, the undersigned, widow of William H. Goff 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.

Sylvia J. Goff.

Whereupon, the Court ordered, the said election of said Sylvia J. Goff, to be entered upon its minutes in words and figures to wit:

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Feb. 12th 1929
Election

Election

This day personally came into open Court Sylvia J. Goff, widow of said William H. Goff, deceased, and applied to make her election, whether to take, or, not to take under the Will of said William H. Goff, 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. Husler
Probate Judge

Jan. 10th
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In the Matter of The Will of Thomas Price, Deceased.
Application for Probate of Will Page 216.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner Thomas Price represents that Thomas Price late a resident of the Village of Richmond in said County, died on or about the 4th day of January, A. D. 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

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

- | | | |
|---------------------|--------|-------------------|
| Margaret Lloyd | sister | Prospect, Ohio |
| Katherine Thomas | sister | Akron, Ohio |
| Mary Brundridge | sister | Worthington, Ohio |
| Mary Price | Niece | Radnor, Ohio |
| Thomas A. Price | nephew | Radnor, Ohio |
| Walter Price | nephew | Radnor, Ohio |
| Hazel Jones (Jones) | Niece | Radnor, Ohio |
| Mary the Willey | Niece | 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 resident in this State may be notified according to law of the pendency of said proceedings.

L. J. McCoy, Petitioner.

The State of Ohio, Union County.

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

L. J. McCoy.

Sworn to before me, and signed in my presence this 10th day of Jan. 1929.

W. H. Shook, Probate Judge.

Probate Court, Union Co., O. Jan. 10 - 1929.

Filing Application ser. Pg. 213 - Filing of Will and Order for Hearing. This day an instrument of writing, purporting to be the last Will of W. D. Magro, late of Richmond 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 met be for hearing before this Court, on the 23rd day of Feb. 1929, at ten o'clock, A. M. and.

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that due notice thereof be given 3. days prior to said hearing to the widow and next of kin residents of Ohio.

W. H. Husted Probate Judge.

Application for Commission to Take

Deposition of Witness to Will.

Probate Court, Union County, Ohio.

No. 11471.

Appl- for Commission

To the Probate Court of said County:

The undersigned respectfully represents that W. D. Magar late of said County, deceased, died testate on or about the 22nd day of Dec. 1928. and that his Will was on the 2nd day of Jan. 1929. produced in open Court for Probate.

That Wm. H. Dohner and Charles F. Mann, witnesses to said Will reside outside the jurisdiction of said Court, to wit: at, Pittman, 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 2nd day of Jan. 1929.

Respectfully,

Selina M. Magar

known to before me, and signed in my presence, this 2nd day of Jan. 1929.

W. H. Husted, Probate Judge.

Probate Court, Union County, Ohio.

Jan. 2- 1929.

Order for Commission.

Order for Commission

This day Selina M. Magar, appeared, in open Court, and made application for a commission to issue to some suitable person to take the deposition of Wm. H. Dohner, and Charles F. Mann, witnesses to the Will of said W. D. Magar, deceased.

and, it appearing to the Court, that said witnesses reside outside the jurisdiction of this Court, to wit: at, Pittman, Ohio.

It is therefore ordered, that such Commission with said Will annexed, issue to F. O. Phillips, Medina, O. 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.

Commission to Take Deposition of Witness to Will.

Probate Court, Union County, Ohio.

No. 11471.

Commission

W. Charles C. Jones Secretary

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you have been duly appointed by the Probate Court of said County to take the deposition of Wm H. Dohner subscribing witness to the last Will and Testament of W. D. Mayer, late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said Wm H. Dohner 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 W. D. Mayer, 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.

In Testimony whereof, I, have hereunto set my hand and affixed the seal of said Court at Marysville, Ohio this 5th day of Jan'y, 1928.

Geo. W. Husted, Probate Judge

Deposition of Witness to Will.

Probate Court, Union County, Ohio.

Deposition.

Deposition of William H. Dohner, one of the subscribing witnesses to the last Will and Testament of W. D. Mayer, 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 21st day of Jan'y, 1929 at Wooster, Ohio.

William H. Dohner, 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, having date the 30th day of April 1917, purporting to be the last Will and Testament of W. D. Mayer, deceased, that he subscribed his name thereto as witness, at the request of said Testator and in his presence; that he saw the said Testator sign said instrument at the end thereof and heard him acknowledge the same to be his last Will and Testament, and that said W. D. Mayer, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

W. H. Dohner

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The State of Ohio, Wayne County.

I, Charles C. Jones, duly appointed and commissioned by the Probate Court of the County of Union and State of Ohio, to take deposition of William K. Dohner, one of the subscribing witnesses to the last Will and Testament of W. D. McGee 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 William K. Dohner 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 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 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 21 day of Jany, 1929.

Charles C. Jones, Commissioned
 Probate Judge, Wayne Co. Ohio

Commission
 to take
 Deposition

Commission to Take Deposition of Witnesses to Will,
 Probate Court, Union County, Ohio.

To John Keeler, Esq.:

You have been duly appointed by the Probate Court of said County, to take the deposition of F. M. Mann and Julia M. Mann, witnesses to the signature of Charles F. Mann, dec'd, who was a subscribing witness to the last Will and Testament of W. D. McGee, late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefore cause the said F. M. Mann and Julia M. Mann 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 W. D. McGee, 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.

In Testimony whereof I have hereunto set my hand, & affixed the seal of said Court, at Marysville, Ohio, this 15 day of Feb, 1929.

W. H. Husted, Probate Judge

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The State of Ohio, Medina County.

I, John Keeler, duly appointed and Commissioned by the Probate Court of the County of Union and State of Ohio, to take the deposition of E. M. Mann, and Falietha M. Mann, witnesses to the signature of Charles F. Mann, one of the subscribing witnesses to the last Will, and Testament of W. D. Mayer 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 F. M. Mann and Falietha M. Mann, 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, was reduced to writing by me, and also so written in the presence of the witness aforesaid respectively, and were 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 19th day of July, 1929 @

John V. Keeler, Commissioner

Proof of Signature

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio.

Deposition of F. M. Mann, and Falietha M. Mann who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of W. D. Mayer deceased, deposed and say: that Charles F. Mann, whose name appears as one of the subscribing witnesses to the last Will & Testament of W. D. Mayer, deceased, hereto annexed, has since the date of said Will April 30 - 1917, died that we are each of us well acquainted with the handwriting and signature of said deceased witness and that the signature of said Charles F. Mann, 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. M. Mann, Falietha M. Mann
Sworn to before me, and signed in my presence, in open court, this 19th day of July, 1929.

J. V. Keeler

Commissioner

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Journal Entry: on Hearing Admission to Probate ^{an} Record,
Probate Court, Union County, Ohio.

admission
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Probate ^{an} Record
Be it Remembered, that heretofore to-wit: on the 28 day of
Dec. 1928, an instrument of writing purporting to be the
Last Will and Testament of N. D. Wagner, late of Richmond
Blairtowne Ind., 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 the said Will
and of the application to admit the same to Probate ^{an} Record, in this Court, had 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.

Charles C. Jones, the Commissioner heretofore appointed
to take the deposition of Wm. H. Dohmer, one of the sub-
scribing witnesses to said Will, duly returned the Commission
issued to him, with said Will annexed, and also the
deposition so taken duly certified.

And it further appearing to the Court that
Charles F. Mann, one of the subscribing witnesses to said
Will has since the date of said Will, died.

John Kerler, the Commissioner heretofore appointed
to take the deposition of F. M. Mann and F. L. Schu-
tz, witnesses to the signature of Charles
F. Mann, deceased, duly returned the Commission
issued to him, with the Will annexed, and also the
deposition so taken duly certified.

Whereupon, the Court finds the aforesaid
instrument of writing is the Last Will and Testament
of said N. D. Wagner, 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 ordered, by the Court that the
said Will be admitted to Probate, and the same,
together with the testimony of the witnesses above
named, be entered of record of this Court.

W. W. Husted
Probate Judge

Will

Will
I, N. D. Wagner, of the Village of Easton, County of
Wayne 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,

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Jan 2/29

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herely revoking all Wills by me heretofore made.

Item one:

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 Two:

All the property, real and personal, of every kind and description, wherever situate, which I may own or have the right to dispose of at the time of my decease I give, bequeath, and devise to my beloved wife, Selina M. Mc Gee, absolutely and in fee simple.

Item Three:

I make, nominate and appoint my wife, Selina M. Mc Gee to be the executrix of this, my last Will and testament, and I request that no bond be required of her as such. I further request that no inventory of my estate be made or taken in so far as the same may be lawfully omitted.

Dated at Easton, Ohio this 30 day of April, 1917.

A. D. Nineteen Hundred Seventeen

Signed W. D. Mc Gee.

Signed by W. D. Mc Gee and by him acknowledged to be his last Will and testament in our presence, sight and hearing, who at his request have hereunto subscribed our names as witnesses in his presence, and in the presence of each other, at Easton, Ohio this 30th day of April A. D. Nineteen Hundred Seventeen,

Wm. H. Dolner, residing at, Pittman, Ohio, P. D.
Charles F. Mann, residing at, Pittman, Ohio, P. D.

11471
Jan 2/29

Application for Probate of Will,
Probate Court, Union Co. Ohio
To the Probate Court of said County:

Your petitioner respectfully represents that W. D. Mayer late a resident of the village of Richmond in said County, died on, or about, the 22 day of Dec. 1915 leaving an instrument in writing, herewith produced, purporting to be his last Will & Testament: That the said W. D. Mayer died leaving Selina M. Mayer his widow who resides at Richmond, & following next of kin.
Selina M. Mayer, widow Richmond O.

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 resident in this State may be notified according to law of the pendency of said proceedings.

Salina M. Magraw Petitioner

The State of Ohio Union County.

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

Salina M. Magraw.

Sworn to before me, and signed in my presence, this 2^d day of Jan. 1929

W. H. Heusted, Probate Judge

Probate Court Union Co. O. Jan. 2 - 1929
Filing of Will and Order for Hearing.

This day an instrument of writing purporting to be the last Will of W. D. Magraw late of Richmond 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 will be for hearing before this Court on the 23 day of Feb. 1929 at ten o'clock A.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W. H. Heusted, Probate Judge

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Jan. 15th
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11479
Jan. 10th
1929

In the matter of the Will of Thomas Price, deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Thomas Price late a resident of the village of Richmond in said County died on, or, about the 4th day of January, 1929, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

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

application	Margaret Lloyd	sister	Prospect, Ohio
	Katherine Thomas	sister	Akron, Ohio
	Mary Brundridge	sister	Worthington, Ohio
	Mary Price	Niece	Radnor, Ohio
	Thomas A. Price	nephew	Radnor, Ohio
	Walter Price	nephew	Radnor, Ohio
	Keziah Jones	Niece	Radnor, Ohio
	Myrtle Willey	Niece	Delaware, Ohio

Your petitioner offers said Will for Probate and prays that a time may be fixed for the hearing 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.
L. J. Mc Coy, Petitioner.

The State of Ohio, Union County.
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 truly believes.
L. J. Mc Coy.

Sworn to before me and signed in my presence this 10th day of Jan. 1929.
W. H. Husted, Probate Judge

Probate Court Union County O. Jan. 10 - 1929.
Filing of Will and Order for Hearing.

Filing
This day an instrument of writing, purporting to be the last Will of Thomas Price late of Richmond 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

11479

application will be for hearing before this Court on the 12. day of Feb. 1929. at one o'clock P.M. and that due notice thereof be given 3 days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.
W. H. Husted, Probate Judge.

application for Commission to

Application for Commission to Take Deposition of Witness to Will.
Probate Court, Union County, Ohio
No. 11479.

Take Deposition of witness to Will

To the Probate Court of said County:
The undersigned respectfully represents, that Thomas Price late of said County, deceased, died testate on, or about the 4. day of January, 1929, and that his Will was produced in open Court for Probate, on the January 10 - 1929.

That Maude Maxwell, one of the witnesses to said Will reside outside the jurisdiction of said Court, to wit: at New Philadelphia, 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 18 day of January, 1929.
Respectfully,
L. J. McCoy.

Oath

The State of Ohio, Union County
L. J. McCoy being duly sworn says, that the statements in the foregoing application are true as he verily believes.
L. J. McCoy.

Sworn to before me, and signed in my presence, this 18. day of Jan. 1929.
W. H. Husted
Probate Judge-

order for Commission

Probate Court, Union County, Ohio,
January, 18 - 1929
Order for Commission

This day, L. J. McCoy appeared, in open Court and made application for a Commission to issue to some suitable person, to take the deposition of Maude Maxwell, one of the witnesses to the Will of said Thomas Price, deceased.

11479

Commission

Deposition

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And, it appearing to the Court that said witness reside outside the jurisdiction of this Court, to-wit: at New Philadelphia, Ohio.

It is therefore ordered that such Commission with said Will annexed, issued to L. H. Lammert 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.

W. H. Husted, Probate Judge -

Commission

Commission

To Take Deposition of Witness to Will.

Probate Court, Union County, Ohio.

No. 11479.

To J. H. Lammert, Greeting:

You have been duly appointed by the Probate Court of said County, to take the deposition of Maude Maxwell, 132 Front Ave., S. E., New Philadelphia, Ohio, subscribing witness to the last Will and Testament of Thomas Price late of the County of Union, in the State of Ohio deceased, hereto annexed.

You will therefore cause the said Maude Maxwell, to come before you, at a certain time and place, and then and there examine her on oath first taken before you touching the due execution of said Will of the said Thomas Price, 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.

In Testimony whereof I have hereunto set my hand and affixed the seal of said Court at Marysville, Ohio, this 19. day of Jan. 1929.

W. H. Husted, Probate Judge -

Deposition

Deposition of Witness to Will.

Probate Court, Tuscarawas Co., Ohio.

No. 11479

Deposition of Miss Maude Maxwell, subscribing witness to the last Will and Testament of Thomas Price 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

11479

Commission, on the 23- day of January, 1929, at New Philadelphia, Ohio. Miss Maude Maxwell, 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 5- day of October 1927, purporting to be the last Will and Testament of Thomas Price deceased; that she subscribed her name thereto as witness, at the request of said Testator and in his presence; that she saw the said Testator sign said instrument at the end thereof, and heard him acknowledge the same to be his last Will and Testament, and that said Thomas Price at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.
Miss Maude Maxwell.

The State of Ohio, Tuscarawas County.

I, J. H. Lammert, duly appointed and Commissioned by the Probate Court, of the County of Union, and State of Ohio, to take the deposition of Miss Maude Maxwell subscribing witness to the last Will and Testament of Thomas Price, 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, Miss Maude Maxwell, subscribing witness as above said, 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 subscribed, as above set forth, was reduced to writing by me and also so written in the presence of the witness above named, 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 23- day of January, 1929
J. H. Lammert
Commissioner

11479

Notice to next of kin

To the last Will and Testament of the deceased of the County of Union

Sherriff's Return

The County of Union

Fees

Sherriff's Fees

Warrant

The County of Union

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Notice to Next of Kin.

Probate Court, Union County, Ohio
no. 11479.

Notice to next of kin

To Mabel Brundridge, R. F. D. Northington, Ohio,
you are hereby notified that on the 10 day of Jan. 1929 an instrument of writing purporting to be the last Will and Testament of Thomas Price late of Clairborne 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 day of July, 1929, at 2. P. M.

Witness my signature and the seal of said Court, this 6. day of July, 1929.
and W. H. Husted, Probate Judge

Sheriff's Return

Sheriff's Return

The State of Ohio, Franklin Co.,
Received this writ July, 7- 1929, at 9. A. M.
and, pursuant to its command, I served on the person named,
Mabel Brundridge by personally handing to her, a true and certified copy of this writ with all the endorsements thereon.

Harry T. Paul.

Sheriff Franklin Co -

By, A. H. Dressel, Deputy.

Fees.

Sheriff's Fees

Service & Ret. 75
Miles - 2.0
Postage .06 Total \$2.81.

Waiver

Waiver of Notice and Consent to Probate.

The State of Ohio Union Co. Probate Court.
The undersigned next of kin of said decedent,
resident of Ohio, waive notice & consent to the probate
of the Will of Thomas Price, Deceased,
Mrs. Myrta Wilkey Delaware, O.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union Co. Probate Court.
The undersigned next of kin, of the said decedent,
residents of Ohio, hereby, and consent to the
probate of the Will of Thomas Price, Deceased,

11479	Hazel Jones.	Radnor.
	Walter Price	Radnor, O.
	Mary Price	Radnor, O.
	Thomas, D. Price	Radnor, O.

Notice of Notice and Consent to Probate
 We, the undersigned, next of kin of said decedent, residents of this, hereby give notice and consent to probate of the Will of Thomas Price, deceased.

Margaret Lloyd Radnor, Ohio
 Katherine Thomas Akron, Ohio

Dated Jan. 25 - 1929

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.
 No. 11479.

Testimony of Witnesses

The State of Ohio, Union County,

Personally appeared in open court W. D. Cameron, 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 Price deceased, depose and say: That he was present at the execution of the instrument of writing now before him, bearing date the 5th day of Oct. 1929, purporting to be the Last Will and Testament of Thomas Price, deceased; that he subscribed his name 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 Thomas Price 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, Richmond, O.

Sworn to before me, and signed in my presence, by
 by said witness in open court, this 26th day of Jan., 1929

W. H. Husted, Probate Judge

Admission to Probate Record. Journal Entry on Hearing, Admission to Probate Records, Probate Court, Union County, Ohio, July 12 - 1929.

Be it Remembered, that herebefore, to-wit: on the 10th day of Jan. 1929, an instrument of writing purporting to be the Last Will and Testament of Thomas Price, late of Richmond, Blairtown Township in this County, deceased, was produced in open court, and offered for Probate and

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11479 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.

J. H. Lamneck the Commissioner heretofore appointed to take deposition of Maude Maxwell 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; and upon this day W. D. Cameron the other subscribing witness.

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 and by them subscribed, and filed with said Will. Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Thomas Price 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. Husted, Probate Judge

Last Will and Testament

Will I, Thomas Price 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 Alice Price, all my property of whatsoever nature, be the same real, personal, or mixed, including all the house hold furniture, books, pictures, and all other house hold effects which

11479

which shall be in or about my residence at the time of my decease, for her use and enjoyment, for, and during her natural life. She, however, to have the absolute right to use any part or all of my estate, at her own discretion, and to use any, or, all of the proceeds thereof as to her seems best,

Third:

I, and only in the event that any thing remains of said estate at the death of my said wife, then, and in that event, I give and bequeath to Thomas Price, of Radnor, Ohio, the sum of Five Hundred Dollars.

Fourth:

I give and bequeath to Thomas Guilford Thompson, of Delaware, Ohio, the sum of Five Hundred Dollars.

Will

Fifth:

I give and bequeath to Jennie Peury, of Prospect, Ohio, the sum of Five Hundred Dollars.

Sixth:

I give and bequeath to Margaret Thomas of Prospect, Ohio, the sum of Five Hundred Dollars.

Seventh:

I give and bequeath to Alice Turner, of North Linn, Ohio, the sum of Five Hundred Dollars.

Eighth:

It is my wish and Will and I do hereby direct that a monument and suitable markers be erected upon our family burial lot at Radnor, Ohio, by my executor or executor hereinafter named, the monument to be an exact duplicate of the one now at the grave of Timothy J. Williams, deceased, in the Blairbone Cemetery, unless the same has already been erected during my life-time or that of my wife, Mary Alice Price.

Ninth:

I give and bequeath all the rest and

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residue of my estate, by the same seal (in case the same has not been sold by my said wife during her life-time) personal, or, mixed, to Margaret Dildine.

Truth:

It is my wish and Will that in case any legatee herein named shall contest any of the provisions herein made, then, and in that event, said legatee shall forfeit his or her inheritance herein, and, his, hers, or their share, shall revert, to the residuary legatees named in Item Ninth, herein.

Will

I do hereby nominate and appoint my wife Mary Alice Price, executrix of this my last Will and Testament in case she survives me, and to serve without bond. If she does not survive me then I hereby nominate and appoint my friend Geo. J. M^c Coy, of Richmond, Ohio, to be Executor herein.

The one who qualifies is hereby directed to pay to the legatees herein, proportionately, in case they cannot be paid in full.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name at Richmond Ohio this Fifth day of October 1927.
Thomas Price.

The foregoing Instrument was signed at the end thereof, by the said Thomas Price 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, Ohio, this Fifth day of October 1927.

Mrs Maude Maxwell. resides at Richmond, Ohio
M. D. Cameron. resides at, Richmond, Ohio

11579.
Feb. 20"
1929.

In the matter of The Will of Mary Alice Price, 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 Mary Alice Price late a resident of the Village of Richmond in said County, died on, or, about the -- day of -- A.D. 19-- leaving an instrument in writing herewith produced, purporting to be her last Will, and Testament;

that the said Mary Alice Price, died leaving Thomas Price her widower, who died Jan. 4th 1929, and the following named persons, her only next of kin, to-wit:

Application	Perry J. Griffiths	Cousin	Delaware, Ohio
	Horland Griffiths	Cousin	Delaware, Ohio
	Matth. Griffiths	Cousin	Delaware, Ohio
	Perry Griffiths	Cousin	Delaware, Ohio
	Eddie Griffiths	Cousin	Prospect, Ohio
	Flossie East	Cousin	Prospect, Ohio
	E. D. Griffiths	Cousin	Radnor, Ohio
	Ernest Griffiths	Cousin	Radnor, Ohio
	Lrr Griffiths	Cousin	Prospect, Ohio
	Martha Duffey	Cousin	Richmond, Ohio
	W. E. Griffiths	Cousin	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 resident in this State may be notified according to law, of the pendency of said proceedings.

L. J. McCoy, Petitioner

Oath

The State of Ohio, Union County,

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

L. J. McCoy.

Sworn to before me, and signed in my presence, this 20th day of July, 1929.

W. H. Husted
Probate Judge

11579.

Filing

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Commission to Take Deposition

Room No. 7

Comm 2nd Ohio Test of 2 am my place with the Ohio to 4 am court

Disposition

Disp to

11519. Probate Court, Union County, O. July 20th 1929
 Filing of Will, and order for Hearing.
 This day an instrument of writing purporting to be the
 last Will of Mary Alice Price late of Richmond 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 will be for hearing before this Court
 on the 13th day of March, 1929, at ten o'clock A.M.
 and that due notice thereof be given 3 days prior
 to said hearing, to the next of kin of the testator,
 resident of the State of Ohio.
 W. Husted, Probate Judge

Commission
 to
 Take
 Deposition
 Commission To Take Deposition of Witness to Will.
 Probate Court, Union County, Ohio.
 No. 11519
 Probate of Will. Commission.
 To J. H. Lammack, Esq. Greeting:
 You have been duly appointed by the Probate
 Court of said County to take the deposition of
 Maude Maxwell, 132 Front av., S. E. New Philadelphia,
 Ohio, subscribing witnesses to the Last Will, and
 Testament of Mary Alice Price late of the County
 of Union in the State of Ohio deceased, hereto
 annexed.
 You will therefore cause the said Maude
 Maxwell 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 Mary
 Alice Price, 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.

In Testimony whereof, I have hereunto set my hand
 and affixed the seal of said Court at Marysville, Ohio,
 this 21st day of July, 1929.
 W. H. Husted
 Probate Judge.

Deposition
 Deposition of Witnesses to Will.
 Probate Court, Lucas County, Ohio,
 No. 11519
 Probate of Will. Deposition.
 Deposition of Maude Maxwell, subscribing witness
 to the Last Will and Testament, of Mary Alice Price

115-19

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 4th day of March, 1929, at New Philadelphia, Ohio.

Maudie Maxwell, of lawful age, being by me, first
duly sworn, as hereinafter certified, deposes and says:

That she was present at the execution of writing
now before her, bearing date the 5th day of Oct. 1927,
purporting to be the Last Will and Testament of
Mary Alice Price, deceased: that she subscribed
her name thereto as Witness: at the request of said
Testatrix and, in her presence, that she saw the
said Testatrix sign said instrument at the end thereof
and heard her acknowledge the same to be her
last Will and Testament, and that said Mary
Alice Price at the time of executing the same was
of full age, and of sound mind and memory,
and not under any restraint.

Maudie Maxwell.
132. Front. Ave. S.E.
New Philadelphia Ohio.

The State of Ohio, Tuscarawas County.

J. J. H. Lammack, duly appointed and Commissioned
by the Probate Court of the County of Union, and
State of Ohio, to take the deposition of Maudie Maxwell,
subscribing witness to the last Will and Testament,
of Mary Alice Price, 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
Maudie Maxwell, 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 J. J. H. Lammack, 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 saw not
Counsel, attorney, or relative of any of the

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parties named in said Will, or otherwise interested in the Probate thereof.

In Witness whereof, I have hereunto set my hand this 4. day of March, 1929.

J. B. Lammack
Commissioner

appl-
for
Commission
and
entry thereon

application, Journal Entry for Commission to Take Deposition of Witness, to Will.

Probate Court, Union County, Ohio
vs. 115-19.

application, for, Commission;

To, the Probate Court, of said County,

The undersigned respectfully represents that Mary Alice Price late of said County, deceased, died testate on or about the -- day of -- A.D. 1928, and that her Will was on the Feb. 20th 1929, produced in open Court, for Probate,

That Maude Maxmell, one of the witnesses to said Will, resides outside the jurisdiction of said Court to wit: at New Philadelphia, 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 deposition of said witness.

Dated this 20. day of Feb. 1929.

Respectfully,
L. J. McCoy

Order

The State of Ohio, Union County.

L. J. McCoy, being duly sworn says, that the statements being the foregoing application are true, as he truly believes.

L. J. McCoy.

Sworn to before me, and signed, in my presence, this 20. day of Feb. 1929.

(S) W. H. Husted
Probate Judge.

order for
Commission

Order for Commission
Probate Court Union County, Ohio
Feb. 20th 1929.

This day, L. J. McCoy, appeared in open Court, and made application for a Commission to issue to some suitable person, to take the deposition of Maude Maxmell, one of the witnesses to the Will of said Mary Alice Price, deceased.

And, it appearing to the Court, that said

11519

witness reside outside the jurisdiction of this Court, to wit: at New Philadelphia

It is therefore ordered, that such Commission with said Will annexed, issue to J. H. Lammack 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.

W. H. Husted, Probate Judge

Waiver of Notice and Consent to Probate

Waiver

The State of Ohio, Union County, Probate Court

In the matter of The Will of Mary Alice Price, Deceased.

We the undersigned next of kin of said decedent, residents of Ohio, hereby waive notice, and consent to the probate of the Will of Mary Alice Price, Deceased.

- Howard Griffiths of P. O. Bld., Delaware, Ohio,
- Mabel Griffiths 185-S. Sandusky St " " "
- Best Griffiths E. William St. " " "
- P. J. Griffiths " " " " " "

Feb. 23-1929

Waiver

Waiver of Notice and Consent to Probate

The State of Ohio, Union County, Probate Court

We the undersigned next of kin of said decedent, residents of Ohio, hereby waive notice, and consent to the Probate of the Will of Mary Alice Price, Deceased.

- Flossie G. Gant Prospect, Ohio,
- Lee Griffiths Prospect, Ohio,
- E. D. Griffiths Radnor, Ohio,
- Ernest Griffiths Delaware, Ohio,
- D. E. Griffiths Prospect, Ohio,

Dated 2-23-1929

Waiver

Waiver of Notice and Consent to Probate

The State of Ohio, Union Co., Probate Court

We the undersigned next of kin of said decedent, residents of Ohio, hereby waive notice, and consent to the probate of the Will of Mary Alice Price, Deceased.

- C. E. Griffiths Richmond, Ohio
- Martha A. Durfey Richmond, Ohio

Dated 2-23-'29

11519

Testimony of witnesses

The Court who who who to a man was written A. D. of his and said act man sub. by. Admissin Jur to Probate and Record To day July 11th Court E. of being date app in of Jur app me set

11579

Testimony of Witnesses to Will

Probate Court, Union County, Ohio.

No. 11579

The State of Ohio, Union County.

Testimony of Personally appeared in open court W. D. Cameron 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 Alice Price deceased, depose and say: That he was present at the execution of the instrument of writing now before him bearing date the 5-day of Oct. A. D. 1927, purporting to be the Last Will and Testament of Mary Alice Price, deceased; that he subscribed his name as witness, 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 Alice Price at the time of executing the same, was of full age, and of sound mind and memory & not under any restraint.

W. D. Cameron, Richmond, Ohio.

Sworn to before me and signed in my presence by said witness in open Court this 13-day of Nov. 1929.
 W. H. Husted, Probate Judge

Admission Journal Entry: on hearing admission to Probate by Record to Probate Court, Union County, Ohio.

Probate Court Record

March, 13-1929

That it Remembers, that heretofore, to-wit: on the 20-day of July, 1929, an instrument of writing, purporting to be the Last Will and Testament of Mary Alice Price late of Chadbourne Township, in this County, deceased, was produced, in open Court & offered for probate & 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.

J. H. Sarnack, the Commissioner hereto for appointed to take the deposition of Maude Maxwell one of the subscribing witnesses to said Will, duly returned the Commission issued to him, with said

11579

Was annexed, and also the deposition so taken, duly certified: and thereupon this day came, W. D. Cameron, the other subscribing witness,

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, and by them respectively subscribed, and filed with said Will.

Whereupon, the Court finds the aforesaid Instruments of writing, is the Last Will and Testament, of said Mary Alice Price, 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 L. J. McCoy, executor, pay the costs herein taxed, at \$13⁰⁰

W. J. Husted, Probate Judge

Will

Will

In the name of the Benevolent Father of all, amen:

I, Mary Alice Price, 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 husband, Thomas Price, all my property of what so ever nature, be the same real, personal, or mixed, including all the household furniture, books, pictures, and all other household effects which shall be in and about my residence at the time of my decease, for the use and enjoyment,

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for and during his natural life. He, however, to have the absolute right to use any part or all of my estate, or to sell all or any part thereof without the intervention of any court, at his own discretion, and to use any or all of the proceeds thereof, as to him seems best.

Third:

In the event that there is a balance of my estate remaining unexpended at the death of my said husband, Thomas Price, and large enough therefor, I give and bequeath the following list of bequests, or the proportionate amount thereof, to wit:

To the M. E. Church of Richmond, Ohio, the sum of Five Hundred Dollars, to be used by the proper officials thereof, toward the remodeling or equipping of the Church Building with what in their judgment may be needed therefor.

Fourth:

I Give, Devise and bequeath to the Foreign Missionary Society of said Richmond M. E. Church, the sum of Two Hundred and Fifty Dollars

Fifth:

I Give, Devise and bequeath to the Ladies Aid Society of the M. E. Church of Richmond, Ohio, the sum of One Hundred Dollars.

Sixth:

I Give, and bequeath to Margaret Dildine, of Richmond, Ohio, One thousand dollars worth of my bank stock, in the Richmond Banking Company, of Richmond, Ohio.

Seventh:

I Give, and bequeath to Mabel B. Curtis, now of Los Angeles, in the State of California, the sum of Two Thousand Dollars

Eighth:

I Give, and bequeath to Howard Griffith, of Delaware, Ohio, Two Hundred and Fifty Dollars.

Ninth:

I Give and bequeath to Mabel Griffith Two Hundred and Fifty Dollars.

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Twelfth:

I give and Bequeath to Flossie G. Gast, of Prospect Ohio, Two Hundred and Fifty Dollars.

Thirteenth:

I give and Bequeath to Ernest Suffich, of Radnor Ohio One Hundred and fifty dollars.

Fourteenth:

I give and Bequeath to Isabel B. Curtis my best silver tea-set, consisting of four pieces, my oak-leaved quilt; one-half dozen large silver spoons; one-half dozen small silver tea-spoons, both sizes marked and engraved with the letters "M.A.B."

Fifteenth:

I give and Bequeath to Elizabeth G. Evans one set of China dishes, and one set-ring, each formerly the property of my Aunt Elizabeth Kyle, deceased.

Sixteenth:

I give and Bequeath to Mame Gregory my silver tea-spoons with the letters "D.W." engraved thereon.

Seventeenth:

I give and Bequeath to Alice Turner one dozen silver tea-spoons, all alike; one-half dozen small silver knives; one-half dozen best silver forks, and my remaining set of China dishes.

Eighteenth:

I give and Bequeath to Flossie G. Gast my silver fruit dish and silver cake-basket.

Nineteenth:

I give and Bequeath to Margaret Dildine my gold watch.

Twentieth:

I give and Bequeath all my linens, clothing, bedding, curtains, pictures, books, provisions, canned goods, and the rest and residue of my dishes and silver-ware to Margaret Dildine, Flossie G. Gast, Alice Turner, and Jessie Hill, to be theirs in equal share, share, and share alike.

Twenty-first:

It is my wish and Will, and I do hereby

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direct, that our burial lot in the cemetery, at Radnor, Ohio, shall be kept in perpetual care, and that a suitable fund therefor be paid to the proper official thereof for that purpose. And further, that a monument and markers shall be erected thereon, within one year after my death, the same to be an exact duplicate of the one now at the grave of Timothy J. Williams, deceased, in the Blair Home Cemetery, unless the same has been erected during the life-time of my self or husband, Thomas Price.

Fourth:

I Give, and Bequeath all the rest and residue of my estate, be the same real, (in case the same has not already been sold by my said husband during his life-time) personal, or mixed, to Margaret Dildine, absolutely, and in fee simple.

Fifth:

It is further that any legatee herein named, contesting any of its terms, shall forfeit his inheritance, and his her, or their share, shall revert to the residuary legatees herein named.

I nominate & appoint my husband, Thomas Price, to be executor of this my last Will, and Testament, if living, to serve without bond, but, if not, then and in that event, I hereby nominate and appoint my friend Geo. J. McCoy, of Richmond, Ohio, to be such executor, and, the one qualifying is hereby directed, to pay the general legatees herein proportionately, if they cannot be paid in full.

In Testimony whereof I have hereunto set my hand, at Richmond, Ohio, this Fifth day of October, in the year of our Lord, one Thousand, nine Hundred and Twenty-seven.

Mary Alice Price

The foregoing instrument was signed by the said Mary Alice Price, in our presence and by her published and declared, as and for her last Will & 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 fifth day of Oct. 1927.
Miss Maude Maxwell, resides at, Richmond, Ohio
H. D. Cameron, resides at, Richmond, Ohio

11499
Jan 21
1929

In the matter of the Will of Lydia A. Henry, Dec'd
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents, that Lydia A. Henry late a resident of the Township of Darby in said County died on or about the 15- day of Jan'y. 1929, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament.

application

That the said Lydia A. Henry died leaving W^m M. Henry, her widower who resides at Unionville Cent'r. Ohio, and the following named persons, her only next of kin, to wit:

Walter Thomas Rees, son. Milford Cent'r. 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 resident in this State may be notified according to law of the pendency of said proceedings.

W. M. Henry, Petitioner.

The State of Ohio, Union County.

Oath

The above named W^m M. Henry being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he truly believes.

W. M. Henry.

Sworn to before me and signed in my presence this 21 day of January, 1929
W. H. Husted, Probate Judge.

Filing

Probate Court, Union County, O. Jan. 21- 1929
Filing of Will, ^{and} Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Lydia A. Henry, late of Darby 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 will be for hearing before this Court, on the 9- day of March, 1929, at 10. A. M. and that due notice thereof be given 3 days prior to said hearing to the widower, and next of kin of the testator resident of the State of Ohio.

W. H. Husted
Probate Judge.

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Wairs of Notice ^{and} Consent to Probate
The State of Ohio Union County. Probate Court.

Wairs Mr. the undersigned, next of kin of said decedent, residents of Ohio, hereby wair notice, and consent, to the probate of the Will of Lydia A. Henry deceased, N. F. Recs. Milford Centre, Ohio.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

Testimony of Witnesses
The State of Ohio Union Co.
Personally appeared, in open Court, James E. Robinson, and C. 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 Lydia A. Henry deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 9th day of Sept. 1918, purporting to be the Last Will and Testament of Lydia A. Henry 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 Lydia A. Henry, at the time of executing the same, was of full age, and of sound mind, and memory, and not under any restraint.

C. A. Hoopes, Mansfield, Ohio.
James E. Robinson, Columbus, Ohio. 1918. Cambridge Pl. 5th.

Brought to before me, and signed in my presence, by said witnesses in open Court, this 9th day of March, 1929.

(seal) W. H. Hasted, Probate Judge

admitting to Probate and Record
Probate Court, Union Co. O. March 9th 1929
This matter came on this day further to be heard, on the application of W. M. Henry to admit to probate and record, the Will of Lydia A. Henry late of the Township of Dary, in said County deceased, heretofore filed in this Court.

It is now shown, to the satisfaction of the Court, that said decedent died leaving W. M. Henry, her widow, and all the next

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of kin of said decedent, resident of this town have been duly served, with notice of the filing of said Will and of the application to admit it to probate, and record in this Court, pursuant to a former order of this Court, or have waived notice and given consent to the probate of said Will.

Will

And C.A. Hoopes, and James E. Robinson the subscribing witnesses to said Will 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.

Where upon the Court finds that the aforesaid instrument of writing is the last Will and testament of said Lydia A. Kenny, deceased; that it was duly executed and attested; and 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.

Therefore the Court orders the admitting of said Will 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 of Lydia A. Kenny.

In the name of the Benevolent Father of all, I, Lydia A. Kenny, being of sound and disposing mind and memory, and desirous of making such disposition of my worldly estate as I deem best, do hereby make, publish, and declare this my last Will and testament, hereby revoking any or all Will or Wills by me heretofore made.

Item First:

I desire that my debts and funeral expenses be paid as soon as possible after my decease, out of my personal estate.

Item Second:

I give, devise and bequeath to my husband Wm. M. Kenny, for and during his natural life, all the real estate of which I may die possessed.

Item Third:

I give and bequeath to my son, Walter Thomas

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1499 Rees, all the household goods, and furniture - that I owned prior to my marriage to Wm. M. Henry.

Item Fourth:
I give and bequeath to my husband, Wm. M. Henry, all my personal property other than the property herein disposed of in Item Third hereof.

Item Fifth:
After the death of my husband, Wm. M. Henry, I give, devise, and bequeath all my real estate to my son Walter Thomas Rees his heirs and assigns forever.

Item Sixth:
I nominate and appoint Wm. M. Henry, the executor of this my last will and testament.

In Testimony whereof I have hereunto subscribed my name on the 9-day of Sept. 1918
Lydia A. Henry

Signed, published, and acknowledged by Lydia A. Henry, 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 have hereunto subscribed our names as witnesses, this 9-day of Sept. 1918.

James E. Robinson
C. A. Hooper.

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Jan. 7-
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In the matter of the Will of Sanford Wilby, deceased
Application for Probate of Will.

Probate Court, Union County, Ohio

To the Probate Court of said County:
your petitioner respectfully represents, that Sanford Wilby late of the Township of Blairtown, in said County, died on or about the 2 day of Jan'y, 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Sanford Wilby died leaving no widow, and the following named persons, his only next of kin:

- Verna Callahan daughter Richmond, O.
- Winifred Gehring " Wapakoneta, Ohio
- Anna Rogers " Nashville, Tenn.
- C. O. Wilby 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, resident in this State may be notified according to law of the pendency of said proceedings.
C. O. Wilby, Petitioner.

Oath

The State of Ohio, Union County
The above named, C. O. Wilby being first duly sworn, says that the facts, stated and allegations in the foregoing application contained, are true as he truly believes.

C. O. Wilby,

Sworn to before me, and signed in my presence, this 7 day of Jan'y, 1929.
W. H. Husted, Probate Judge.

Filing

Probate Court, Union County, O. Jan. 7-1929
Filing of Will and Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Sanford Wilby late of Blairtown Twp. 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 will be for hearing before this Court, on the 8 day of March, 1929, at 2 P.M., and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator resident of the State of Ohio.

W. H. Husted
Probate Judge.

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Minor.

The State of Ohio. Probate Court.
In the undersigned next of kin of said decedent,
residents of Ohio, hereby waive notice, and consent to
probate of the Will of Sanford Wiley, Deceased.

Verns Callahan, Richmond, O.
Winifred Kearney, Wapakoneta, O.
C.O. Wiley, Richmond, O.

Proof of
Signature
of
Witness to
Will

Proof of Signature of Witness to Will,

Probate Court, Union County, Ohio.
Personally appeared in open Court, Bent Cahill ^{sw.}
J. F. Wood, who bring first duty sworn, to testify
the truth, the whole truth, and nothing but the
truth, in the matter of the Will of Sanford Wiley,
deceased, depose, and say: that Henry S. Stiles
whose name appears, as one of the subscribing
witnesses to the Last Will, and Testament of Sanford
Wiley deceased, hereto annexed, has since the
date of said Will March 18, 1899, died; that we
are each of us well acquainted with the hand-
writing and signature of said deceased witness
and that the signature of said Henry Stiles
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. Wood.
Bent Cahill.

known to before me, and signed in my presence,
in open Court, this 5. day of Feb, 1929
Jesse W. Husted, Probate Judge.

Proof of
Signature
of
Witness
to
Will

Proof of Signature, of Witness to Will,

Probate Court, Union County, Ohio.
Personally appeared in open Court, Bent Cahill, and
Clara B. Husted, who bring first duty sworn, to
testify the truth, the whole truth, and nothing
but the truth, in the matter of the Will, of
Sanford Wiley, deceased, depose, and say: that
George Smith whose name appears, as one of the
subscribing witnesses to the last Will and Testament
of Sanford Wiley, deceased, hereto annexed,
has since the date of said Will, March 18 - 1899,
died; that we are each of us well acquainted
with the hand-writing and signature of said
deceased witness, and that the signature of said

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of said George Smith, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

Bent Cahill.
Clara B. Husted.

Done to before me, and signed in my presence, in open Court, this 5th day of July, 1929
W. H. Husted, Probate Judge.

admitting
to
Probate
Record.

Journal Entry: Admitting to Probate and Record, Probate Court, Union County, O. March 8th 1929
Be it Remembered, that heretofore, to wit: on the 7th day of July, 1929, an instrument of writing, purporting to be the last Will and Testament of Sanford Wiley late of Belmont 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 State of Ohio, pursuant to a former order of this Court.

And it further appearing to the Court, that George Smith and Henry S. Stiles, the subscribing witnesses to said Will, have since the date, of said Will, March 18, 1899 died.

Whereupon, Bent Cahill, J. F. Wood, and Clara B. Husted appeared in open Court, and were duly sworn and examined according to law, touching the genuineness of the signatures, of said George Smith and Henry S. Stiles, 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 Sanford Wiley 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. Husted
Probate Judge

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Will

In the Name of the Benevolent Father of all, I, Sanford Wiley of Jackson Township, Union County, Ohio, being of sound and disposing mind and memory, and considering the uncertainty of continuance in this life, and desiring to make such disposition of my worldly estate as I deem best, do make public and declare this to be my last Will, and Testament.

Will

Item 1.

I desire that all my just debts, and funeral expenses, be paid by my executor hereinafter named, as soon after my decease, as is convenient.

Item 2.

I give, and bequeath to Emma, or Ellen Wiley who at one time lived with me, as my wife one (\$100) Dollars in addition to Three Hundred (\$300) Dollars given to her March 9th 1892. The receipt for which is hereto attached.

Item 3.

To my youngest daughter called Pet who has all her life time lived with the family of James L. Fish and wife I give and bequeath one (\$100) Dollars and commend her to the love and care of her foster parents.

Item 4.

I give and bequeath to my other three Children Verris, Charles O. and Winifred Wiley, all my property both personal and real, except as heretofore stated, to be divided equally among them, share and share alike.

Item 5.

I herein name, and appoint Perrose Wiley, as executor of this my last Will and Testament and request that he shall not be required to give Bond, as such, and I further desire that none of my real estate be sold until my daughter Winifred attains to her legal majority.

In Testimony Whereof, I have hereto subscribed my name this 18 day of March, 1899.
Sanford Wiley.

11474

Signed, published and declared, by the above named Sanford Wiley as and for his last Will and Testament, in the presence of us, who, in his presence and in the presence of each other and, at his request have hereto subscribed our name, as witnesses,

George Smith
Henry S. Stiles.

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Mch. 13/29

In the matter of the Will of James F. Hoffmann, Dec'd
Probate Court, Union County, Ohio,
Election under said Will.

not to
take,

I, the undersigned widow of J. F. Hoffmann, late of Delatons 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 not to take under the Will; my election so made to be entered of record.

Ida Hoffmann

Whereupon, the Court ordered, the said election of said Ida Hoffmann, to be entered upon its minutes, in words and figures, following, to wit:
March 13, 1929.

Election

This day, personally, came into open Court Ida Hoffmann widow of said J. F. Hoffmann, Dec'd, and applied to make her election whether to take or not to take under the Will of said J. F. Hoffmann, 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 not satisfied with the provisions of said Will, and elected not to take under it and asked that her election so not to take might be entered upon the Journal of the Court, which is accordingly done.

W. T. Husted

Probate Judge.

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11279
Dec. 6
1928.

In the Matter of the Estate of Elizabeth Dishmuth, Dec'd
Application for Transfer of Real Estate Devised,
Probate Court, Union County, Ohio,
No. 11279

Now comes William Jennings and represents to the Court that by the terms of the last Will and Testament of Elizabeth Dishmuth, deceased, late of said County, which Will was duly admitted to probate on the 28th of December, 1927, and recorded in Vol. P, page 403 of the Will Records of said Union County, all the certain real estate belonging to said decedent was devised to him, 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 County of Union, in the State of Ohio, and in the Village of Richmond and bounded and described, as follows:-

Being all of In lot No. 600, in Hyles Sabine addition to Richmond.

Also, the following situated in the same State, County and Village being Lot No. 626, of Graham & Co. Bandy's addition to the Village of Richmond.

That, W. J. Dishmuth widow of the said Elizabeth Dishmuth died on, or, about June 3-1928.

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 William Jennings name.

Wm Jennings

The State of Ohio, Union County,

William Jennings being first duly sworn, says that the facts in the foregoing application are true as he truly believes.

Wm Jennings

Given to before me, and subscribed in my presence this 6th day of Dec, 1928.

Wm Husted

Probate Judge.

Probate Court Union County, O. Dec. 6-1928
Authority to Transfer ^{By} Record Real
Estate Devised.

This day came William Jennings, 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 Elizabeth Disbrow, 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 William Jennings.

The following is a description of said real estate such as is contained in the Will, to-wit:

See description in 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 William Jennings, and that a certificate of this order issue to said Auditor ^{and} Recorder, as required by law.

W. D.usted, Probate Judge

5-099
Dec. 21.
1928.

In the matter of the Estate of William C. Henderson, Dec'd
Application for Transfer of Real Estate Devised,
Probate Court, Union County, Ohio.
No. 5099

Now comes Frank D. Henderson, and, represents to the Court, that by the terms of the last Will and Testament of William C. Henderson, deceased, late of said County, which Will was duly admitted to probate on the 5th day of May, 1898, ^{and} recorded in Vol - 799 - of the Will Rec. of said Union Co. all the real estate belonging to said decedent, was devised to him, without specific description of said real estate being given.

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

First Parcel:

Situated in the County of Union in the State of Ohio, and in the Township of Mill Creek, being a part of surveys, numbered 5616 and 5477 and being bounded, and described as follows:

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Beginning at a stone in the center of the Watkins and New California Gravel Road, and in the line dividing Surveys numbered 5477, and 5610; thence with said survey line, South 80° West 94.12 poles to a stone, at the south-east corner of the land of Arnett Hartago; thence with the easterly line of said Hartago and the lands of Thomas H. Kilgore, North 8° 30' West, 379.50 poles to a stone at the south west corner of the lands of Harlan H. Gordon; thence with the South line of said Gordon's land, North 82° Thirty (30)' East, 104 poles to a stone in the center of said Watkins and New California Gravel Road; thence with the center of said road South 6° 30' East, one hundred forty-one and eighty-three hundredths (141.83) poles, to a stone at the south west corner of the lands of Lemuel A. Fossey; thence with the South line of said Fossey's land, North 85° East 93.30 poles to a stake at the north west corner of George H. and Myrtle L. Pausch's land; thence with the West line of said Pausch's land South 6° East 91.30 poles, to a stone in the center of the Henderson Gravel Road; thence with the center of said Henderson Gravel Road North 84° East 51.42 poles to a stone at the north west corner of 56.60 acre tract of land formerly owned by M. J. Gasklin, now William C. Henderson's land; thence with the West line of said Henderson's land, South 23° East 84.12 poles, to a stone in the line between Surveys 5477, and 5610, and the north west corner of the lands of F. A. and J. M. Kitrick; thence with the West line of said M. Kitrick's land, and the lands of Pearl Kernick, South 18° East 72.30 poles to a stake at the north-east corner of the lands of C. L. Thompson; thence with the North line of said Thompson's land 68° and 30' West, 163.50 poles to a stake in the center of the said Watkins and New California Gravel Road; thence with the said Watkins and New California Gravel Road, North 24° West 106.20 poles to the place of beginning, containing 431.10 acres, more or less.

Second Parcel;

Situated in the County of Union, in the State of Ohio, and in the Township of Mill Creek, being a part of Survey Number 5477, and being bounded and described as follows:

Beginning at a stone at the corner of Phineas Bell's

Dec. 6-1928
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land now F.A. and Tom McFetrick's land in the South line of Survey No. 5477; thence with said line (correcting the course to the meridian) South 79° and 45' West 82.60 poles to a stone (witness a Beech on the line of N.C. Henderson's land) thence with the said Henderson's line North 4° and 45' West 87 poles to a stone in the center of the Henderson Road; thence with the center of said road North 84° East 31.50 poles to a stake at the corner of the land formerly belonging to the heirs of William Tossy, now George F. and Myrtle F. Rausch's land (witness a stone and bricks 20 feet from the center of the road in the line) thence with said Tossy's line North 5° and 45' West 40.80 poles to a stone and bricks at another corner of said Tossy's land; thence with another of Tossy's line North 83° 45' East 51.20 poles to a stone and bricks in John Murphy's line, now Rella Gordon's line; thence with the said Rella Gordon's line and Phineas Bell's line South 4° and 45' East, 121.60 poles to the place of beginning.

Containing 56.60 acres, more or less.

Your petitioners represents, that all the provisions & 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 tax duplicate to his name.

Frank D. Henderson

The State of Ohio, Union Co.

Frank D. Henderson being first duly sworn, says, that the facts stated in foregoing application are true, as he verily believes

Frank D. Henderson

Sworn to before me, &c. subscribed in my presence this 20 day of Dec. 19th 1928.

W. W. Donald

Probate Judge

Journal Entry

Probate Court, Union County Ohio,
Dec. 20 - 1928

This day came Frank D. Henderson and, filed herein his application duly verified for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio.

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of certain real estate devised by William C. Henderson, dec'd.
 upon consideration whereof, the court finds that by the
 terms of the Will of said decedent, said real estate
 was devised to said Frank D. Henderson,
 and that said real estate so devised is described
 as follows: see description, 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 herein before named,
 it is ordered, that said real estate be transferred
 upon the Duplicate of the County to the name of
 Frank D. Henderson, and that a Certificate of this
 order, issue to the County Auditor, as required by law.
 Done and 41.029, 1923. N. H. Husted, Probate Judge

10/16
 Dec. 27
 1928.

In that matter of the Estate of Cora May Moore, deceased,
 Application for Transfer of Real Estate, Devised.
 Probate Court, Union County, Ohio.
 Now comes Charles J. Moore, and represents to the
 Court that by the terms of the last Will and Testament
 of Cora May Moore, deceased, late of said County,
 which Will was duly admitted to probate on the
 27 day of June, A. D. 1923, and recorded in Vol.
 P. page 312, of the Will Records of said Union
 County all the real estate belonging to said
 decedent was devised to him, et al, 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 County of Union, in the State of Ohio,
 and in the Township of Jackson and bounded and
 described as follows:

In surveys no. 9901, and 10780, and

Beginning at a stone in the center of the
 Woodburn Road; thence with said road N. 9°
 W. 65.27 poles to a stone; thence with the
 S. line of H. Metzger's land N. 81° E. 106.4 poles to a
 stone at the N.W. corner of S. Swonder's land;
 thence with the west line of said land S. 9° E. 65.27
 poles to a stone; thence S. 81° W. 106.4 poles to a
 stone to the place of beginning,
 Containing 43.4 acres.

Your petition 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 Charles J. Moor, for and during his natural life, remainder to Bessie White.

Charles J. Moor.

The State of Ohio, Union County.

Charles J. Moor, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes

Charles J. Moor.

Sworn to before me, and subscribed in my presence, this 26 day of December, 1928.

L. L. Roy Allen, Notary Public

Journal Entry:

Probate Court, Union County, O.

December, 26 - A. D. 1928.

Authority to Transfer Real Estate Devised

This day came Charles J. Moor, Jr. filed herein his application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County Ohio, of certain real estate devised by Cora May Moor, deceased,

Upon consideration whereof, the Court finds that by the terms of the Will of said decedent, said real estate was devised to Charles J. Moor, Jr. for and during his natural life, remainder to Bessie White,

and that said real estate so devised is described, as follows: See description in 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 Charles J. Moor (life) & Bessie White, & that a certificate of this order issue to the County Auditor, as required by law.

W. H. Husted,

Probate Judge -

Journal 41, 29600

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10861
Dec. 31
1928

In the Matter of the Estate of Samuel B. Russell, Dec'd,
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio.
No. 10861

Now comes Emma M. Barlingame and represents to the court that by the terms of the last Will and Testament of Samuel B. Russell deceased, late of said County, which Will was duly admitted to probate on the 1-day of Sept. 1926, and recorded in Vol 2, Pg. 535, of the Will Records of said Union County, all the 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:

Situate in the State of Ohio, County of Union and Township of Leesburg, being part of Surveys Nos. 3693, and 3694, and bounded and described as follows:

Beginning in the middle of Bokes Creek, at a point 9 feet westerly of the middle of an iron bridge across said Creek on the Marysville and Marion Road, and running thence to and with the middle of said road N29° 15' E. 50.90 poles to an iron rod at the southwest corner of the land of George W. Drum; thence with his line S. 75° 30' E. 81.50 poles to a stone in the west line of land of C. H. Donigan; thence with his line S. 11° W. 9.30 poles to a stone and S. 79° E. 42.40 poles to a post at the southwest corner of land of John P. Cleverger; thence with his line S. 80° 30' E. 70.80 poles to a stone in the line of land of James C. Master; thence with his line S. 15° W. 31.59 poles to an iron pin at the north easterly corner of a tract conveyed to James R. Boyce by deed recorded in said Union County, in Volume 120 of Deeds at page 592; thence with the northerly line of said tract and continuing in the same course, S. 81° W. 112 poles to the middle of Bokes Creek; and thence up said Creek, with the meanders thereof to the place of beginning,

containing 89.19 acres, more or less, and being the same premises conveyed to said S. B. Russell by deed from Mary F. Drum, recorded in said Union County, in Volume 117, of Deeds at page 412, excepting therefrom the tract conveyed to James R. Boyce as aforesaid.

Also, the following premises situate in Surry, No 3693, and being the same premises conveyed by Howard Martin and wife to Samuel B. Russell, by deed dated May 22-1920 and recorded in Deed Rec. #125: Pg. 445.

Beginning in the center of Bokes Creek, at a point 9 feet West of the center of the iron bridge across Bokes Creek, on the Mangsville and Marion State Road; Thence with the center of said Road, S. 54° 30' W. 6.80 poles; thence S. 22° 30' W. 18.84 poles to an iron bar; thence S. 61° 45' E. 34.80 poles to the center of Bokes Creek; Thence up said creek with the meanderings thereof, to the place of beginning.

Containing 1.95± acres, more or less.

The terms by which said real estate was devised are as follows:

"Item 2.

I give, devise and bequeath to my executor hereinafter named, in trust, all my real estate and property, real and personal of every kind and description, ^{and} wherever situate, to be held and used by him, during the life of my wife H. May Russell.

Item 3.

Upon the death of my wife, H. May Russell, I give bequeath and devise all my estate, real and personal, then remaining undisposed of in the possession of my executor, to my sister, Emma M. Burlingame, absolutely, ^{and} in fee simple.

That said H. May Russell died March 12-1928.

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 the name of Emma M. Burlingame.

Emma M. Burlingame.

The State of this Union County,

Emma M. Burlingame, being first duly sworn says that the facts stated in the foregoing application, are true, as she verily believes.

Emma M. Burlingame

Sworn to before me, and subscribed in my presence, this 31 day of Dec, 1928. ^{Rev.} W. H. Hodges, Probate Judge.

11444
Jan. 12th
1929.

Journal Entry: Probate Court, Union County, O.
December, 31-1928.

Authority to Transfer Real Estate Devised.

This day came Emma M. Burlingame, and, filed herein her application duly verified for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Samuel B. Russell, deceased.

Upon consideration whereof, the Court finds that by the terms of the Will of said decedent, said real estate was devised to Emma M. Burlingame, by the following items: see application for copy of will items also, description.

And, it appearing to the satisfaction of the Court that 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 Emma M. Burlingame and, that a Certificate of this order issue to the County Auditor as required by law.

W. H. Husted, Probate Judge

Journal 41, Pg. 606.

11444
Jan. 12th
1929.

In the matter of The Estate of Charles W. Davis, Dec'd
Application for Transfer of Record of Real Estate, Devised,
Probate Court, Union County, Ohio.

Now comes Ida P. Davis and, represents to the Court that by the terms of the last Will and Testament of Charles W. Davis, deceased, late of said County, which Will was duly admitted to probate on the 10th Day of Dec., 1928, and, recorded, in Vol. 5, Pg. 138, of the Will Records of said Union County, certain real estate was devised to Ida P. Davis

That, the following is a description of said real estate, such as, is contained in the Will, to-wit:

Item 2:

"I give, devise and bequeath to my beloved wife, Ida P. Davis, providing she remains my widow all of my estate of every kind and description and wherever located, whether the same be real, personal, or mixed property, for and during the full term of her natural life, hereby authorizing and empowering my said wife, Ida P. Davis, to sell and convey any part or all of my said real estate, at any time, and

without the order of any part, or all of my said real estate, at any time, and without the order of Court, and to make execute, and deliver deeds to purchasers thereof, if in her opinion it is necessary to pay any of my debts, or necessary for her support, or for the best interest of my estate:

Item 2

In the event that my said wife does not again marry, it is my Will, and I hereby direct that at her death my said estate be equally divided between my two sons, Edward B. Davis and Fred R. Davis, after making provision of the \$100.00 to my grand son, as directed in Item 3^d of this my last Will and Testament.

The following is a specific description of said real estate.

The undivided one half interest in, and to all of the following described real estate to wit:

Situated in the County of Union, in the State of Ohio, and in the Village of Magnetic Springs, and bounded, and described as follows:

Being all of Lot 12, and the south one-half of Lot 13, situated on the east side of Rose Street in the Village of Magnetic Springs, Union Co., Ohio, a plat of which may be found at the Recorder's Office, Mansville, Union Co., Ohio.

Also, the undivided one-half interest in and to the following described real estate, situated in the County of Union, in the State of Ohio, and in the Village of Magnetic Springs, and bounded &c. described as follows:

Being lots numbered 72, and 73, in N.D., De God's Addition to the Village of Magnetic Springs.

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

Wherefore, she prays, for an order to the County

Auditor directing the transfer of said real estate upon the tax duplicate to Ida P. Davis, name, and for a certificate to the County Recorder, as provided by law.
Ida P. Davis,

The State of Ohio, Sumner Co.

Ida P. Davis, being first duly sworn, says, that the facts in the foregoing application are true, as she truly believes.

Ida P. Davis,

Sworn to before me, and, subscribed in my presence, this 21. day of Dec. 1928

Geo. M. M. Stewart, Notary Public

Journal Entry: January, 12, 1929

Authority to Transfer Real Estate Devised.

This day came Ida P. Davis and filed herein her application duly verified, for an order, to the County Auditor directing the transfer upon the tax duplicate of Union Co. Ohio, of certain real estate devised by Charles W. Davis, deceased,

Upon consideration whereof, the Court finds that by terms of Will of said decedent, said real estate was devised to Ida P. Davis
See copy of Will in 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 Devisor herein before named, it is ordered, that said real estate be transferred upon Tax Duplicate of the County to the name of Ida P. Davis, and, that a certificate of this order issue to the County Auditor, as required by law.
W. H. Husted, Probate Judge.

Journal 41. 29 616.

11403
Jan. 15th
1929

In the matter of the Estate of Dora Grubbs. Deceased
Application for Transfer of Real Estate Devised
Probate Court, Union County, Ohio.
No. 11403.

Now comes Leroy Grubbs and Mabel Robinson and represent to the Court that by the terms of the last Will and Testament of Dora Grubbs, deceased, late of said County, which Will was duly admitted to probate on the 15th day of Sept. A. D. 1928, and recorded in Vol. 5 Pg. 56 of the Will Records of said Union County, all the 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 item by which said real estate, is devised is as follows:-

"Third:

The rent and residuum of my estate to go to Leroy Grubbs and Mabel Robinson, in equal parts share, and share alike."

And, that said real estate so devised is described as follows:

Situate in the State of Ohio, County of Union
Township of Allen, being part of Survey No. 3151,
and bounded, and described as follows:

Beginning at the southwest corner of Alexander and Jennie Smith's land, 75° N. $49\frac{3}{4}$ W. from the center of the track of the Erie Railroad; thence N. 65° W. $20\frac{3}{4}$ poles to a stake; thence S. $40\frac{1}{4}$ W. 20 poles and 12 feet to the center of the mud road; thence with the center of said mud road to a stone in the center of the pike and 75 feet from the center of the said rail-road track; thence with said pike 25 poles and 12 feet to the place of beginning.

Containing 2 $\frac{1}{2}$ acres, more or less. See Record of Deeds, Vol. 97, page 374.

Also, the following real estate situate in Allen Township, and being part of Survey No. 3151,
is bounded and described, as follows:

Beginning at a stone and piece of tile $33\frac{1}{2}$ poles, from the southerly corner of Armstrong's Addition to the Town of Patterburg, and in the center of Rail Road Street, said stone and tile

being 75 feet N. $49\frac{3}{4}^{\circ}$ W. from the center of the track of the New York Pennsylvania and Ohio Rail Road; thence N. $49\frac{3}{4}^{\circ}$ W. 20 poles to a stone and tile; thence S. $40\frac{1}{4}^{\circ}$ W. $15\frac{3}{4}$ poles to a stone and tile on the bank of a ditch; thence S. 65° E. $20\frac{3}{4}$ poles to the center of said Rail Road Street and 75 feet (at right angles) from the center of said rail road track; thence with the center of said Rail Road Street N. $40\frac{1}{4}^{\circ}$ E. 14 poles to the beginning.

Containing one (1) acre, and 137 square poles.

Your petitioners represents, that all the provisions and conditions of said Will have been fully complied with upon the part of said devisees.

Wherefore, they pray for an order directing the transfer of said real estate upon the tax duplicate to the name of Leroy Gubbs, and Mabel Robinson.

Mabel Robinson Leroy Gubbs.

The State of Ohio, Union County.

Leroy Gubbs, and Mabel Robinson being just duly sworn says that the facts stated in the foregoing application are true, as they verily believe.

LeRoy Gubbs, Mabel Robinson.

Sworn to before me, and subscribed in my presence, this 15th day of January, 1929 *(and)* W. H. Busted, Probate Judge.

Journal Entry: Probate Court, Union County, O.

Jan. 15, 1929

Authority to Transfer Real Estate Devised.

This day came, Leroy Gubbs, and Mabel Robinson, and filed herein their application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Doris Gubbs, deced.

upon consideration thereof the Court finds that by the terms of the Will of said decedent, said real estate was devised to Leroy Gubbs and Mabel Robinson, by the following item.

"Third:

The rest and residue of my estate to go to LeRoy Gubbs and Mabel Robinson, in equal parts, share and share alike."

and that said real estate so devised is described as follows:

Situate in the State of Ohio, County of Ohio, Union and Township of Allen, being part of Survey No. 315-1, and bounded and described as follows:

Beginning at the southwest corner of Alexander & Jennie Smiths Land No. see description in 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 herein before named, it is ordered that said real estate be transferred upon the Duplicate of the County of the name of Leroy Smith and Mabel Robinson and that a certificate of this order issue to the County Auditor as required by law.

W. H. Husted, Probate Judge

Journal #1 page 622

11390
July 11
1929

In the matter of the Estate of Elizabeth Carlmull, Dec'd
Application for Transfer of Real Estate Devised.
Probate Court, Union Co. Ohio.
No. 11390.

Now comes Bertha K. Sammler, and represents to the Court that by the terms of the last Will and Testament of Elizabeth Carlmull deceased, late of said County, which Will was duly admitted to probate on the 11th day of Sept. A. D. 1928, and recorded in Vol. 9, Pg. 50 of the Will Records of said County, all the 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:

Being the south half of In lot No. 139 in the said Village of Marysville, and for further description reference is made to the plat of said Village.

Item Four of said Will reads as follows:
I give devise and bequeath to my niece Bertha K. Sammler, the house and lot where she and I have been making our home in Marysville, Ohio.

Your petition 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 Bertha K. Saunter, name:

Bertha K. Saunter,

The State of Ohio, Union Co.

Bertha K. Saunter, being first duly sworn says that the facts stated in the foregoing application are true, as she verily believes

Bertha K. Saunter.

Sworn to before me, and subscribed in my presence this 11 day of July, 1929

W. H. Husted, Probate Judge

Journal Entry: Probate Court, Union County, O.
July 11-1929.

Authority to Transfer. Real Estate Devised.

This day came Bertha K. Saunter and filed her application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Elizabeth Costmell, Dec'd.

Upon consideration whereof, the Court finds that by the terms of the Will of said decedent, said real estate was devised to Bertha K. Saunter, see item of Will & description in 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 Bertha K. Saunter, and, that a certificate of this order issue to the County Auditor as required by law.

W. H. Husted, Probate Judge

Journal 42, Pg. 22.

8952
Mar. 6.
1929

In the matter of the Estate of Thomas C. Bailey, Deceased,
Application for Transfer of Real Estate Devised,
Probate Court, Union County, Ohio,
No. 5952.

Now comes Dot Moffitt and Nettie A. Thomas, and represents to the Court, that by the terms of the Last Will and Testament of Thomas C. Bailey, deceased, late of said County, which Will was duly admitted to probate on the 23. day of May, 1918, and recorded in Vol. P. page 347, of the Will Records of said Union County, all the real estate belonging to said decedent, was devised to Louisa J. Bailey for life, 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 my wife Louisa J. Bailey (at my death) all of my personal property, and real estate after the final term is completed with (without warranty)

Item 2-

After the death of my wife I give, devise and bequeath to my son, Coy Bailey, four hundred dollars out of my estate, after which I want the balance of my estate divided equally between my son, Coy Bailey, Nettie A. Thomas, and Dot Moffitt.

The following is a correct description of said real estate:

Situate in the State of Ohio, County of Union^{Ans.}, Township of York, being part of Survey No. 135-06, and bounded and described as follows:

Beginning at a stake in the center of the crossing of the Richmond Road, with the Marysville and Newton Road; thence with the center of said Marysville, and Newton Road, S. 36° E. 93.03 poles, and S. 42³/₄° E. 82 poles, making 175³/₄ poles to the South line of said Survey; thence with the South line of said Survey S. 81³/₄° E. 43.03 poles to the South east corner of said Survey; thence N. 8³/₄° E. 5.1 poles to a stake, in the Survey line and corner of Cricket Farms; thence N. 32⁷/₄° W. 166.06 poles to the corner of said Richmond Road; thence with the center of said Richmond Road; S. 57¹/₂° W. 90.40 poles to the beginning, containing 92 acres ^{or} 127 poles more or less.

Excepting the following premises, part of said Surry no. 135-06, conveyed by Thomas C. Bailey and Louisa Bailey his wife, to Harry A. Taylor, by deed dated April 20th 1891, (Vol. 80 page 98) and bounded as follows:

Beginning at a stone in the center of the Marysville and Kenton Pike; thence in an easterly direction 44 poles to the south east corner of Surry no. 135-06; thence N. 8³⁰/₄° E. 5-1/10 poles to a stone; thence in a westerly direction 44 poles to the beginning, containing 3/4 of an acre, 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 devisees.

Wherefore they pray for an order directing the transfer of said real estate upon the tax duplicate to Louisa J. Bailey, for life, name,
Dot Moffitt Nettie A. Thomas.

The State of Ohio, Union County

Dot Moffitt and Nettie W. Thomas, being first duly sworn say that the facts stated in the foregoing application are true, as they truly believe.
Dot Moffitt Nettie A. Thomas.

Brought to before me, and subscribed in my presence, this 6. day of March, 1929.
W. H. Husted Probate Judge

Journal Entry: Probate Court, Union County, O.
March 6 - 1929.

Authority to Transfer real estate devised. This day came, Dot Moffitt and Nettie W. Thomas, and filed herein their application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Thomas C. Bailey, deceased, upon consideration whereof the Court finds that by the terms of the Will of said decedent, said real estate was devised to Louisa J. Bailey, for life, and then to Guy Bailey, Nettie A. Thomas and Dot Moffitt.

" see description in application, also description of real estate, 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 herein before named, it is

ordered, that said real estate be transferred upon the Duplicate of the County, to the name of Louisa J. Bailey for life, and then to Clay Bailey, Nettie A. Thomas, and Dot Moffitt. That a certificate of this order, issue to the County Auditor, as required by law.

W. H. Husted, Probate Judge

11282
 Apr 2 -
 1929

In the matter of the Estate of Alice Mammasnick, Dec'd
 Application for Transfer of Real Estate Devised,
 Probate Court, Union County, Ohio.
 No. 11282.

Now comes Roy Mammasnick and, represents to the Court, that by the terms of the last Will and Testament, of Alice Mammasnick deceased, late of said County, which Will was duly admitted to probate on the 5th day of March, 1928, and recorded, in Vol. R. page 479, of the Will Records, of said Union County, all the certain real estate belonging to said decedent, was devised to him, and others, without any specific description of said real estate being given. The real estate owned by said decedent, and so devised, is as follows:

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

Part of Survey # 7008,

Beginning at a stone at the intersection of the Blair Road, with the Van Sant Bearr road; thence with the center of the Van Sant Bearr Road, N. 12° 15' W. 62.72 poles to a stone in the center of said road, and South west corner, of a 29 acre tract of land owned by W. G. and Cora Morrison; thence with the south line of said tract N. 78° 5' E. 52.00 poles, to a stone at the North west corner of 46.72 acre tract of land owned by John Gulkiff (now deceased); thence with the West line of said tract, S. 11° 40' E. 62.48 poles, to a stone in the center of the Blair road; thence with the center of said road S. 77° 55' W. 51.33 poles to the place of beginning.

Containing 20.20 acres, more or less.

Also an undivided one-half interest in the following described property, to wit:

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

Beginning in the center of the Pokes Creek

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Grant Road, at a corner of Lenora Butler's land; thence with the center of said road N. 16° W. 66.90 poles to the center of Ida Milligan's land (witness a stone in the east edge of the road bed) thence N. 74° E. 92.50 poles to a stake and stone; thence S. 20° E. 67.50 poles to a stone, a corner of John Galiff's land; thence S. 74° W. 97.44 poles to the place of beginning, containing 39 acres and 121 rods of land, and being a part of Lot No. 14 of the division of said Survey No. 7008.

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 Roy L. Mammaw Smith and Bessie E. Shoup, names.

Roy L. Mammaw Smith.

The State of Ohio, Union Co-

Roy L. Mammaw Smith being first duly sworn, says that the facts stated in the foregoing application are true, as he verily believes.

Roy L. Mammaw Smith.

Subscribed to before me, and subscribed in my presence, this 2nd day of March, 1929.

W. H. Husted, Probate Judge.

Journal Entry: Probate Court, Union County, Ohio.
 Authority to Transfer Real Estate Devised.
 This day came Roy Mammaw Smith and filed herein his application duly verified, for an order to the County Auditor, directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Alice Mammaw Smith deceased.
 Upon consideration thereof the Court finds that by the terms of the Will of said decedent said real estate was devised to Roy L. Mammaw Smith and Bessie E. Shoup.

in description in application.
 And it appearing to the satisfaction of the Court that the terms of said Will have been fully complied with, on part of said devisee; it is ordered that said real estate be transferred upon the duplicate of the County to the name of Roy L. Mammaw Smith, Bessie E. Shoup and that a certificate of this order, issue to the County Auditor as required by law.

Journal 42, Pg 48. W. H. Husted, Probate Judge

11542
Mar. 19th
1929

In the matter of The Last Will and Testament of
Lycourus Biland, Deceased,
Probate Court, Union County, Ohio,
Application to Admit to Probate.

To the Probate Court, of said County:

Your petitioner respectfully represents, that Lycourus
Biland late a resident of the village of Marysville
in said County, died on or about the 28th day of
Feb. 1929, leaving an instrument in writing
herewith produced, purporting to be his last Will and
Testament:

That the said Lycourus Biland died leaving
no widow, and the following named persons,
his next of kin, to wit:

Application

Howard Biland, son, Marysville, Ohio
Raymond Biland, son, Moor 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, resident in this State may be notified
according to law of the pendency of said proceedings.

Howard Biland, Petitioner.

Oath

The State of Ohio, Union County,
The above named, Howard Biland being first duly
sworn, says, that the facts stated and allegations
in the foregoing application, contained are true as
he truly believes.

Howard Biland.

Done to before me, and signed in my presence, this
19th day of March, 1929.

W. Husted, Probate Judge

Probate Court, Union County, O.
March, 19th 1929.

Filing Will and order for hearing.

Filing
will.

This day an instrument of writing, purporting
to be the last Will of Lycourus Biland, late of Marysville
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
will be for hearing before this Court, on the 7th
day of April, 1929, at 10 o'clock A. M., and that
due notice thereof be given 3 days prior to said
hearing, to the next of kin of the testator,
resident of Ohio.

W. Husted

Probate Judge

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Wills. ^{or} Consent to Probate.
Raymond Biland, Green City, Ohio.
Dated, Mar. 20th - 1929

Testimony
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Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
No. 11542.

The State of Ohio, Union County.

Personally appeared in open Court, J. F. Kaggard
and E. K. Patton 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 Lycurgus Biland deceased,
depose and say: that they were present, at the
execution of the instrument of writing now before them
bearing date the 10th day of Sept. 1924, purporting
to be the Last Will and Testament of Lycurgus
Biland deceased; that they respectively 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 acknowledge the same to be his Will;
and that said Lycurgus Biland at the time
of executing the same, was of full age, and of
sound mind and memory and not under any
restraint.

J. F. Kaggard, Columbus, Ohio.
E. K. Patton, Marysville, Ohio.

Shown to before me, and signed in my presence, by
said witnesses in open Court, this 2 day of Apr. 1929.
W. H. Husted, Probate Judge

admitting
to
Probate
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Record.

Probate Court, Union County, O. April 2 1929.
Admitting to Probate and Record.

This matter came on this day further to be heard,
on the application of Raymond Biland to admit
to probate and record the Will of Lycurgus Biland,
late of the village of Marysville in said County,
deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the
Court, that said decedent, died leaving no
widow, and that all the next of kin of said
decedent resident of Ohio have been duly served with
notice of the filing of said Will, and of the
application to admit it to probate and record
in this Court, pursuant to a former order of this
Court, or, have waived notice, ^{or} given consent

11542.

to probate of said Will.

And: E. H. Walton, W. J. F. Magyard, subscribing witnesses to said Will, 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 Lycurgus Wiland deceased, that it was duly executed and attested; and, 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.

Therefore, the Court orders the admitting of said Will 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.

Last Will, and Testament

I, Lycurgus Wiland, of the Village of Marysville, 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 general expenses be paid out of my estate, as soon after my decease, as may be found convenient.

Second:

I Give, Devise and Bequeath to Raymond Wiland all property of whatever nature held by me, (Lycurgus Wiland) as security against Raymond Wiland to be surrendered to him (Raymond Wiland) at time of my decease, or, as soon thereafter as convenient.

Third:

I Give, Devise and Bequeath to Howard Wiland, my son, all my Real Estate that I may be seized of, also all my personal property of whatever nature (other than what is mentioned above to Raymond Wiland) to have, and to hold in fee simple.

I do hereby nominate and appoint Howard Wiland Executor of this my Last Will and Testament, and to serve without Bond.

I do hereby revoke all other Wills by me heretofore made.

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In Testimony whereof I hereunto subscribe my name at
Marysville, this 10. day of Sept. 1924.

Lycurgus Biland

The foregoing Instrument was signed at the end thereof
by the said Lycurgus Biland 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, this 10-day of
Sept. 1924.

J. F. Hayward.

resides at Marysville, Ohio.

R. H. Hallan

resides at Marysville, Ohio.

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Mar. 25
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In the matter of The Will of Emanuel Clutter. Deceased
Application for Probate of Will.
Probate Court. Union County, Ohio.

To the Probate Court, of said County:

Your petitioner respectfully represents that Emanuel Clutter late a resident of the Township of York in said County, died on or about the 17th day of March, 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

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

- | | | |
|-----------------|----------|----------------------------------|
| Effie Sisson | daughter | Wm. Mansfield, O ^h 4, |
| Charles Clutter | son | Peoria, Ohio 1 |
| Mannie Carroll, | daughter | Rock Bridge, 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 resident in this State may be notified according to law of the pendency of said proceedings.

Effie Sisson, Petitioner.

The State of Ohio, Union County,

Oath

The above named, Effie Sisson, being first duly sworn, says that the facts stated ^{and} allegations in the foregoing application contained, are true as she truly believes.

Effie Sisson.

Sworn to before me, and signed in my presence, this 25th day of March, 1929.

W. W. Hustled, Probate Judge.

Minor

The undersigned next of kin of the within named decedent, hereby waives further notice & consent to probate of said Will.

Dated this 25th day of mch. 1929.

Chas. Clutter.

Filing

Probate Court, Union County Co., O. Mar. 25-1929.

Filing of Will, ^{and} Order for hearing.

This day an instrument of writing, purporting to be the last Will of Emanuel Clutter late of York 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 will be for hearing before this Court, on the 4th

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day of April 1929 at 2 o'clock p.m. and that due notice thereof be given 3 days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.
W. H. Husted, Probate Judge.

Notice

Notice to Next of Kin.
Probate Court, Union County, Ohio.
No. 11544

To Maria Carroll, Rock Ridge, Hocking Co., Ohio,
you are hereby notified, that on the 25 day of March, 1929 an instrument of writing, purporting to be the last Will and Testament of Emanuel Clutter late of York 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 4 day of April 1928. at 2 P. M.
Witness my signature and the seal of said Court this 30 day of March, 1929.
W. H. Husted, Probate Judge.

Sheriff's Return

Sheriff's Return.

The State of Ohio, Hocking Co.,
Richard this writ, March 30-1929, at 1 o'clock P. M. and pursuant to its command, I served the same on the within named,
Maria Carroll, by personally handing to her a true & certified thereof with all the endorsements thereon.
W. R. Lloyd, Sheriff
By L. F. Hammond, Deputy.

Sheriff's Fee

Per. 75
60 miles @ .4180 Total \$ 55

Proof of Signatures

Proof of Signature of Witnesses to Will.
Probate Court, Union County, Ohio.

Personally appeared, in open Court, Edward B. Husted and Carrie W. Hombach, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Emanuel Clutter deceased, depose and say: that W. M. Hubbard whose name appears as one of the subscribing witnesses to the last Will and Testament of Emanuel Clutter, deceased, heretofore annexed, had since the date of said Will Dec. 21-1925, died that we are each of us well acquainted with the

11544

hand writing and signature of said deceased witness, and that the signature of said P. M. Hubbard, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

Clara B. Husted
Carrie W. Hornsbel.

Sworn to before me, and signed in my presence, in open Court, this 4th day of April, 1929

W. H. Husted, Probate Judge

Testimony of Witnesses

Testimony of Witnesses to Will

Probate Court, Union County, Ohio.

No. 11544

Testimony

The State of Ohio, Union Co.

Personally appeared in open Court Cynthia Hubbard, 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 Emmanuel Blutter, deceased, depose and say: That she was present at the execution of the instrument of writing now before her, bearing date the 21st day of Dec. 1925, purporting to be the Last Will and Testament of Emmanuel Blutter, 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 Will; and that said Emmanuel Blutter at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint, Cynthia Hubbard.

Sworn to before me, and signed in my presence by said witnesses in open Court, this 4th day of April, 1929
W. H. Husted, Probate Judge

Admitting to Probate

Journal entry: Admitting to Probate in Record, Probate Court, Union County, O.

April 4 - 1929.

Be it Remembered, that heretofore, to-wit: on the 25th day of March, 1929, an instrument of writing, purporting to be the Last Will and Testament of Emmanuel Blutter, 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

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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.

And it further appearing to the Court that N. M. Hubbard one of the subscribing witnesses is dead.

Whereupon Clara B. Husted, and Lennie H. Hornbeck appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said N. M. Hubbard attached to said Will: Thereupon, this day came Cynthia Hubbard the other subscribing witness who 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 Emanuel Clutter, 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. A. Husted, Probate Judge.

Last Will and Testament.

Will

I, Emanuel Clutter, 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 daughter Mary J. Carrel, five dollars.

Item 3rd

I give, devise and bequeath to my daughter Effie M. Sisson, Three Hundred Dollars.

Item 4th

I give, devise and bequeath to my son Charles Clutter, Three Hundred Dollars

After all debts, funeral expenses are paid

11544

and the heirs above named, also, are paid, then, whatever is left out of my estate, I want divided equal between my heirs, *vs.* Mary J. Barrel, Effie M. Sisson, Charles Clutter, also, Rosa - Marshal and Willmer - Hedgcs. to share in this divide, equal with those named above.

Will

I do hereby nominate and appoint Charles Clutter and Effie M. Sisson 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 this 21st day of December 1925:

Emmanuel Clutter.

The foregoing instrument was signed at the end thereof by the said --- 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, Ohio, this 21st day of December, 1925.

N. M. Hubbard, resides at Mt Mansfield, O. R. 4.
Lynethia Hubbard, resides at Mt Mansfield, O. R. 4

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In the matter of The Will of Mary Palmer, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Mary Palmer late a resident of the village of Marysville in said County, died on or about the 6-day of April, 1929, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament:

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

- | | | |
|--------------------|--------|------------------|
| Raymond Wilkinson | nephew | Dayton, Ohio |
| Edgar C. Wilkinson | nephew | 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 resident in this State, may be notified according to law of the pendency of said proceedings.

Raymond Wilkinson, Petitioner

The State of Ohio, Union County

Date

The above named Edgar C. Wilkinson being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true as he truly believes

Raymond Wilkinson,

Subscribed to before me, and signed in my presence, this 9. day of April 1929.

W. T. Husted, Probate Judge

Filing

of

Probate Court, Union County - O. April. 9 - 1929.
Filing of Will, and Order for Hearing.
This day an instrument of writing, purporting to be the Last Will of Mary Palmer, late of Marysville 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, & that said application will be for hearing before this Court, on the 9-day of April, 1929, at 2. P.M. all next of kin in the State being in Court.

W. T. Husted,

Probate Judge

11554

Writors

Writors of notice ^{and} consent to Probate.
 Raymond Wilkinson, Dayton, Ohio
 Edgar C. Wilkinson, Marysville, Ohio

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

The State of Ohio, Union Co.

Testimony of Witnesses

Personally appeared in open court Ella Leary and Mary 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 Mary Palmer, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 23rd day of August 1927, purporting to be the Last Will, and Testament of Mary Palmer, 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 Palmer at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Mrs Mary Black
 Ella Leary

Sworn to before me and signed in my presence by said witnesses in open court, this 9th day of April, 1929.
 W. H. Donald, Probate Judge

Journal Entry: Probate Court, Union County, O. April 9-1929

Admitting to Probate and Record

Admitting to Probate and Record.
 This matter came on this day further to be heard on the application of Raymond Wilkinson to admit to probate and record the Will of Mary Palmer late of the Village of Marysville in said County, deceased, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no widow, and that all the next of kin of said decedent, resident of Ohio, have been duly served with notice of the filing of said Will and of the application to admit it to probate and record in this Court pursuant to a former order of this Court, or, have waived notice and given consent to the probate of said Will.

And, Mary Black, and Ella Leary the

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subscribing witnesses to said Will, 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 Palmer, deceased; that it was duly executed and attested; and, 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.

Therefore, the Court orders, the admitting of said Will to probate, and, that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

W. St. Husted, Probate Judge

Will

I, Mary Palmer, being of sound mind and memory do make and publish this my last Will and Testament, hereby revoking all last Wills and testaments by me made, heretofore.

First my wish and will is that all my just debts be paid out of my estate as soon after my decease as can be done.

I give and my wish and will is to give to William Harris, Luke Harris, Asa Harris, Otis Harris, Edgar McKinson, my nephews all my real and personal property being monies on deposit or whatever nature the same may be to them in equal shares and share alike.

To do with the same as they may see fit and to their best interest.

I want the household goods to be divided equally between them, such as they would want the remainder to be sold money divided realized therefrom.

I give to Clarence Depp the sum of \$100.00

It is my wish and will that all be satisfied with my Will, those that are not, and make trouble not to receive anything out of my estate, and their share to go to the other heirs.

I hereby nominate and appoint A. H. Kelleysdale executor of this my last Will and testament

In Witness whereof, I have hereunto

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11554 set my hand to this my last will and testament, this 23. day of August 1927.

Will Mary ^{her} + Palmer
J. Mark

Signed and acknowledged by said Mary Palmer as her last will and testament in our presence, and signed by her in our presence. the 23. of August. 1927.
Miss Ella Leary
Mary Beach.

11567 In the Last Will and Testament of David R. Robinson, Dec'd
Application for Probate of Will
Probate Court, Union Co. Ohio.
May 4. 1929

To the Probate Court of said County:
Your petitioner respectfully represents that David R. Robinson late a resident of the Township of Washington in said County, died on or about the 20. day of April 1929, leaving an instrument in writing herewith produced, purporting to be his last will and testament.
That the said David R. Robinson died leaving Julia Robinson his widow who resides at Washington Sp. and the following named persons, his only next of kin, to wit:

- Thomas L. Robinson son. Wat. Mansfield, O.
- William R. Robinson son Filer Idaho.
- Alonso Robinson son. Radnor, O.
- Hazel Casper daughter Ridgeway, Ohio.
- Alto Paul " " Big Springs 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 resident in this State may be notified according to law, of the pendency of said proceedings.
Thomas L. Robinson Petitioner.

The State of Ohio, Union County.
The above named Thomas L. Robinson, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.

Thomas L. Robinson
Sworn to before me and signed in my presence this 4. day of May. 1929.
W. H. Husted
Probate Judge

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11 567 We, the undersigned widow and next of kin of the intestate named decedent hereby waive further notice, and consent to the probate of said Will.

Dated this 9 day of May, 1929.

Julia ^{her} Robinson
widow

Oleta Paul
Hazel Cooper
J. L. Robinson
L. R. Robinson

Probate Court, Union County, O. May 4th 1929.

Filing of Will and Order for Hearing.

Filing

This day an instrument of writing purporting to be the last Will of David R. Robinson late of Washington 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 will be for hearing before this Court on the 9 day of May 1929, at 1 P.M. and that due notice thereof be given 3 days prior to said hearing, to the widow, and next of kin, resident of the State of Ohio.

W. H. Husted, Probate Judge

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio,
No. 11 567

Testimony of Witnesses

Testimony of Witnesses.

The State of Ohio, Union County,
Personally appeared, in open Court, J. J. McEwen and Charles W. Barber, 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 R. Robinson, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 30 day of Oct. 1929, purporting to be the last Will and Testament of David R. 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 Will; and that said David R. Robinson at the time of executing the same, was, of full age, and of sound mind and memory, and not under any restraint.

11567

J. J. McLea, Bellefontaine, O.
Whodes McLea

Sworn to before me, and signed in my presence
by said witnesses in open court, this 11 day of May, 1929.
W. Husted, Probate Judge.

Journal entry:

Probate Court, Union County, Ohio,
May, 9-1929.

admission
to

Record

Be it Remembered, that heretofore, to-wit: on the 4 day of
May, 1929, an instrument of writing purporting to be the
Last Will and Testament of David R. Robinson 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 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 J. J. McLea, and Whodes McLea,
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.

Wherefore, the court finds the aforesaid instrument
of writing is the Last Will and Testament of said
David R. 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.

W. Husted Probate Judge.

Will

Will

I, David R. Robinson, of the Township of Washington
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.

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113-67 Second;

I give, devise and bequeath to my beloved wife Julia Robinson all of my property, both personal and real, for and during her natural life time, at the death of my said wife I give, devise and bequeath all of my said property, both personal and real, to my five children Thomas L. Robinson, Jr. William W. Robinson, Alonzo R. Robinson, Hazel Cooper and Oleta Paul, share and share alike, except Oleta Paul is to have Two Hundred Dollars (\$200⁰⁰) less, as I had to pay said sum of (\$200⁰⁰) for said Oleta's husband many years ago.

I do hereby nominate and appoint Julia Robinson Executor of this my last will and testament and request the Court to confirm my said appointment without bond.

I hereby revoke all other Wills, by me, heretofore made. In Testimony whereof I hereunto subscribe my name at my home this 30 day of Oct. 1928.

David R. Robinson.

The foregoing Instrument was signed at the end thereof by the said David R. Robinson 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 his home, this 30 day of Oct. 1928.

Lehady Mc Gray. resides at West Mansfield, Ohio.
 J. J. Mc Gray " Bellefontaine, O.

115-43
May 14
1929

In the matter of the Will of Minor F. Mohler, deceased.

Application to Admit to Record Authenticated Copy
of Will, and Order of Probate.

Probate Court, Union County, Ohio.
Application

To the Probate Court of said County,

Your petitioner respectfully represents that Minor Franklin Mohler, late of Kanawha County West Virginia died testate on or about the 25 day of January, 1929, that his Will was duly executed, proved and allowed in Kanawha Co., West Virginia according to the laws of said State, and that said Minor Franklin Mohler died leaving no widow.

The following named persons are interested in said Will as next of kin, or otherwise, to wit:

- Aris Aris Mohler daughter, Charleston West Va.
- Florence Ellen Mohler " " "
- Michael E. Mohler son " " "
- Yvonne Mohler Cole 2-daughter " " "

Application

Your petitioner herewith produces an authenticated copy of said Will, and of the order of produce 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.

Adele M. Kagay.

The State of Ohio, Union County,

Oath

Adele M. Kagay petitioner being duly sworn, says that the facts stated and allegations contained in the foregoing application are true, as she verily believes.

Adele M. Kagay.

Sworn to before me, and signed in my presence, this 14 day of May, 1929.

W. W. Husted,

Probate Judge

Order admitting

Journal entry: Order admitting to Record Authenticated Copy of Will & order of Probate. Probate Court, Union County, Ohio. May 14 - 1929.

This day Adele M. Kagay, appeared, in open court, and produced, an authenticated copy of the Will of

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Minor F Mohler late of Kanawha County West Virginia dec'd 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 Kanawha County State of West Virginia

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 Record of Wills of this office, and it is further ordered that said Will do pay the costs \$ 5--

W. H. Husted, Probate Judge

Will, Minor F. Mohler

Last Will and Testament of Minor Franklin Mohler

Will

"In the name of God, Amen, I, Minor Franklin Mohler, of the City of Charleston, in the County of Kanawha and State of West Virginia being of sound mind and disposing memory, do make, publish and declare this instrument as and for my last will and testament, hereby revoking all other wills and codicils by me at any time heretofore made.

First:

I direct my executors hereinafter named to pay all my just debts and funeral expenses, as soon as may be after my demise, and to that end, I charge my whole estate, real and personal.

Second:

I give, devise and bequeath unto my executor & hereinafter named, all my estate, real, personal and mixed, including all insurance upon my life, with full power to sell, assign, transfer, convey, lease and release my said estate or any part thereof, as hereinafter directed, and the proceeds thereof or of any part thereof, as may be required by the terms of this my will, to invest in some good securities or other form of investment that shall be safe and sound, with full power to sell, assign, transfer, convey, lease and release such investments, and to invest in the manner aforesaid, the proceeds of such sales or leases, in trust, nevertheless, for the uses and purposes herein set forth.

Third:

It is my Will and desire and I hereby direct my said executors to collect all my life

insurance as soon as may be after my decease, and to sell and convey such, if any, of my property, as shall be necessary to create a fund of seventy five thousand dollars (\$75,000⁰⁰) which fund shall be composed of the following terms, that is to say (a) the proceeds of my life insurance (b) my home on Quarrier Street in the City of Charleston, West Virginia, where I now reside included,
 Minor Franklin Mohler

at the valuation of thirty-five thousand dollars (\$35,000⁰⁰) (c) my stock in the Edgewood Realty Company, consisting of one hundred twenty-five (125) shares, included at its book value, as of the date of my decease, (d) the proceeds of the sale and conveyance of such of my property, if any, shall be necessary to complete the said fund of seventy-five thousand dollars (\$75,000⁰⁰).

Fourth:

The said fund amounting to seventy-five thousand dollars, (\$75,000⁰⁰) to be constituted and made up as set forth in the next preceding paragraph of this my will, I devise and bequeath and direct my executors to distribute and convey as follows: To my son, Mickell Edward Mohler, and my daughter

Flora Ellen Mohler, jointly in equal undivided proportions in fee, my home located on Quarrier Street in the City of Charleston, where I now reside,

To my daughter Aris Aris Mohler, my stock, consisting of one hundred and twenty-five (125) shares in the Edgewood Realty Company, a Corporation at its book value as of the date of my decease; and the rest and residuum of the said fund of seventy-five thousand dollars (\$75,000⁰⁰) I direct my said executors to distribute and pay over to my children Aris Aris Mohler and Mickell Edward Mohler, so that each shall receive three tenths ($\frac{3}{10}$) thereof; and to my daughter, Flora Ellen Mohler, and my grand daughter Ursa Mohler Pifer, so that they shall receive three tenths ($\frac{3}{10}$) of one tenth ($\frac{1}{10}$) thereof, respectively, it being my intention that the whole of the said fund of seventy-five thousand dollars (\$75,000⁰⁰) including my said home on Quarrier Street, and my stock in the said Edgewood Realty Company, taken at the valuations placed thereon in paragraph No. Three (3) of this my Will, shall be so distributed that my three said children, Aris Aris Mohler, Mickell Edward Mohler, and Flora Ellen Mohler shall each receive three tenths ($\frac{3}{10}$) thereof, and my grand daughter

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Ursa Mohler Pifer, one tenth (1/10) thereof, subject, however, to the following exceptions:

My said executors are hereby authorized and directed to deduct from the respective shares so to be distributed and paid to my daughter Flora Ellen Mohler, and my grand-daughter Ursa Mohler Pifer, the amounts of certain advance ments made to be made by me to them, respectively, as shown by my book accounts now being kept by me. The said advance ments being made, in the form of moneys paid or to be paid by me to them, or for, and on their behalf, and, at their special instance and request;

and I hereby further authorize and direct my said executors to add to the rest and residue of my estate, mentioned in paragraph (7) of this my Will, the amounts of the advance ments so made and to be made by me, and to be deducted from the said fund of security five thousand dollars (\$5000⁰⁰) and to invest and re-invest the same and distribute the proceeds thereof, as required by said paragraph no. seven (7) to my children and grand-daughters therein mentioned, and in the proportions therein required.

Fifth:

I authorize and direct my said executors to pay to my sister Frances Beavor Martin, of Huntington, West Virginia, funds out of my estate at the rate of four hundred dollars (\$400⁰⁰) per annum from ten (10) years after my decease provided she shall live that long; otherwise such payments shall terminate with her decease.

Sixth:

I authorize and direct my said executors to pay to my sister in law, Mrs Omega Gertrude Jamplet of Washington D.C. funds out of my estate at the rate of three hundred dollars (\$300⁰⁰) per annum for eight (8) years after my decease provided she shall live that long; otherwise such payments shall terminate with her decease

"Minor Franklin Mohler"

Seventh:

I authorize and direct my said executors to invest all the rest and residue of my funds coming into their hands, after the payment of taxes and all lawful demands, thereon, in the manner aforesaid, and to pay all the proceeds from such investments, subject to the payment of taxes and all

lawful demands thereon, to my three children aforesaid namely, Ains White, Nickell Edward Mohler and Flora Ellen Mohler, each three tenths ($\frac{3}{10}$) thereof; and, to my said grand-daughter, Ursa Mohler Pifer, one tenth ($\frac{1}{10}$) thereof; in case of the death of any of them, then to the heirs of such deceased child or grand child per stirpes, such payments to be made on the first day of January, May, and September of each year.

Eighth:

It is my will and desire that the remainder of the principal of my estate be held intact as long as the earnings are sufficient, in the judgment of my executors, to meet the needs of all my heirs who are distributed under this my will, provided however, that my executors are hereby authorized and directed to sell and convert into cash the whole or any part of my estate for distribution when they have been jointly requested so to do by all my heirs who are beneficiaries under this my will, and who have not then received all they are entitled to receive under the provisions hereof; but in case the beneficiaries under my will, who have not received all they are entitled to receive hereunder, shall fail to agree to a sale of the remainder of my estate for fifteen (15) years after my decease, then, I hereby authorize and direct my executors to sell and convert the same into cash and when, and as, such remainder, or any part thereof is sold, and converted into cash, I authorize and direct my executors to pay and distribute three tenths ($\frac{3}{10}$) thereof to each of my three children namely Ains

"Miss Franklin Mohler"

Ains White, Nickell Edward Mohler, and Flora Ellen Mohler, and one tenth ($\frac{1}{10}$) thereof to my grand daughter Ursa Mohler Pifer, after they have made due provision for the payment of any unpaid portions of the legacies herein directed to be paid to my sister, Frances Beano Martin, of Huntington West Virginia, and my sister in law, Omega G. Tauplett of Washington, D.C.

Ninth:

It is my will and desire and I hereby direct, my executors to defer the distribution of my stock in the Mohler Lumber Company until the final distribution of my estate, and then to divide and distribute my certificates of stock

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them to the persons, and, in the proportions following:

One hundred and eighty (180) shares to my daughter Aris Aris White; one hundred and eighty (180) shares to my son, Nickell Edward Mohler; one hundred and eighty (180) shares to my daughter, Flora Ellew Mohler, and sixty (60) shares to my grand daughter Ursula Mohler Pifer.

Verith:

It is not my intention to postpone the final distribution of my estate longer than is necessary for the best interests of all concerned, but I recommend that the final distribution thereof be deferred for at least fifteen (15) years, that there may be thus provided funds for the use and enjoyment of my beneficiaries when they may be most needed.

Will

Eleventh:

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 hereunder, then in that event I award any devise or bequest herein made to such beneficiary and the portion of my estate that would otherwise go to such beneficiary under the provisions of this my will, shall be distributed by my executor among the remaining beneficiaries hereunder agreeably and pursuant to the laws of descent and distribution of the State of West Virginia.

"Minor Franklin Mohler"

Twelfth: I appoint the Central Trust Company a Corporation under the laws of the State of West Virginia, and Henry Louis White, of Charleston West Virginia, joint executors of this my will, and I direct that each be paid and receive a commission of one percent (1%) of my estate for services rendered by them and expenses incurred in the discharge of their duties as such executors.

In witness whereof I hereunto, subscribe my name and affix my seal to this my last will and testament written without any interlineation or erasure on six (6) sheets of paper, with my name written on each sheet thereof, at the City of Charleston, in the State of West Virginia, this the 30-day of August, 1926.

Minor Franklin Mohler (seal)

Signed, sealed, published and declared by Minor Franklin Mohler

as, and for his last Will and Testament in the presence of us, both present together who, in his presence, and, at his request, and, in the presence of each other, have hereunto subscribed our names as attesting witnesses.

Virginia R. Falmady, witness
Thomas Coleman, witness
Charleston W. Va. Feb. 8-1926.

Notice to my Executors:

While some policies are now made payable to my beneficiaries (as their interests appear) and will have to be paid now to them severely it is my intention that each one be charged with insurance received, against their relative share of the 80,000⁰⁰ dollar fund, as provided in my Will, thereby reducing that fund by the amount thus paid.

This applies to all insurance.

Sincerely yours

M. F. Mohler.

State of West Virginia

Marion Wha Co. Clerk's office, in vacation January 31-1929.
A paper writing purporting to be the last Will and Testament, and Codicil thereto, of Minor F. Mohler, dec'd. late of said County, was this day presented to the Clerk for probate and the same being duly proven by the oaths of Thomas Coleman, and Virginia R. Falmady the subscribing witnesses thereto, and it being duly proven by the oaths of Thomas Coleman, and Virginia R. Falmady, the subscribing witnesses thereto, and it being duly proven by the oaths of D. R. Mohler, and Samuel G. Casupbell, that said Codicil was wholly written in the hand writing of said decedent the said Will and Codicil are admitted to probate, and ordered to be recorded and filed as, and, for the last Will and Testament and Codicil thereto, of said decedent.

On motion of General Trust Company, a corporation, of Charleston, West Virginia, and Henry Louis Wehde, nominated in said Will, as the Executors thereof, said nomination is by the Clerk confirmed.

Thereupon the said Henry Louis Wehde, together with New Amsterdam Casualty Co., his surety, entered into and acknowledged a bond in the penalty of \$50,000⁰⁰ conditioned according to law said Bond being by the Clerk approved, thereupon said Henry Louis Wehde, took the oath required by law: The

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Central Trust Company being a trust company authorized to do business under the laws of this State, no bond was required by it; thereupon Russell G. Quarrier Vice President of said Trust Company, took oath required by law.

And on motion of said executor, Thomas K. Mohler, D. K. Mohler and George E. Thomas, are by the Clerk appointed appraisers to appraise the estate of said Minor F. Mohler deceased, after first being duly sworn according to law, and make report to the Court according to law.

Teste: R. W. Moulton
Kanawha County Court Clerk.

A True Copy from record:

Teste:

R. W. Moulton Clerk,
Kanawha County Clerk.

Wills Book 14, Pg. 57.

State of West Virginia, County of Kanawha, to wit:

I, W. H. O' Dell, President of the County Court of Kanawha County in the State of West Virginia, do Certify that R. W. Moulton by whom the aforesaid record and Certificate were made, and given, and who in his own hand writing has thereto subscribed his name and has thereto affixed the seal of the County Court in and for the County of Kanawha, in the State of West Virginia was at the time of so doing, and now is, Clerk of said County Court in and for said County, to all whose acts as such full faith and credit are due and given, and that the said record and Certificate are in due form, and made by the proper officer.

In Testimony whereof, I have hereunto set my this 10-day of May 1929. W. H. O' Dell, President of the County Court of Kanawha County West Virginia.

State of West Virginia, County of Kanawha, to wit: I, R. W. Moulton Clerk of the County Court of Kanawha Co., in the State of West Virginia do hereby certify that Hon. W. H. O' Dell, by whom the foregoing Certificate was made and given, and who in his own proper hand writing has thereto subscribed his name - was at the time of so doing, and now is sole President of said County Court in and for the County of Kanawha, in the State of W. Va. duly commissioned & qualified, to all whose act as such full faith & credit are due, & given as well as in Court of Adjudication as elsewhere. In Testimony whereof, I have hereunto set my hand, and seal of said County Court, this 10th day of May 1929.

R. W. Moulton, Clerk of the Co. Kanawha West Virginia

11575-
May 13
1929

In the matter of the Will of William G. Biddle, Dec'd.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that William G. Biddle late a resident of the Township of Clairtown in said County, died on or about the 6. day of May 1929 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said William G. Biddle died leaving Zora Biddle his widow, who resides at Clairtown Twp., and the following named persons his only next of kin, to wit:

C. E. Biddle son, Richmond O.

Blanche (Biddle) Young, daughter Covington, Miss.

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.

C. E. Biddle, Petitioner

The State of Ohio, Union County

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

C. E. Biddle

Sworn to before me, and signed in my presence, this 13. day of May, 1929. *W. W. Husted*, Probate Judge.

Probate Court, Union County, Ohio,

May, 13, 1929.

Filing of Will, and Order for Hearing.

This day an instrument of writing purporting to be the last Will of William G. Biddle late of Clairtown Twp. 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 will be for hearing before this Court, on the 15. day of May 1929, at 2. P. M. and that due notice thereof be given 3 days prior to said hearing, to the widow and next of kin of the testator, Resident of the State of Ohio,

W. W. Husted, Probate Judge.

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Journal Entry: Orders on Hearing: Admission to Probate^{2d} Record,
Probate Court, Union County, Ohio.

May, 15th 1929

It is Remembered, That heretofore, to wit, on the 13 day of
May, 1929, an instrument of writing purporting to be the
Last Will and Testament of William G. Biddle 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 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 J. G. Zupfaw, and J. F. Wood
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 G. Biddle 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. Winkler, Probate Judge -

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

No. 115-75.

The State of Ohio, Union County.

Personally appeared in open Court J. F. Wood, and
J. G. Zupfaw, 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 G. Biddle
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

March, 1929, purporting to be the Last Will and Testament of William C. Biddle 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 C. Biddle, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

J. F. Wood. ~~Richmond~~ Richmond, Ohio.
J. H. Zuppan Richmond, Ohio

Brought to before me, and signed in my presence by said witnesses in open Court, this 14. day of May, 1929,
W. W. Husted, Probate Judge.

Last Will and Testament.

I, William C. Biddle 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 Zora Biddle, all my real estate, being a farm of Ninety four (94) acres, situate in Blairtown Township, Union County, Ohio, to her during her natural life, or so long as she remains my widow. If my said wife should re-marry at any time after my decease, then at that time my said real estate shall descend to my two children Clyde E. Biddle and Blanche M. Young, or her heirs; subject to the life estate of their mother Zora Biddle.

Third:

I give, devise and bequeath to my wife Zora Biddle all my interest in my live stock, farm implements and machinery, growing and harvested crops, and automobile, also all moneys or any certificates of deposit deposited in banks in the name of W. C. Biddle and son.

Fourth:

It is my Will that my wife Zora Biddle shall pay to my grand children: Thomas William Young, ^{Ans.}

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Robert Lee young One Hundred (\$100⁰⁰) each. And to the First Baptist Church at Richmond, Ohio, One Hundred (\$100⁰⁰) Dollars.

Fifth:

It is my will that all Bonds, moneys, notes, and certificates of deposit signed by myself: W. G. Biddle, only, be divided share and share alike between my son Clyde E. Biddle and my daughter Blanch M. Young.

Sixth:

I name and appoint my son Clyde E. Biddle to be the executor of this my last Will and Testament, without Bond.

Seventh:

If either of my children become dissatisfied with this my will and attempt to contest the same in the Courts, I direct that the one so contesting shall forfeit his or her interest in my estate.

Eighth:

I direct that my real estate shall not be sold or mortgaged during the life time of my widow or so long as she remains my widow. But if either of my children desire to buy the share of the other, they can do so, subject to their mother's life interest.

Ninth:

It is my will, and I direct, that if my son Clyde E. Biddle should die leaving no children that the interest of my said son, in my real estate shall pass to my daughter Blanch M. Young.

I do hereby nominate and appoint my son Clyde E. Biddle 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 Ohio this 21 day of March, 1929.

W. G. Biddle

The foregoing instrument was signed at the end thereof by the said William G. Biddle, in our presence, and we heard him acknowledge the same as his last Will and Testament, and at his request and

Will in his presence, Mr. hermits respectively subscribe our names as attesting witnesses, at Richmond, Ohio this 21. day of March. 1929.

J. G. Zuppan, resides at Richmond, Ohio
J. L. Wood resides at Richmond, Ohio

11570
May 15/29

In the matter of The Will of William G. Biddle, Deceased
Widow's Election.

Probate Court, Union County, Ohio.
Election under said Will.

I, the undersigned, widow of William G. Biddle late of Belmont 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.

Zora Biddle

Whereupon, the Court ordered, the said election of said Zora Biddle to be entered upon its minutes, in the books, and figures following, to wit:

May 10 - A. D. 1929
Election.

This day personally came into open Court, Zora Biddle widow of William G. Biddle deceased, and, applied to make her election whether to take or not to take under the Will of said William G. Biddle 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

11571
May 8/29

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115-71
May 8/29

In the matter of the will of Anna Marr, Deceased.
Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Anna Marr late a resident of the township of Paris in said County died on, or about the 27th day of April, A. D. 1929, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the said Anna Marr died leaving no widow who resides at and the following named persons, her only next of kin:

- | | | |
|------------------|----------|----------------------|
| Margaret Coleman | daughter | Marysville, Ohio |
| Barbara Bishop | daughter | Marysville, Ohio |
| Anna Rupright | daughter | Marysville, Ohio |
| Cathryn Colwell | daughter | Fostoria, Ohio |
| Lydia Poling | daughter | Marysville, Ohio |
| Carrie Coleman | daughter | Marysville, Ohio |
| John Marr | son | Woodstock, Ohio #1 |
| May Hamilton | daughter | Marysville, Ohio |
| Lewis Marr | son | New Dover, Ohio R. 1 |
| Fred Marr | son | 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 resident in this State may be notified according to law of the pendency of said proceedings.

Lydia Poling Petitioner.

The State of Ohio, Union County.

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

Lydia Poling.

Sworn to before me, and signed in my presence, this 7th day of May, 1929.

W. H. Husted, Probate Judge.

We the undersigned next of kin of the within named decedent, hereby waive further notice of consent to the Probate of said Will.

Dated this 16th day of May, 1929.

- | | |
|------------------|----------------|
| Lewis Marr | Carrie Coleman |
| Barbara Bishop | Lydia Poling |
| Anna Rupright | Fred Marr |
| Margaret Coleman | John Marr |
| Cathryn Colwell | May Hamilton |

11571

Probate Court, Union County, O. May 8-1929
Filing of Will and Order for Hearing.

This day an instrument of writing, purporting to be the last will of Anna M. Murr, 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 will be for hearing before this Court, on the 16 day of May, 1929, at one o'clock P.M., and also that due notice thereof be given 3 days prior to said hearing, to the next of Kin of the testator, resident of the State of Ohio.

W. H. Husled, Probate Judge -

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

No. 11571.

The State of Ohio, Union County.

Personally appeared, in open Court, Martha Porter
Mrs. William J. Porter 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 Anna M. Murr, deceased, depose and say:
That they were present at the execution of the instrument
of writing now before them bearing date the 5 day of
April A.D. 1929, purporting to be the Last Will, and
Testament of Anna M. Murr, deceased; that they
respectively subscribed their names 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 Anna M. Murr, at the
time of executing the same, was of full age, and of
sound mind and memory, and not under any restraint,

Martha Porter,

William J. Porter,

Sworn to before me, and signed in my presence, by said
Witnesses in open Court, this 16-day of May, 1929

and W. H. Husled, Probate Judge

Journal Entry: Orders on Hearing, Admission to Probate & Record.

Probate Court, Union County, Ohio.

May 16-1929.

Be it Remembered, that heretofore, to-wit, on the 5 day
of May, 1929, an instrument of writing, purporting
to be the Last Will and Testament of Anna Murr
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

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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 William J. Porter and Martha Porter 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 Anna Mavor, 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 John W. Mavor, pay the costs \$10.00

W. J. Porter, Probate Judge.

Will

Will,

In the name of the Benevolent Father of all, amen:
I, Anna M. Mavor of the 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 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 daughter May Hamilton the sum of One Hundred and fifty and no/100 Dollars (\$150.00) for caring for me during my last sickness and the same is to be hers absolutely and in fee simple.

Third:

I give, devise and bequeath to Margaret Coleman, Barbara Bishop, Anna Rupright,

11571

Kathryn Colwell, Lidia Poling, Carrie Coleman, John Mann, May Hamilton, Lewis Mann, and Fred Mann, all my money, Bonds, or Stock located at my home or in any banking institution to be theirs absolutely and in fee simple, share and share alike.

Fourth:

I give, devise, and bequeath to Margaret Coleman, Barbara Bishop, Anna Ruppert, Kathryn Colwell, Lidia Poling, Carrie Coleman, John Mann, May Hamilton, Lewis Mann, and Fred Mann, my farm located on the Kerkow Road, and containing 91 acres more or less, to be theirs absolutely and in fee simple, share and share alike, subject to Item Five.

Fifth:

It is further my wish and desire that my son Fred Mann be charged the sum of Two Hundred and no/100 Dollars, (\$200-) as an advancement for money loaned him during my life time and that the same be deducted from any interest that he may receive from my estate.

Sixth:

It is further my wish and desire that should any of my children mentioned in Item Three or four wish to purchase my said farm at a price agreed upon by all of them that he or she should have the first opportunity.

Seventh:

It is further my wish and desire that should any one of heirs taking under this my Last Will and Testament attempt to revoke or set aside this my last Will and Testament that he or she shall forfeit any and all interest they may have herein.

I nominate and appoint my son John A Mann to be executor of this my last Will and Testament, to serve without bond.

In Testimony Whereof I have set my hand, and seal to this my last Will and Testament, at Marysville, Ohio, this 5th day of April, in the year of our Lord one Thousand Nine Hundred and ^{her} twenty - one.

Anna M. Mann, msk.

The foregoing instrument was signed by the said Anna M. Mann, in our presence, and by her published and declared, as and for her last Will and Testament and at her request and in her presence, and in

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Will

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1157 the presence of each other, we, hereto subscribed our names as attesting witnesses at Marysville, Ohio, this 5th day of April 1929.

Martin Porter resides at Marysville, Ohio
William J. Porter resides at Marysville, Ohio

115-81 In the matter of the Last Will and Testament of Milton D. Cor. Deceased.
May 17th 1929 Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Milton D. Cor. late a resident of the Township of Union in said County, died on or about the 11th day of May, A.D. 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Milton D. Cor. died leaving Rosanna Cor. his widow who resides at Union Township, and the following named persons his only next of kin, to-wit:

Chester Cor. son. Milford Center, R.D.
Robert Cor. 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 resident in this State, may be notified according to law of the pendency of said proceedings Robert L. Cor. Petitioner.

Date The State of Ohio, Union County.

The above named Robert Cor. being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, so he truly claims
Robert L. Cor.

Sworn to before me, and signed in my presence, this 17th day of May, 1929 @ and W.H. Husted, Probate Judge.

In the undersigned widow, and next of kin of the within named decedent, hereby give further notice my consent to the probate of said Will.

Dated this 17th day of May, 1929.
Rosanna Cor.
Chester A. Cor.

Probate Court, Union County, O. May 17 - 1929.
Filing of Will, and Order for Hearing.

Filing

115-81

This day an instrument of writing, purporting to be the last will of Milton D. Cox, late of Union 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 will be for hearing before this Court, on the 17th day of May, 1929, at 1 o'clock P.M., all next of kin being in Court.

W. H. Husted, Probate Judge.

Testimony of Witnesses

Testimony of Witnesses,
Probate Court, Union County, Ohio
No. 115-81.

The State of Ohio, Union County,

Personally appeared in open Court Guy Conyherour, and Walter Marsh 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 Milton D. Cox, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 19th day of Nov. 1925, purporting to be the last will and testament of Milton D. Cox, 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 Milton D. Cox, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Guy Conyherour, Miford Center, O.

Walter Marsh Reed Miford Center, O.

Sworn to before me, and signed in my presence, by said witnesses in open Court this 18th day of May, 1929.

W. H. Husted, Probate Judge.

Orders on Hearing

Journal Entry: Orders on Hearing, Admission to Probate and Record.

Probate Court, Union County, Ohio,
May, 18-1929.

Be it Remembered, that heretofore, to wit on the 17th day of May, 1929, an instrument of writing, purporting to be the last will and testament of Milton D. Cox, 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

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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, Guy Cochran and Walter Marsh Reed, 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 Milton D. Cox, 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 Rosanna Cox pay costs \$5-

Witnessed Probate Judge-

Last Will and Testament.

In the name of the Benevolent Father of all: amen: I, Milton D. Cox, of the village of Milford Center, County of Union and State of Ohio, being about -- years of age, and being of sound and disposing mind and memory. Do make, Publish, and Decline 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 wife Rosanna Cox, all of my Real Estate during her natural life and all of the H. H. Woods Furniture Provisions Trunkies and all Chattel Property of every kind and nature whatsoever & wheresoever to be here forever.

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Item Third:

At the death of my said wife it is then my further will, that the Real-estate aforesaid I give and Devise to my son, Robert L. Cor, consisting of a Tract of land

Being One hundred and seventy five - 175 - acres located in Union Township Union County, Ohio, and on the North Levisburg and Milford Center Road to be his during his natural life and at his death to pass to the heirs of his body.

Will

Fourth Item

I give devise and bequeath to my son Chester A. Cor, a tract of land, consisting of Sixty-five - 65 - acres of land in Allen Township, Union County, Ohio, said land having been purchased from Eliza J. Marsh, to be his during his natural life and at his death to pass to the heirs of his body.

Item Fifth

I hereby nominate and appoint my beloved wife to be the executrix of this my last will and Testament, and do serve without Bond.

Item Sixth:

I named Robert L. Cor, or Chester A. Cor, beneficiaries under this will, or either of them attempt to break this my last will, or of Testament, in that event his share shall be declared void.

In Testimony whereof, I have hereunto set my hands to this my last will, and Testament, at Milford Center, Ohio, this 19 day of November in the year of our Lord, one thousand nine hundred and twenty five.

M. D. Cor,

The foregoing instrument was signed by the said Milton D. Cor, 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 Milford Center, Ohio, this 19 day of November, 1925.

Guy Coughnour

Residing at Milford Center, Ohio.

Walter Marsh Reed,

Residing at Milford Center, Ohio.

115-81

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May 18
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In the matter of the will of Milton D. Cow, deceased.

Widow's Election.

Probate Court, Union County, Ohio,
Election under said Will.

I, the undersigned widow of Milton D. Cow, 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.

Roseanna Cow.

Whereupon the Court ordered the said election of said Roseanna Cow to be entered upon its minutes, in the words and figures, to-wit:

May 18 - 1927
Election

This day personally came into open Court Roseanna Cow widow of said Milton D. Cow, deceased, and applied to make her election whether to take or not under the Will of said Milton D. Cow, 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

11579
May 17/29

In the matter of the Last Will and Testament of
Mary J. Vostury Deceased.
Application for Probate of Will,
Probate Court Union County, Ohio

To the Probate Court of said County:
Your petitioner respectfully represents that Mary J. Vostury late, a resident of the village of Marysville in said County, died on or about the 11-day of May, 1929, leaving an instrument in writing, herewith produced, purporting to be her last will and testament:

That the said Mary J. Vostury died leaving no widower, and the following named persons her only next of kin to wit:

Application	Katherine A. Guy	Sister	Columbus, O
	Florence Josephine Spain	Niece	Marysville, O
	Helen G. Frost	Niece	Warren, 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 resident in this State, may be notified according to law of the pendency of said proceedings.

Miles L. Myers Petitioner.

Order

The State of Ohio, Union County.

The above named Miles L. Myers, being first duly sworn, says that the facts stated & allegations in the foregoing application contained, are true as he truly believes.

Miles L. Myers

Sworn to before me and signed in my presence, this 17th day of May, 1929.

Maud Myers Notary Public.

Waiver

That the undersigned ^{are} next of kin, of the within named decedent, hereby waive further notice and consent to the probate of said Will.

Dated this 17th day of May, 1929.

Katherine A. Guy
Florence Josephine Spain
Helen G. Frost

Probate Court Union Co. O. May 17 - 1929

Filing of Will and Order for Hearing

Filing
Will

This day an instrument of writing purporting to be the last Will of Mary J. Vostury late of Marysville, Ohio in this County deceased, was produced, in open Court ^{and} application made, for Probate. It is now ordered

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that the said Will, be filed in this Court, and, that said application will be for hearing before this Court on the 21-day of May, 1929, at 2 P.M. and, that due notice thereof be given -- days prior to said hearing, to the next of kin, of the testator, resident of the State of Ohio.
W. H. Husted, Probate Judge

Anderson Journal Entry: Orders on Hearing, Admission to Probate & Record.
admission Probate Court, Union County, Ohio.
in May 21 - 1929

Probate Be it Remembered, that heretofore, to-wit, on the 21-day of May, 1929, an instrument of writing, purporting to be the last Will and Testament of Mary J. Osbury 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 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, Mary Pyles, and, Mary Bellville the subscribing witnesses to said Will; who being duly sworn, testified as to the execution and attestation of said Will.

Whereupon the Court finds the aforesaid instrument of writing is, the last Will and Testament of said Mary J. Osbury 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 Milo L. Myers, executor, pay the costs taxed at \$--

W. H. Husted,
Probate Judge

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

Testimony of Witnesses

The State of Ohio Union County,
Personally appeared, in open Court Maud Pyles, and, Mary Bellville, who being first duly

11579

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. Vobury, 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 Aug. 1928 purporting to be the Last Will and Testament of Mary J. Vobury 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 J. Vobury at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Maud Pyers. Mansfield, Ohio.
 Mary Belleville Mansfield, Ohio

Sworn to before me, and signed in my presence by said witnesses in open Court, this 17th day of May, 1929.
 W. T. Husted. Probate Judge

Last Will and Testament

of
 Mary J. Vobury

I, Mary J. Vobury of the Village of Mansfield, County of Union and State of Ohio, desiring to make such disposition of my property as seems best to me, do make, publish and declare this to be my last Will and Testament, hereby revoking all former Wills and Codicils by me made.

Item 1.

I direct that my just debts, those of my last sickness and funeral expenses be paid as soon after my decease as shall be found convenient.

Item 2.

I give and devise to my sister, Frances L. Sayer, and to my niece Josephine Spain, all my property, be the same, real, personal, or mixed, or of whatsoever nature that came to me, by inheritance from my mother, Maria W. Postridge, they to have and to hold the same, the use thereof, and the income therefrom for and during their natural life, share and share alike, and on the death of either, then to the survivor for life.

Provided, however, in the event the income from said property shall not be sufficient with the

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income either may have from their own property to simply support them or either of them, then, in the exercise of their discretion they, or either of them are hereby authorized to use so much of the principal of said estate as shall be needed for such purposes.

But in the event that my said niece dies leaving issue of her body surviving her and my said sister, then, in that event, on the death of my said niece and my said sister, I give and devise whatever portion that may be remaining of the estate so inherited from my mother to said children, absolutely.

But in the event that my said niece shall not leave issue of her body surviving her, then, upon the death of the survivor of my sister or niece, I give and devise whatever portion that may be remaining of said estate so inherited from my mother to my sister, Katherine A. Guy, absolutely, if living, if not, then to the heirs of her body, absolutely.

Will

Item 3.

I give and devise my home property located at 256 W. Seventh Street in Maryville, Mo. and all the contents of whatsoever nature therein and which came to me by inheritance from my deceased husband, Howard C. Vostury, to my sister, Frances L. Sayer, and to my niece, Josephine Spain, to have, hold, use enjoy or the rents therefrom, for, and during their naturally lives.

Provided however, that in the event my said niece, Josephine Spain, shall survive my said sister Frances L. Sayer, then upon the death of my said sister my said niece shall then have and hold, the property in this item stated, absolutely.

But, in the event that my said sister Frances L. Sayer shall survive my said niece, Josephine Spain, then upon the death of my said sister, I give and devise one-half of the property in this item stated to my sister, Katherine A. Guy, if living, if not, then to the next of kin of my deceased husband, Howard C. Vostury, and the remaining one-half to the next of kin of my deceased husband, Howard C. Vostury, per stirpes.

Item 4.

11579

I give and devise to my niece Josephine Spain, all the rest and residuum of my estate, be it of whatsoever nature, kind or description or wherever found, and the same to be hers absolutely.

Item 5.

Will

I hereby appoint my said niece Josephine Spain to be executrix of this my last will and testament, and direct that she be permitted to qualify as such without bond.

In Testimony whereof, I have hereunto set my hand, this 14. day of August 1928.
Mary J. Vobury.

Signed and acknowledged by the above named Mary J. Vobury as her last will and testament in our presence and signed by us as witnesses thereto in her presence, and in the presence of each other, this 14. day of August 1928.

Maud Piers, Marysville, Ohio.
Mary Bellville, Marysville, Ohio.

115-80

May 17 1929

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Filing of Will

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115-80
May 17
1929

In the Matter of The Will of Frances L. Sager, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
your petitioner respectfully represents that Frances L. Sager, late a resident of the Township of Paris in said County, died on or about the 23-day of April, 1929, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament;

That the said Frances L. Sager, died leaving no widower, and the following named persons her only next of kin, to-wit:

Mary J. Vostury, sister, Marysville, Ohio,
Died May 11-1929.

Katherine A. Guy, sister, Colerain, Ohio,
Flora Josephine Spahr, niece, Marysville, Ohio,
Helen V. Frost, niece, Warren, 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 resident in this State may be notified according to law, of the pendency of said proceedings.

Miles L. Myers Petitioner

The State of Ohio, Union County, ss.

Carlo The above named Miles L. Myers, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he truly believes.

Miles L. Myers

Sworn to before me, and signed in my presence, this 17-day of May, 1929.

Maund Pijers

Notary Public.

Wainr We, the undersigned next of kin of the within named decedent, hereby waive further notice, and consent to the probate of said Will.

Dated this 17th day of May, 1929.

Katherine A. Guy,
Flora Josephine Spahr
Helen V. Frost.

Probate Court, Union County, O.

May 3-1929.

Filing of Will.

Filing of Will and order for hearing
This day an instrument of writing, purporting

115-81 to be the last Will of Francis L. Sager, 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 will be for hearing before this Court on the 21- day of May, 1929, at 2 P.M., and that due notice thereof be given - days prior to said hearing, to the next of kin of the testator resident of the State of Ohio.

W. H. Husted, Probate Judge

Testimony of Witnesses

Probate Court, Union County, Ohio.

Testimony of Witnesses

The State of Ohio, Union County, ss

Personally appeared in open Court, Maude Pyers, and Mary 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 Francis L. Sager, 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 August, 1928, purporting to be the last Will and Testament of Francis L. Sager, 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 be her Will, and that said Francis L. Sager, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Maude Pyers,
Mary Bellville

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 17- day of May, 1929.

W. H. Husted, Probate Judge

Journal Entry

Probate Court, Union County, O. May 21- 1929

Admitting to Probate & Record

This matter came on this day further to be heard, on the application of Miss L. Myers, to admit to Probate & record the Will of Francis L. Sager, late of the village of Marysville, in said County, deceased, heretofore filed in this Court.

Admitting to Probate & Record

115-80

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Item 2.

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It is now shown to the satisfaction of the Court that said decedent died leaving no widow and that all the next of kin of said decedent resident of this have been duly served with notice of the filing of said Will and of the application to admit it to probate and record in this Court pursuant to a former order of this Court or have waived notice and given consent to the probate of said Will.

And Maud Piers and Mary Bellville the subscribing witnesses to said Will this day appeared in open Court and having been duly sworn testified respectively to the due execution and attestation of said Will.

Whereupon the Court finds that the aforesaid instrument of writing is the last Will and testament of said Francis L. Sayer deceased that it was duly executed and attested; and 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.

There fore the Court orders the admitting of said Will to probate and that it together with the said testimony of the witnesses above named be entered of record in this Court.

W. D. Husted, Probate Judge

Will

Last Will and Testament

of Francis L. Sayer

I, Francis L. Sayer, of the Village of Mansville, County of Union and State of Ohio, desiring to make such disposition of my property as seems best to me, do make publish and declare this to be my last Will and Testament, hereby revoking all former Wills and codicils by me made.

Item 1

Item 1.

I direct that my just debts, those of my last sickness and funeral expenses, be paid as soon after my demise as shall be found convenient.

Item 2.

Item 2.

I give and devise to my sister, Mary J. Osbury and to my niece, Josephine Spain, all my property, be the same real, personal, or mixed, or of whatsoever nature that came to me by

115-80

inheritance from my mother, Maria W. Pattidge, they, to have and hold the same, the use thereof, and the income therefrom for and during their natural life, share and share alike, and on the death of either, then to the survivor for life.

Provided, however, in the event the income from said property shall not be sufficient with the income either may have from their own property to amply support them or either of them, then, in the exercise of their discretion they, or either of them are hereby authorized to use so much of the principal of said estate as shall be needed for such purposes.

Wife.

But, in the event that my said niece died leaving issue of her body surviving her, and my said sister, then, in that event, on the death of my said niece and my said sister, I give and devise whatever portion that may be remaining of the estate so inherited from my mother to said children, absolutely.

But, in the event that my said niece shall not leave issue of her body surviving her, then, upon the death of the survivor of my sister, or niece, I give and devise whatever portion that may be remaining of said estate so inherited from my mother to my sister, Katherine A. Guy, absolutely, if living, if not, then to the heirs of her body, absolutely.

Item 3.

All the rest and residue of my property, both of whatsoever nature and wherever found, including what came to me, by inheritance from my deceased husband, F. Jasper Sayer, to my sister Mary J. Vostury, and to my niece Josephine Spain, to have, hold, use and enjoy, and the income therefrom, for and during their natural life, or to the survivor thereof, for life.

And on the death of the survivor I give and devise ten (10) percent of whatever portion remaining to my sister Katherine A. Guy, absolutely, if living, if not, then the said ten (10) percent to the next of kin of my deceased husband

F. Jasper Sayer; and the remaining portion of my estate I give and devise to the next of kin

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115-88 of my deceased husband, F. Jasper Bager, per stirpes, of whole or half blood.

Item 6.

I hereby appoint Milo L. Myers, to be executor of this my last will and testament, and, direct that he be permitted to qualify as such without bond.

In Testimony whereof, I have hereunto set my hand, this 14. day of August, 1928.
Frances L. Bager.

Will.

Signed and acknowledged by the above named Frances L. Bager, as her last Will and Testament in our presence, and signed by us, as witnesses thereto in her presence, and in the presence of each other, this 14 day of August, 1928.

Maud Pagers.

Maryville, Ohio.

Mary Bellville.

Maryville, Ohio.

Aug. 18/28.

Walter Martin.

now deceased.

a full sister of Frederick Bager, Dec'd

my children

Maurice Martin.

Wadley Martin.

F. Jasper Bager, Dec'd

Marion Bager, Dec'd
left no children.
full bro. of Jasper.
He is son of Frederick Bager Dec'd.

left no children

He is a son of Frederick Bager.

Sallie Potee
now deceased
half-sister of Jasper Esq.

she is a daughter of Frederick Bager, Dec'd

only children

Kattie Morse

Walter Potee

Jerry Potee

115-84
May 20-
1929

In the matter of the Will of H. E. Sharver, Deceased,
Application for Probate of Will,
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents, that H. E. Sharver late a resident of the village of Marysville in said County, died on or about the 8-day of May, 1929 leaving an instrument in writing herewith produced, purporting to be his last will and testament.

That the said H. E. Sharver died leaving Elizabeth Sharver his widow who resides at Marysville.

Elizabeth Sharver, Widow 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 resident in this State may be notified according to law of the pendency of said proceedings.

Elizabeth Sharver, Petitioner.

The State of Ohio, Union County.

Oath

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

Elizabeth Sharver
Sworn to before me and signed in my presence, this 20 day of May, 1929

W. W. Husted, Probate Judge

Probate Court, Union County, O. May 20-1929

Filing of Will. & Order for Hearing

Filing

This day an instrument of writing purporting to be the Last Will of H. E. Sharver, late of Marysville 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 will be for hearing before this Court, on the 23-day of May, 1929, at one o'clock P. M. and that due notice thereof be given three days prior to said hearing, to the widow, resident of the State of Ohio.

W. W. Husted

Probate Judge

Testimony of Witnesses to Will
Probate Court, Union County, Ohio.
No. 115-84.

Testimony

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The State of Ohio, Union County

Personally appeared in open Court D. E. Liggitt, and C. C. Penhormood 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 H. E. Sharver deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 2-day of March, 1929 purporting to be the Last Will and Testament of H. E. Sharver 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 H. E. Sharver at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

D. E. Liggitt

C. C. Penhormood.

Known to before me, and signed in my presence by said witnesses in open Court, this 21-day of May, 1929.

Geo. W. Husted, Probate Judge.

Hearing admission

Journal Entry: Order on bearing, admission to Probate & Record, Probate Court Union County, Ohio.

May, 23-1929.

Probate an. Record.

Be it Remembered, That heretofore, to wit, on the 20-day of May, 1929, an instrument of writing purporting to be the Last Will and Testament of H. E. Sharver 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.

Whereupon on this day came D. E. Liggitt and C. C. Penhormood, 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 H. E. Sharver, deceased: that the same was duly executed and attested: and, that the said

11-5-84

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 Sharrer pay the costs \$7.00

W.H. Husted, Probate Judge.

Will

Will.

I, Harry Sharrer, of Marysville, Ohio, do hereby make and publish my last Will, and Testament:-

After the payment of all my legal debts, I give and bequeath to my wife Elizabeth Sharrer, all the remainder of my estate, both personal and real, to be hers during her life time; and, she to have the income or interest arising from any part of my estate as now invested, or from the investment of any part of my estate after my decease.

It is my desire that if it becomes necessary for her maintenance and support, that any part or portion of my estate in addition to the income or interest arising therefrom, be used by her for her comfort and cheer.

At the death of my wife, Elizabeth Sharrer, any balance of my estate remaining, I hereby give and bequeath to my niece Ruth Henry, and my nephew John Sharrer, in the following proportions:-

One fifth thereof to Ruth Henry.

Four-fifths thereof to John Sharrer.

If the remainder of my estate cannot be conveniently, or satisfactorily be so divided between the said Ruth Henry and John Sharrer in kind; then that it be converted into money and be divided in the above proportions named.

I hereby recommend the appointment of Elizabeth Sharrer, Executor of this Will, and, that said Executor be empowered hereby, to sell, transfer, or otherwise dispose of any part of my estate; to execute deeds for any real estate which may be a part thereof; and to re-invest the proceeds so obtained the same as I myself, if living, might do. That said Executor is authorized hereby with such power without any action of the Probate Court. And, it is my desire that the Court, require no bond by Executor.

In testimony whereof, I have hereunto set my

11-5-84

Will

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May 8

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hand this 2. day of March, 1929.

H. E. Sharrer.

will

Signed, published and declared, by the above named Harry Sharrer, as and for his last Will and Testament, in the presence of us, who in his presence, and, in his presence, and, in the presence of each other, and, at his request, on the date and day above mentioned have hereto signed our names as witnesses.

D. E. Liggott
C. C. Peckwood.

7147

May 8, 1929

In the matter of the Estate of Mary A. Pettet, Deceased, Application for Transfer of Real Estate Devised. Probate Court, Union County, Ohio. No. 7147.

Now comes Junius Eaton and represents to the Court that by the terms of the last Will and Testament of Mary A. Pettet deceased, late of said County, which Will was duly admitted to probate, on the 30th day of March, 1910, and recorded in Vol. 16, page 32 of the Will Records of said Union County, all the real estate belonging to said decedent was devised to her et al 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 County of Union Township of Paris, and State of Ohio, and Virginia Military District. Being part of Survey No. 3350, and beginning at a stone in the northerly line of the C.C. & St. L. Railway (50 feet at right angle from the center of the main track) ^{and} south east corner to a lot of land conveyed to Andrew S. Moray by Junius R. McCarty Jun. the 26th of February, 1874. Thence with the northerly line of said railway S. 71³/₄° W. 57⁵/₁₆ poles to a stone; thence N 8¹/₂° W. 76⁵/₁₀₀ poles to a stake in the center of Marysville and Delaware Road; thence with the center of said road N. 67° E. 58⁵/₁₀₀ poles to a stake, north easterly corner to said lot of land conveyed to Andrew S. Moray by Junius R. McCarty; thence with the easterly line of said lot of land, S. 8¹/₂° E. 81³/₁₀₀ poles to the beginning; containing 28 acres.

also the following:
Situated in the County of Union Township of Paris ^{and} State of Ohio, in said Virginia Military District,

bounded ^{as} described as follows: The east half of the following ten acres:

Beginning at a stone in the northerly line of the C. C. C. and St. L. Railway (and 50 feet at right angle from the center of the track.) South-west corner to J. C. Pettit's land; thence with the west line of said land, N. 8 1/2° W. 76 5/100 poles to a stake, north west corner to said land in the center of the Mansville ^{av.} Delaware Road; thence with the center of said road, S. 67° W. 29 9/100 poles to a stake; thence south 8 1/2° east 74 6/100 to a stake in the northerly line of said C. C. C. & St. L. Railway; thence with said line North 71 3/4° E. 21 5/100 poles to the beginning; Containing ten acres and being part of Survey No. 3355; the part being conveyed in five acres and being a total conveyed 33 (33) acres.

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 Jennie Eaton, Bertha Barkley, Harry M. Eaton, and Fred T. Eaton.

The State of Ohio, Union County,

Jennie Eaton being first duly sworn says that the facts stated in the foregoing application are true as she verily believes.

Jennie Eaton.

Sworn to before me and subscribed in my presence this 8. day of May 1929.

W. W. Husted, Probate Judge.

Journal entry: Probate Court, Union County,

May 8-1929.

Authority to Transfer Real Estate Devised.

This day came Jennie Eaton and filed herein her application duly verified for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Mary A. Pettit, deceased.

upon consideration whereof the Court finds that by terms of the Will of said decedent, said real estate was devised to Jennie Eaton & her children - see description in application -

Journal 42 Pg 131.

11451-
May 7-
1929.

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11451
May 7
1929.

In the matter of the estate of Conrad Nicol, Deceased.
Application for Transfer of Real Estate Devised
Probate Court, Union County, Ohio,
No. 11451.

Now comes Anna B. Nicol, and represents to the court that by the terms of the last Will and Testament of Conrad Nicol, deceased, late of said County, which Will was duly admitted to probate on the 30th day of November 1928, and recorded in Vol. 5, page 127, of the Will Record of Madison and 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. The real estate owned by said decedent and so devised, is as follows:

Situate in the State of Ohio, Counties of Union and Madison, and, Survey no. 5743 and 6233, and bounded and described as follows:

Beginning at a honey locust in the east line of said Survey no. 6233, thence $\frac{1}{100}$ poles S. 3° E. from where said line crosses the center of the Post Road; and in the West line of Addison Bidwell's land; thence with said line S. 3° E. 98 poles to a stone (burr oak and elm gone) south corner to said Survey no. 6233; thence with the easterly line of said Survey no. 5743, S. 22° $45'$ E. 63.60 poles to a stone north east corner to John M.

Drlinger's land; thence with the north line of said land S. 82° N. 114 poles to a stone corner to said land in the center of the road leading from the Post road past L. D. Mann's Mill; thence with the center of said road N. 27° N. 56.60 poles to a stake; thence N. 63° N. 17.40 poles to an elm; thence N. 15° E. 6 poles to an ash; thence S. 63° E. 10.32 poles to a stake in the center of said road leading past Mann's Mill; thence N. 77° E. 57 poles to a stone (jack oak and hickory gone) on the left bank of Little Doby Creek; thence N. 60° E. 70.40 poles to a stake; thence N. 57° E. 48 poles to the beginning.

Containing 93 acres.

Being the same premises conveyed by Eliza Catherine Rausch to Conrad Nicol, by deed dated April 1, 1891 (1891) and recorded in Union County Deed Record no. 67, page 69, and recorded in Madison County Deed Record no. 53, page 305.

The item by which said real estate was devised

is as follows: "I give, devise and bequeath all my estate both real and personal unto my beloved wife Anna B. Nicol her heirs and assigns forever."

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

Wherefore, he prays for an order directing the transfer of said real estate upon the tax duplicate to Anna B. Nicol, named.

Anna B. Nicol.

The State of Ohio, Union County.

Anna B. Nicol being first duly sworn, says that the facts stated in the foregoing application are true as she truly believes.

Anna B. Nicol.

Sworn to before me, and subscribed in my presence this 7 day of May, 1929.

W.H. Husted,

Probate Judge

Journal entry: Probate Court, Union County, O. May, 7-1929

authority to Transfer Real Estate Devised.

This day came Anna B. Nicol and filed herein her application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Conrad Nicol, Decedent.

upon consideration whereof, the Court finds that by the terms of the will of said decedent, said real estate was devised to Anna B. Nicol.

"I give, devise and bequeath all my estate, both real and personal unto my beloved wife, Anna B. Nicol her heirs and assigns forever."

And, that said real estate so devised is described, as follows:

see Petition description - Journal, 42, Pg 130.

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Apr. 23-
1929

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10707
Apr. 23-
1929

In the matter of the Estate of Walter W. Rhoads, Dec'd
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio.
No. 10707.

now comes G. Y. Rhoads and represents to the Court that by the terms of the last Will and Testament of Walter W. Rhoads, deceased, late of said County, which Will was duly admitted to probate on the 23rd day of Feb. 1926, and recorded in Vol. 2, Pg. 345 of the Will Records of said Union County, all the certain real estate belonging to said decedent was devised to him, without any specific description of said real estate being given.

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

That Rebecca W. Rhoads, who had a life estate in said property, died February 21-1929.

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

Situated in the County of Union in the State of Ohio, and in the village of York Center Part of U. M. Survey No. 3234 and bounded and described, as follows:

Beginning at a stone and cross at the intersection of the Newton and York Center gravel road^{2nd}, the Richmond, Somerville and York Center gravel road; thence with the center of the last mentioned road S. 66 $\frac{1}{2}$ E. 17.40 poles to a stone corner of Thomas Hornbrell's land; thence N. 12 E. 15.70 poles to a stone corner of Mary J. Davis lot; thence North 86 $\frac{1}{2}$ W. 19 poles to the S.W. corner of a lot of land owned by Thomas and George W. Hornbrell, and in the center of the center of the gravel road leading from York Center to Byhalia; thence with the center of said road 1 West 9 poles to the beginning, containing 1.30 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, he prays for an order directing the transfer of said real estate upon the tax duplicate to G. Y. Rhoads name.

G. Y. Rhoads.

The State of Ohio, Union County.

G. Y. Rhoads, being first duly sworn says that the facts stated in the foregoing application

are true, as he verily believes
G. Y. Rhoads.

Brought to before me, and subscribed in my presence, this 23-day
of April, 1929. W. H. Husted
W. H. Husted, Probate Judge

Journal entry: Probate Court, Union County, O.
April, 23 - 1929

Authority to Transfer Real Estate Devised.

This day came G. Y. Rhoads, and filed herein his
application duly verified for an order to the County
Auditor directing the transfer upon the tax duplicate of Union
County, Ohio, of certain real estate devised by Walter D. Rhoads
(Walter H. Rhoads) deceased.

Upon consideration whereof the Court finds that by the
terms of the will of said decedent, said real estate was
devised to Rebecca A. Rhoads for and during her life
then to G. Y. Rhoads, that Rebecca A. Rhoads died
July 1 - 1929, therefore G. Y. Rhoads is entitled to receive
said property into his own name.

Description Petition

Journal, 42, Page, 110.

115-78.
May 16
1929

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115-78.
May 16
1929

In the matter of Last Will and Testament of
Mary E. Lehman, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio

To the Probate Court of said County:
Your petitioner respectfully represents that Mary E. Lehman, late a resident of the Village of Milford Center in said County, died on, or, about the 14-day of May, 1929 leaving an instrument in writing, therewith produced, purporting to be her last Will and Testament:

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

- Amy E. Mitchell daughter Milford Center, Ohio
- Bertha Turner " Wieders, Mont.
- Charles C. Lehman son Dayton, Ohio
- John J. Lehman son St. Louis, Mo.

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

Amy E. Mitchell, Petitioner

The State of Ohio Union County.

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

Amy E. Mitchell

Sworn to before me, and signed in my presence, this 16-day of May, 1929.

W. H. Husted, Probate Judge

We the undersigned next of kin of the within named decedent, hereby waive further notice, and, consent to the probate of said Will.
John J. Lehman, Charles C. Lehman, Bertha Turner

Probate Court, Union County, Ohio May 16-1929

Filing of Will, and Order for Hearing

This day an instrument of writing, purporting to be the last Will of Mary E. Lehman, late of Milford Ctr. in this County, deceased, was produced in open Court, and application made for Probate.

It now ordered that the said Will be filed in this Court, and, that said application will be

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for hearing before this Court, on the 4th day of June, 1929, at 1. P. M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator resident of the State of Ohio.

W. W. Husted, Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio,
No. 11578.

Testimony
of
Witnesses

The State of Ohio, Union County.

Personally appeared in open Court, G. V. Fromme and Cecil L. Mitchell who, being 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 E. Lehman, dec'd, depose and say: That they were present at the execution of the instrument, of writing now before them bearing date the 25 day of Feb. 1921, purporting to be the Last Will and Testament of Mary E. Lehman, deceased; that they respectively subscribed their names thereto as witnesses at the request of said Testatrix, and in her presence; 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 E. Lehman at the time of executing the same was of full age, and of sound mind and memory and not under any restraint.

G. V. Fromme, Urbana, Ohio.

Cecil L. Mitchell Unionville, O.

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 4th day of June, 1929.

W. W. Husted, Probate Judge.

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio

Proof of
Signature

Personally appeared, in open Court, Clara Spragg & G. V. Fromme, who being just duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the codicil to the Will of Mary E. Lehman, deceased, depose, and say that Mrs. Clifford Perry whose name appears as one of the subscribing witnesses to the Last Will and Testament of Mary E. Lehman, deceased, herewith annexed, has, since the date of said codicil,

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D. D. 1924, moved to parts unknown: that we are each of us, well acquainted with the handwriting and signature of said witness, and that the signature of said Mrs Clifford Perry, purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said witness.

Clara Spriggs
G. V. Fromme

Shown to before me, and signed in my presence, in open Court, this 4. day of June, 1929.

W. W. Husted, Probate Judge

Journal Entry:

admitting

Admitting to Probate and Record,

Probate Court, Union County, O. June 4th 1929

to

Probate

Record.

Be it Remembered, That heretofore, to-wit: on the 16th day of May 1929, an instrument of writing to be the last Will and Testament of Mary E. Lehman, late of Milford Center, 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 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 Mrs Clifford Perry one of the subscribing witnesses to the Codicil to the last Will and Testament, of said deceased has moved to parts unknown.

Whereupon, Clara Spriggs and G. V. Fromme, appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said Mrs Clifford Perry attached to said Will.

Whereupon, this day came G. V. Fromme and Cecil L. Mitchell the other subscribing witness to said Will and Codicil, 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 E. Lehman deceased: that the same was duly executed and attested: and that the said Testator, at the time of making, signing and

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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 Amy E. Mitchell and Bertha Turner pay costs \$7.00

W. W. Husted, Probate Judge.

Will

Will

I, Mary E. Lehman, do hereby make, publish and declare this my last Will and Testament, hereby revoking any and all Will or Wills by me heretofore made.

Item 1.

I direct that all my just debts and funeral expenses be paid as soon as practicable after my death.

Item 2.

I direct and Will that my household goods and personal effects be divided by my four children Amy E. Mitchell Charles C. Lehman, Bertha M. Turner and John J. Lehman, among themselves.

Item 3.

All the rest and residue of my said Estate both real and personal, of every kind and description, of which I may die possessed I give, devise and bequeath to my four children above named, share and share alike.

I nominate, and appoint my daughters Amy E. Mitchell and Bertha M. Turner, executrices of this my last Will and Testament and direct that they be not required to give Bond as such.

In Testimony whereof, I have hereunto subscribed my name, this 25th day of Feb. 1921.

Mary E. Lehman.

Signed, published and declared by the said Mary E. Lehman, as and for her last Will and Testament, in our presence, and signed by us as witnesses in her presence, and at her request and in the presence of each other.

Cecil L. Mitchell 135 Lutack Ave., Yonkers, N.Y.
M. V. Fromme, Urbana, Ohio.

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I, Mary E. Lehman, do hereby make, publish and declare this a codicil to my last will and testament, hereby, revoking said will to the extent of the legacies herein after given but re-affirming it in all other respects.

Will.

To my daughter Bertha I give the sum of Three Hundred Dollars, this in addition to what she shall receive under the will. To each of my five grand children, namely, Lila Wymack, Mary Virginia Mitchell, Cecil Mitchell, Thelma Lehman, and Lister Lehman, I give the sum of Three Hundred Dollars.

In witness whereof, I have hereunto set my hand this 8. day of July, 1924.

Mary E. Lehman

Signed, published and declared by the said Mary E. Lehman, as, and for her a codicil to her last will and testament in our presence, and, signed by us as, witnesses in her presence, and, at her request and, in the presence of each other, this 8. day of July, 1924.

Mrs Clifford Perry,
G. V. Fromme,

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9755
June 11-
1929.

In the matter of the Estate of Mary P. Larnder, Deceased
Application for transfer of
Real Estate Devised.

Probate Court, Union County, Ohio.

Now comes A. W. Londenbrot and represents to the Court that by the terms of the last will and Testament of Mary P. Larnder deceased, late of Delaware County and authenticated copy of which Will was duly admitted to probate on the 12 day of January 1922 and recorded in Vol. O. page 494 of the Will Records of said Union County, all the certain real estate belonging to said decedent was devised to Charles Larnder (or Charles Henry Larnder) 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 my blood son, Charles Henry Larnder, all my property both personal and real. Said property to be controlled by his legally appointed Guardian.

The following is a specific description of said real estate.

Situate in the State of Ohio, County of Union and Township of Leesburg, being part of Survey No. 3696 and bounded and described as follows:

Beginning at a stake in the center of Bokes Creek (Witness Iron Nails and a box Elder); thence S. 9 1/2° W. 41.86 poles to a stake on the north line of a street called Fountain Avenue; thence S. 67° E. 12 poles to a stake on the corner of land conveyed to James Brown; thence N. 23° E. 26 poles to the center of Bokes Creek; thence with the channel of said creek following the meanderings thereof to the place of beginning.

Containing 3 3/4 acres of land.

Your petitioner represents that all the provisions or 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 Charles Larnder name.

A. W. Londenbrot.

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May 31-
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The State of Ohio, Union County.
A. H. Londenbrock, being first duly sworn says, that
the facts stated in the foregoing application are true as
he verily believes.

A. H. Londenbrock.

Sworn to before me and subscribed in my presence
this 11-day of June, 1929.

W. H. Husted, Probate Judge
Journal Entry, Journal 42, Pg. 170.

11416
May 31
1929

In the matter of the Estate of Samuel M^cElroy, Decd.
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio.
No. 11416.

Now comes Jessie Belle M^cElroy, and represents to the
Court, that by the terms of the last Will and
Testament of Samuel M^cElroy, deceased, late of said
County, which Will was duly admitted to probate
on the 10-day of Oct. 1928 and recorded in Vol. 5,
page 95 of the Will Records of said Union County
and the 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:

Situated in the County of Union, State of Ohio, and
the Village of Richmond,
Being 44 feet off the west side of out-lot No. 2,
in said village, fronting 44 feet on Bondford Street
and running back 123 feet to the alley,

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 Jessie Belle M^cElroy name.

Jessie Belle M^cElroy

The State of Ohio, Union Co.
Jessie Belle M^cElroy, being first duly sworn,
says, that the facts stated in the foregoing application
are true, as she verily believes.

Jessie Belle M^cElroy.

Sworn to before me and subscribed in my presence
this 31-day of May, 1929.

Journal 42, Pg. 160. W. H. Husted, Probate Judge

115-97
June 8,
1929.

In the matter of the Will of J. S. Rogers, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio

To the Probate Court, of said County:

Your petitioner respectfully represents that J. S. Rogers, late a resident of the Township of Paris in said County, died on about the 1-day of June, 1929 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said J. S. Rogers, died leaving Rosabelle Rogers, his widow who resides at Paris Twp. and the following named persons, his only next of kin, to-wit:
Blanche Taylor, daughter, Mansfield, O.
Max J. Rogers, son, "
Dorothy Rogers, G. son, "

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 resident in this State may be notified according to law of the pendency of said proceedings

Max J. Rogers, Petitioner

The State of Ohio, Union County,

Oath

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

Max J. Rogers.

Sworn to before me, and signed in my presence, this 8. day of June, 1929.

Wt. Husted, Probate Judge.

Waiver

We, the undersigned widow and next of kin of the within named decedent, hereby waive further notice, and consent to the probate of said Will.

Dated this 11-day of June, 1929.

Mrs. Rose Rogers,
Blanche Rogers Taylor,
Edna L. Rogers,

Edna of Dorothy M. Rogers.

Probate Court, Union County, O June 8-1929

Filing of Will & order for Hearing.

Filing

This day an instrument of writing, purporting to be the last Will of J. S. Rogers late of Paris Twp. in this County, deceased, was produced in open Court, and application made for Probate.

It is now ordered, that the said Will be filed

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in this Court, and that said application will be for hearing before this Court on the 13 day of June 1929, at 2 P.M. and that due notice thereof be given 3 days prior to said hearing, to the widow and next of kin of the testator, resident of the State of Ohio.

W.H. Husted, Probate Judge

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio
No. 11597.

Testimony of Witnesses

The State of Ohio, Union County,
Personally appeared in open Court Louise Terrell Dyke, and Richard L. Cameron, 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. Rogers deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 29. day of Oct. 1926, purporting to be the Last Will and Testament of J. B. Rogers 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 J. B. Rogers at the time of executing the same was of full age, and of sound mind & memory, and not under any restraint.

Louise Terrell Dyke
Richard L. Cameron.

Brought to before me, and signed in my presence, by said witnesses in open Court this 11. day of June 1929. W.H. Husted, Probate Judge.

Journal Entry: Orders on Hearing, Admission to Probate & Record.

Probate Court, Union County, Ohio,
June 13-1929.

Hearing Admission

To Probate & Record

Be it Remembered, that heretofore Court on the 8. day of June, 1929, an instrument of writing purporting to be the Last Will and Testament of J. B. Rogers, 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

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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, Richard L. Cameron, and Louise Ferryl Dyke, 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 to be the last Will and Testament of said J. S. Rogers, 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 Max J. Rogers, and George E. Jaylor pay the costs \$7.50 warranted Probate Judge.

Last Will and Testament

Will

I, J. S. Rogers, of the township of Paris, County of Union and State of Ohio, being of sound mind and disposing memory do make, publish and declare the following to be my last Will and Testament.

Item 1.

I direct that my just debts and funeral expenses be paid out of my estate as soon as practicable after my decease.

Item 2.

I give, devise and bequeath to my wife Rosa Bell Rogers, should she survive me, all my estate, whether real, or personal, for and during the term of her natural life (unless she should re-marry in which event she is to receive that share of my estate only that would be given her by law if I died intestate.)

I desire my said wife to have the use, income and enjoyment of all my said property during her life time and should it be necessary for her support, comfort, and enjoyment

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she may use the principal as well as the income of any personal property which she shall so receive from my estate.

Item 3.

Upon the death of my said wife or upon my death should I outlive her, I direct that all expenses for her last illness and funeral expenses be paid in full and that the following distribution be made of the remainder of my property. I desire that my daughter Blanch E. Taylor and my son Max J. Rogers shall each receive the sum of \$500 and that the balance of my estate both real and personal shall be divided into three equal shares and that, subject to the provisions of the terms hereinafter, one share each shall be given to my daughter Blanch E. Taylor, to my son Max J. Rogers and my grandson Dwight William Rogers (the child of my deceased son William Dakin Rogers) to them and their heirs forever.

Item 4.

My son, Max J. Rogers, has lived with me and farmed my land and all of the livestock, hay, grain, tools and machinery including gas or oil engines are now owned by us in equal shares and it is my hope that should my wife outlive me, she and my said son may continue so to operate said farm. At the death of my said wife or at my death should I outlive her, I desire that all livestock, hay, grain, tools and machinery including gas or oil engines then on said farm shall become the sole property of said Max J. Rogers, to him and his heirs forever.

I also direct that he be allowed to remain on and operate said farm for one year after my wife's death, or after my death should I outlive her, without rental, or charge of any kind except taxes and necessary repairs.

Item 5.

I desire that my said son Max J. Rogers shall have the first opportunity to purchase my farm of about 76 acres located in Paris township, Union County, Ohio, and for that purpose I fix the valuation of the same at the sum of Eight thousand Five Hundred Dollars (\$8500⁰⁰) and I direct that upon the death of my wife, or upon my death

11-5-97

should I outlive her, my said son, Max J. Rogers, shall have the option of taking said farm, at that price and if he makes his election to take said farm, within a period of three months after the probate of this my Will, in writing to my executors, then he shall have the full period of one year from the date of the death of my wife or myself should I outlive her, in which to pay to my executors hereinafter named, the balance of the purchase price of said farm, after deducting the amount coming to him.

The filing of the above election and the receipts to the executors from the other heirs for their share of the estate, with the papers of the administration of my estate in the Probate Court, shall be sufficient to complete the transfer of said property to my said son and to authorize the Probate Judge to issue a certificate of transfer for taxation to my said son for said farm.

If my said son, shall fail to elect to take said farm within a period of three months after the probate of this Will then I direct that the executors of my estate shall sell said farm either at public auction or at private sale as they may deem best and divide the proceeds thereof as hereinbefore directed.

Will

Item 6.

My grandson, Dwight William Rogers is now a minor and should be under the age of twenty one (21) years at the time distribution is made of my estate, then it is my desire that the amount coming to him be held by his uncles, George E. Taylor, and Max J. Rogers, in trust for him until he arrive at the age of twenty-one (21) years, at which time the total balance of said fund shall be paid over to him, but I direct that said trustees shall pay (not only from the income but from the principal of said fund, if necessary) such an amount for his education and support as they may deem for his best interest, and they shall encourage him to get a college education if he seems inclined to give proper attention to the same.

Should my said grandson Dwight William Rogers die without having any children and before he arrives at the age of twenty-one (21) years, then I direct that the share so given to him be equally divided between my two children, Flandel E. Taylor and Max J. Rogers.

Item 7.

I hereby nominate and appoint my son

11-5-97.

Will

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May J. Rogers and my son in law George E. Taylor to be the executors of this my last will and testament, and I direct that they be allowed to serve without giving Bond.

Will

I hereby give my said executors full power and authority in order to pay all debts and in order to carry into effect all the provisions and purposes of this will to sell and dispose of my estate real and personal, or both (except that they are not to sell any property during the life time of my said wife other than such as is necessary to pay debts or provide for her support and comfort and are not to sell real estate so as to defeat the option thereon given to my son) for such prices and upon such terms as to credit or otherwise and in such manner as my said executors shall deem best whether at public or private sale, and to execute and deliver deeds to the purchaser or purchasers the same as I might do if living.

Item 8.

In case any of the legates or devisees herebefore named shall institute or prosecute any action to contest or set aside this my will the share of my estate herein before given to such person or persons shall be forfeited and all well and shall revert to the residue of my estate and be equally divided among the other legates and devisees.

In witness whereof I have hereunto signed my name at Mansville this 29 day of Oct. A. D. 1926.

J. S. Rogers.

Signed and acknowledged by the said J. S. Rogers to be his last will and testament in our presence, right and hearing, and by us subscribed as witnesses in his presence, and at his request, and in the presence of each other this 29 day of October A. D. 1926.

Louise Lyrell.
Richard L. Cameron.



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July 9,
1919.

In the matter of the Estate of David Langstaff, Deceased,
Application for Transfer. Real Estate Deceased
Probate Court, Union County, Ohio.
Now comes Mary Emma Sedley and represents to the Court
that by the terms of the last Will and Testament of
David Langstaff deceased, late of said County, which
will was duly admitted to probate on the 2^d day of
Nov. 1909, and recorded in Vol. 96, pp. 113, of the Will
Records of said Union County, all the certain real estate
belonging to said decedent was devised to Isabelle
Langstaff 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:

1st. Tract:

The following described real estate: Situate in the
Township of Leetown, Co. of Union, and State of Ohio, and
part of Virginia Military Survey, 8/99 bounded, and
described, as follows:

Beginning at the south west corner of Mary Kelle's lot in
the center of the Hill Johns gravel road at a stone;
thence north 22° west $14\frac{1}{2}$ poles to a stone; thence south
 72° west 24 poles to the center of the road running
east and west; thence east along the center of said
road 29 rods to the place of beginning.

Containing 1 acre and 14 rods more or less.

Being the same premises as recorded in Vol. 58 page
528, record of deeds of Union Co. Ohio.

2^d Tract.

Situate in the Township of Leetown, County of Union
and State of Ohio, and Survey No. 61 99, and part of what is
known as the Jackson Smith farm, and, beginning
at the north corner of a lot now owned by said
David Langstaff at a stone in the center of the
Richmond Pike, thence, north 22° west 6 poles to the
center of Vincent Hartner's corner in the center of the
Richmond Pike from which a stone on said
of Pike bears south 72° west 32 links; thence, south 72°
 135.92 poles to a stone on post and tile in center of road;
thence south $78^{\circ} 34'$ east 12.542 poles to the corner of land
owned by the said David Langstaff; thence north
 $72^{\circ} 25.52$ poles to the place of beginning.

Containing 1 acre and 17 poles more or less, and,

being the same premises described in Vol. 58, page
529, record of deeds, Union Co. Ohio.

Third Tract:

Beginning at the north east corner of land owned
by David Langstaff, in the center of Richmond Pike at a

point from which a stone on side of pipe bears south
 72° west 32 links; thence north 22° west 16.50 poles
 to a stone; thence south 72° 62.50 poles, to the center of road;
 thence south 78.6° along the center of road, about 37 poles
 to lands of David Langstaff; thence north 72° east 34.92
 poles, to the place of beginning.

Containing 5 acres of land, more or less, except two acres
 off of the east end of the above described premises.

Being the same premises as recorded in Vol. 63 page
 198. record of deeds, Union Co. This

said real estate being devised in the following
 words, to wit:

Item 1. "I hereby give and bequeath to my wife
 Isabelle Langstaff all my personal and real property
 provided she is living at my death, to have and to
 hold during her life, and at her death all of
 said property to go to my son Olinor E. Langstaff."

Item 2.

"It is my will that my son Olinor E. Langstaff pay
 to Matilda J. Gallant my eldest daughter the sum
 of fifty dollars in two years after the death of my wife
 Isabelle Langstaff."

Item 3.

It is my will that Olinor E. Langstaff pay to Louis
 I think the sum of fifty dollars, in two years after
 the death of my wife Isabelle Langstaff."

Item 4.

It is my will that Olinor E. Langstaff pay to my
 grand-daughter May Hartman the sum of twenty-five
 dollars, in two years, after the death of my wife
 Isabelle Langstaff."

Item 5.

"It is my will if my wife Isabel Langstaff
 should marry again after my death then all
 my property to go to Olinor E. Langstaff after said
 marriage, but if she remains my widow then said
 property to go to her as stated in Item 1. of this my
 last Will and Testament."

Said petitioner represents to the Court, that she
 said Isabel Langstaff never re-married, but died
 intestate in 1915, and all of said funeral expenses
 and other debts has been fully paid

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 Oliver E. Langstaff
Mrs. Maye F. Sedley

The State of Ohio, Union County,

Maye Irma Sedley being first duly sworn, says that the facts stated in the foregoing application are true, as she verily believes

Mrs. Maye F. Sedley
known to before me, and subscribed in my presence, this 9th day of July, 1929
W. H. Husted, Probate Judge

Probate Court, Union Co., O. July, 9-1929.

Authority to Transfer & Record Real Estate Devised.
This day came Maye Irma Sedley, and filed herein her application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union Co., of certain real estate devised by David E. Langstaff deceased.

Upon consideration whereof the Court finds that by the terms of the Will of said decedent said real estate was devised to Isbell Langstaff, for and during her life time and the remainder in fee simple to Oliver E. Langstaff, in the following terms.

Item 1.

I hereby give and bequeath to my wife
see description in application pg. 333-

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 heretofore named, it is ordered that said real estate be transferred upon the duplicate of the County to the name of Oliver E. Langstaff and that a certificate of this order issue to said Auditor, as required by law.

W. H. Husted,
Probate Judge

11 611
July 18 -
1929

In the matter of the Last Will and Testament of
Sarah E. Dillon, Deceased.
Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court of said County,

Your petitioner respectfully represents that Sarah E. Dillon late a resident of the Village of Marysville in said County died w. or. about the 9-day of November, A. D. 1928. leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament:

That the said Sarah E. Dillon died leaving Harry D. Dillon her widow who resides at Marysville, Ohio, & the following named persons, her only next of kin, to-wit:

- | | | |
|--------------------|----------|----------------|
| Mary O. Orabrod. | daughter | Marysville, O. |
| Claudia Purvis | " | Columbus, O. |
| Bertrude M. Fisher | " | Ayrata, O. |
| Calarence Amrine | son | Columbus, O. |
| Nettie Smith | 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 resident in this State, may be notified according to law of the pendency of said proceedings.

Mary O. Orabrod, Petitioner

The State of Ohio, Union County.

Orabrod

The above named Mary O. Orabrod, being first duly sworn, says that the facts stated, and allegations in the foregoing application contained, are true, as she truly believes.

Mary O. Orabrod.

Sworn to before me, and signed in my presence, this 18th day of July, 1929 @ W. H. Husted, Probate Judge

Probate Court, Union Co. O. July 18-1929

Filing of Will & Order for Hearing

Filing

This day, an instrument of writing, purporting to be the last Will of Sarah E. Dillon late of Marysville 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 will be for hearing before this Court, on the 26th day of July 1929, at 11 A. M. and that due notice thereof be given -- days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.

W. H. Husted

Probate Judge

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Notice of Notice & Consent to Probate
The State of Ohio, Union County, Probate Court.
Writ of *Katherine M^e Fadden*, Legate Ohio.

writ

Notice of Notice & Consent to Probate.
The State of Ohio, Union County, Probate Court.
Writ of *Henry C. Arnsperg* Columbus, Ohio.

Testimony
of
Witnesses

Notice of Notice & Consent to Probate.
Writ of *Mrs Nellie M Smith* Columbus O
Mrs Claudia Purvis Columbus O -
Harry D. Dillew Mansfield O -

Testimony of Witnesses to Will
Probate Court Union County, Ohio
No. 11611

The State of Ohio, Union County
Personally appeared in open court *Mabelle Newkirk*,
Mrs Maggie L. Clinton, 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 E. Dillew* deceased, says: That they were
present at the execution of the instrument of writing
now before them bearing date the 27th day of June 1927
purporting to be the Last Will and Testament of *Sarah E. Dillew*
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
Sarah E. Dillew at the time of executing the same, was
of full age, and of sound mind and memory, and
not under any restraint.

Mabelle Newkirk Mansfield, O.

Maggie L. Clinton Mansfield, O.

Brought to before me, and signed in my presence
by said witnesses in open Court, this 19th day of July
1929. *W. W. District* Probate Judge

orders
admission
to

Journal Entry: Orders of Hearing, admission to Probate & Records,
Probate Court Union County, Ohio
July, 26 - 1929

Probate

To be Remembered, that heretofore, to wit, on the 18th
day of July, 1929, an instrument of writing purporting
to be the Last Will & Testament, of *Sarah E. Dillew*
late of Paris Township, in this County, in this County
deceased, was produced in open Court, and
offered for Probate &c. was then filed.

11611

And, it now being shown to the 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 Mable Newlon and Maggie L. Hinton 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 & Testament of said Sarah E. Dillon 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. T. Husted, Probate Judge-

Last Will, and Testament

Will

I, Sarah E. Dillon of the village of Marysville, 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 Children Mrs Ollie Graham, Mrs Claudia Burris Mrs Bertrude McFadden, Mrs Mattie Smith and Clarence Amvins Thors (3) further lads and two (2) pairs of pillows and all my clothing to be divided as they see fit.

Third: To my daughter Mrs Claudia Burris the Victrola to do with as she pleases.

Fourth: all the gifts which my children have

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Will

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11611 give me I wish returned to the give
Sixth:

all the balance of my personal property including
the Radio, my gold watch and household goods to my
husband H. D. Dillow.

Wife

I also wish him to have the use of my interest
in the home on North main street as long as he
remains single and needs it for a home.
Should he remarry or desire to sell the same,
then my half-interest to be divided according
to law.

Sixth:

I ask that the contents of this Will be not
published in the newspapers

I do hereby nominate and appoint my daughter
Mrs Ollie Orabrod, as executrix of this my last Will
and Testament, without Bond

I hereby revoke all other Wills by me heretofore made.
In Testimony whereof I hereto subscribe my name
at Marysville Ohio this 22 day of June 1927.
Sarah E. Dillow

The foregoing Instrument was signed at the end
thereof by the said Sarah E. Dillow 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 hereto respectively subscribe
our names as attesting witnesses, at Marysville O.
this 22 day of June 1927.

Maggie L. Stanton, resides at Marysville, Ohio.
Mabelle Newlove, resides at Marysville, Ohio.

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5-099
July 13-
1929

In the matter of the Estate of William C. Henderson, Dec'd,
Application for Transfer of
Real Estate, Devised.

Probate Court, Union County, Ohio.
No. 5-099.

Now comes Frank D. Henderson, and represents to the Court that by terms of the last Will and Testament of William C. Henderson, deceased, late of said County, which Will was duly admitted to probate on the 5th day of May 1898, and recorded in Vol. 4, page 301, of the Int'l Records of said Union County, all the certain real estate belonging to said Decedent, was devised to him, without any specific description of said real estate being given. The real estate owned by said decedent, and so devised, is, as follows:

First Parcel:

Situated in the Township of Bull Creek County of
Missouri and, State of Ohio, and being a part of
Surveys no. 5-610 - and 5-477 bounded & described as follows:
Beginning at a stone in the center of the track and
new California Grant Road, and in the line dividing
surveys no. 5-477, and 5-610; thence with said survey
line S. 85° W. 94.12 poles, to a stone at the
south east corner to the land of Arnold Hestager;
thence with the easterly line of said Hestager, and
the lands of Thomas W. Kibben, N. 8° 30' W. 329.80 poles, to a
stone, south west corner to the lands of Hobart W. Gordon;
thence with the south line of said Gordon's land, N. 85°
30' E. 104 poles, to a stone in the center of said
track and new California Grant Road; thence with the
center of said road S. 6° 30' E. 141.83 poles, to a stone
at the south west corner of the lands of Lemuel A. Fossey;
thence with the south line of said Fossey's land, N. 85°
E. 93.30 poles, to a stake, at the north west corner
to George F. and Myrtle F. Rausch's land; thence
with the westerly line of said Rausch's land, S. 6° E. 91.30
poles, to a stone in the center of the Henderson
Grant Road; thence with three consecutive lines
following the center of said Henderson's Grant Road,
N. 84° E. 51.42 poles, to a stone and thence N. 47³/₄
W. 6.60 poles, to a stone and bricks and thence
N. 84° E. 24¹/₂ poles, to a stone and bricks north west
corner to a 56.60 acre tract of land, formerly
owned by W. J. Conklin now Wm C. Henderson's land;
thence with the west line of said Henderson's
land, S. 23° E. 84.12 poles, to a stone in the line

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between Surveys No. 5477 and 5611, and north west corner to the lands of F.A. and Mrs M^c Patrick; thence with the west line of said M^c Patrick land, and the lands of Pearl Bennett, S 18° E. 72.30 poles to a stake, at the north east corner of the lands of C. L. Thompson; thence with the north line of said Thompson's land S. 68° 20' W. 163.50 poles to a stake in the center of the said Watkins and New California Gravel Road; thence with said Watkins and New California Gravel Road, N 21° W. 106.20 poles to the place of beginning, containing 438.25 acres more or less.

Second Parcel:

Situated in the Township of Mill Creek, County of Union, State of Ohio, and being a part of U.M. Survey, No. 5477, bounded and described as follows:

Beginning at a stone, corner to Phineas Bell's land, now F.A. and Mrs M^c Patrick's land, in the south line of Survey No. 5477; thence with said line (Correcting the Course to the meridian) S. 79° 45' W. 82.60 poles to a stone (Witness a beech on the line of W.C. Henderson's land) thence with his line N. 4° 45' W. 87 poles to a stone in the center of the Henderson Road; thence with the center of said road N. 84° E. 31.50 poles to a stake, corner to the line of W^m Fossey's land, now George F. and Myrtle F. Rausch's land. (Witness a stone and bricks 20 feet from the center of the road in the line) thence with said Fossey's line, N. 5° 45' W. 40.80 poles to a stone and bricks, another corner to said Fossey's land; thence with another of Fossey's line, N. 83° 45' E. 51.20 poles to a stone and bricks in John Mughly's line, now Rella Gordon's line, thence with his line and Phineas Bell's line S. 4° 45' E. 121.60 poles to the place of beginning.

Containing 56.60 Acres, or the same, more or less. your petitioner represents that all the provisions and conditions of said Mill, have been fully complied with upon the part of said devisor. Wherefore he prays for an order directing the transfer of said real estate upon the tax duplicate to Frank D. Henderson, name.

Frank D. Henderson.

The State of Ohio, Union County.

known to before me and subscribed in my presence
this 1-day of July, 1929
W. H. Husted, Probate Judge

Entry

Probate Court Union County, O. July 13-1929
Authority to Transfer and Record
Real Estate Devised.

On this day came Frank D. Henderson, 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 William C. Henderson, 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 Frank D. Henderson.

See description in application Pg. 340.

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 Devisors hereinbefore named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Frank D. Henderson, and that a certificate of this order issue to said Auditor and Recorder, as required by law.

W. H. Husted, Probate Judge

11189
July 31-
1929.

Application

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11169
July 31-
1929.

In the matter of the Estate of Franklin Turner, Deceased,
Application for Transfer of Real Estate Devised.
Probate Court Union County, Ohio.
No. 11109.

Application

Now comes Lucile Finley Beecher and represents to the Court that by the terms of the last Will and Testament of Franklin Turner, deceased, late of said County, which Will was duly admitted to probate on the 25th day of July 1927. Will Rec. R. Pg. 218. of the Will Record 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. The real estate willed by said decedent and so devised, is as follows:

"Item II.

I give devise and bequeath to my brother, Henry Turner, now living in the Township of Liberty County of Union and State of Ohio all my property both real and personal for, and during the term of his natural life, should he outlive me, with the understanding that he is to have the income from the real estate and the privilege of using for his support not only the income from the personal property but also any portion of the personal property itself that he finds necessary for his maintenance in comfort;

"Item III.

at the death of my said brother Henry Turner or at my death, should I outlive him, I give devise and bequeath to Lucile Finley, daughter of James Franklin Finley, deceased, all my real estate to be hers absolutely and also all of my personal estate that shall remain unconsumed by my said brother as set forth in Item II."

The said Henry Turner died May 22-1929

The following is a specific description of said real estate.

Situate in the State of Ohio County of Union and Township of Liberty, being part of Survey 5729, and bounded and described as follows:

Beginning at a stake in the westerly margin of the Toledo and Ohio Central Railway right of way

11108 and in the north line of Survey No. 5729 and center of an unimproved road: thence with said Survey line S. 81° 30' W. 97. poles to a stone (intercrossed by two beeches) in the center of the ground and Blue Grand Road: thence with the center of said road S. 8° E. 77.30 poles to a stake and stone: north east corner of Henry H. Jackson's land: thence with the north line of said land N. 81° 30' E. 135.80 poles to a stake in the westerly margin of said Toledo and Ohio Central Railway right of way: thence with the westerly line of said right of way north westerly to the place of beginning.

Containing 56.35 acres more or less.

also the following premises being Lots No. 48 and 77 in Subdivisions addition to the Villages of Perrin, Union Co. Ohio.

Your petitioners represent 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 Lucille Finley Beecher, name.

Lucille Finley Beecher.

Oath

The State of Ohio, Union County
 Lucille Finley Beecher, being first duly sworn, says that the facts stated in the foregoing application are true, as she truly believes

Lucille Finley Beecher.

Sworn to before me and subscribed in my presence this 31 day of July, 1929.

W. Husted Probate Judge.

Probate Court, Union County, O. 1929.

Authority to Transfer, Land Record
 Real Estate Deceased

Authority to transfer

This day came Lucille Finley Beecher, 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 Franklin Turner, Deceased, and

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for a Certificate to the County Recorder upon, considered whereof, the Court finds that by the terms of said decedent, said real estate was devised to Lucille Finley Beecher.

That the following is a description of said real estate such as is contained in Will, to-wit:

See description, in 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 herein before named, it is ordered that said real estate be transferred upon the Duplicate of the County of the name of Lucille Finley Beecher, and that a certificate of this order issued to said Auditor, and Recorder, as required by law

W. W. Husted, Probate Judge.

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11625-
Aug. 10
1929

In the matter of the Last Will and Testament of
Pearl E. Woodworth, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio

To the Probate Court of said County:

Your petitioner respectfully represents that Pearl E. Woodworth late a resident of the Township of Union in said County died on or about the 6th day of August, 1929, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

That the said Pearl E. Woodworth died leaving Melva S. Woodworth his widow, who resides at Union Township and the following named persons his only next of kin:

Flonora Woodworth daughter Union, Ohio

Your petitioner offers said Will for Probate, and prays that a time may be fixed for 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

Melva S. Woodworth Petitioner

The State of Ohio Union County

The above named Melva S. Woodworth being first duly sworn, says that the facts stated hereon and allegations in the foregoing application contained are true, as he truly believes.
Melva S. Woodworth

Sworn to before me and signed in my presence this 10th day of Aug. 1929

W. H. Husted Probate Judge

We the undersigned widow and next of kin of the within named defendant hereby waive further notice & consent to the probate of said Will.

Dated this 10th day of August, 1929.

Melva S. Woodworth
Flonora Woodworth

Probate Court, Union County, O. Aug. 10th 1929

Filing of Will and order for hearing.

This day an instrument of writing purporting to be the last Will of Pearl E. Woodworth, late of Union 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

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11623- in this Court, and that said application will be for hearing before this Court on the 10th day of Aug. 1929 at ten o'clock a.m. all next of kin receiving further notice.

W.D. Husted Probate Judge

Testimony of Witnesses to Will

Testimony of Witnesses to Will
Probate Court, Union County, Ohio

The State of Ohio, Union County
Personally appeared in open Court, Scott D. Kenfield, and Laura Webb, 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 Pearl E. Woodworth deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 18th day of July 1929, purporting to be the Last Will and Testament of Pearl E. Woodworth 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 Pearl E. Woodworth at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.
Scott D. Kenfield, 56. Beck av., Akron, Ohio
Laura Webb, 56. Beck av., Akron, O.

Sworn to before me, and signed in my presence, by said witnesses, in open Court, this 10th day of Aug. 1929.
W.D. Husted, Probate Judge

Order on Hearing admission to Probate Record

Journal Entry: Order on Hearing, Admission to Probate & Record, Probate Court, Union County, Ohio
August 10 - 1929

Be it Remembered, that heretofore, to wit, on the 10th day of August, 1929, an instrument of writing, purporting to be the Last Will and Testament of Pearl E. Woodworth late of Union Township, in this County, deceased was produced in open Court, and offered for probate and was there filed.
And it was 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

11625-

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, Lura Webb, and Scott, D. Kenfield, 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 Pearl E. Woodworth, 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 Melva S. Woodworth pay the costs \$5.00

W. H. Husted, Probate Judge

Will

Will

I, Pearl E. Woodworth, do make and publish this my last will and testament.

Item I.

I give devise and bequeath to my wife Melva S. Woodworth all my property, real, personal, and mixed to have and to hold during her natural life and at her death to my daughter Florence, provided however, that if she should remarry then and in such case and at such time she, my wife shall have one third of my said estate and two thirds shall pass to my daughter Florence.

Item II.

I desire that no appraisement or sale of my personal property be made, and request the Probate Court to direct the mission of the same.

Given under my hand this the 18 day of July, 1927.

Pearl E. Woodworth.

Signed by the said Pearl E. Woodworth & acknowledged by him in our presence & signed by us, as witnesses thereto in his presence, at his request, & in the presence of each other. Scott, D. Kenfield. Lura Webb.

11627
Aug. 12
1929

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Aug. 12
1929

In the matter of the Will of William B. Sidle, Deceased.
Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court of said County,
Your petitioner respectfully represents, that William B. Sidle late a resident of the Township of Clairborne in said County, died on or about the 6. day of August 1929 leaving an instrument in writing herewith produced, purporting to be his last Will, and Testament.

That the said William B. Sidle died leaving Martha Sidle his widow, who resides at the homestead, and the following named persons his only next of kin, to-wit:

- Fred C. Sidle son, Richmond, O.
- Anna Bruce daughter, Lincoln, Neb.

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.

Fred C. Sidle, Petitioner.

Oath

The State of Ohio, Union County,
The above named Fred C. Sidle being first duly sworn, says, that the facts stated, and allegations in the foregoing application contained, are true as he truly believes.

Fred C. Sidle.

Sworn to before me, and signed in my presence, this 12 day of August, 1929.
W. H. Husted, Probate Judge

Filing

of Will

Probate Court, Union County, O. August 12th 1929.
Filing of Will, and Order for Hearing.
This day an instrument of writing, purporting to be the last Will of William B. Sidle, late of Clairborne 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 will be for hearing before this Court on the 12th day of August 1929, at 1. P.M. All next of kin being in Court.

W. H. Husted, Probate Judge

11627

Testimony of Witnesses to Will

Probate Court, Union County, Ohio

Testimony of witnesses to Will

The State of Ohio, Union County,

Personally appeared, in open court, A. B. Simons and D. E. Ogaw, 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 H. Sidle, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 5 day of August, 1927, purporting to be the Last Will and Testament of William H. Sidle, 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 time thereof, and heard him acknowledge the same, to be his Will; and that said William H. Sidle at the time of executing the same, was of full age, and of sound mind and memory, not under any restraint.

A. B. Simons, Richmond, O.
D. E. Ogaw, Richmond

Sworn to before me, and signed in my presence by said witnesses in open court, this 12 day of Aug. 1929 (Wills pg 352) W. H. Huston, Probate Judge.

Order on Hearing admission

Journal entry: Order on Hearing admission to Probate & Record, Probate Court, Union County, Ohio, Aug. 12 - 1929.

to Probate Record

Be it Remembered, that heretofore, to wit on the 12 day of Aug. 1929, an instrument of writing, purporting to be the Last Will and Testament of William H. Sidle late of Union 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.

Whereupon, on this day came, D. E. Ogaw, and A. B. Simons 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

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instrument of writing, is the Last Will and Testament of said William B. Sidle, 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 Fred Sidle, and Martha Sidle pay the costs \$ 1.00.

W. H. Kusted Probate Judge.

Will

Last Will and Testament.

I, William B. Sidle of Clairborne Township, Union County, Ohio, being of sound mind and memory do hereby make, publish and declare this my last Will and Testament, hereby revoking all former Wills by me made.

First:

1. I desire that my Executors, hereinafter named, as soon after my decease as convenient pay all my just debts, funeral expenses and expense of my last sickness.

2. I will and direct that my executors, out of the money or personal property left by me, purchase a monument for myself and my wife, Martha Sidle. The said monument to cost not less than \$350. and not over \$500.

3.

I give, devise and bequeath to my beloved wife, Martha Sidle, all my personal property of every nature and description, including money, Certificates of Deposit, notes, and securities, excepting such as are herein after mentioned.

4. To my son, Fred C. Sidle, I give and bequeath five shares of stock of The Farmers Deposit Bank, of Richmond, O.

5. To my wife, Martha Sidle, I give, devise and bequeath all my real estate to have and to hold for and during the term of her natural life, or so long as she may remain my widow.

11627

6. at the death of my said wife or in case or her remarriage I give and devise all my said real estate to my son, Fred C. Sidle, upon condition that he pay to my daughter, Anna E. Pencer, the sum of two thousand (\$2000.) Dollars, one half thereof within one year after my death, and one half within two years after my death, or remarriage of my widow.

The said sum of \$2000. is given to my daughter as and for her share in my estate.

Will

All devises and bequests to my wife in this Will are made to her in lieu of her dower interest in my property.

7. I hereby nominate and request the appointment of Martha Sidle, my wife, and Fred C. Sidle, my son, as joint executors without bond of this Will, and in case my said wife be not living at that time, that said Fred C. Sidle be appointed sole executor, without bond.

In witness whereof I have hereunto set my hand this 5. day of August, 1927
 Wm. William H. Sidle.

The foregoing instrument written and signed upon the reverse side of this sheet of paper, was signed and acknowledged by William H. Sidle the testator, as and for his last Will and Testament, in our presence, and at his request, and in his presence, and in the presence of each other, we have hereunto signed our names as witnesses thereto.

A. B. Simons, residing at Richmond, O.
 D. E. Ogden, residing at Richmond, O.

Witness
 August-1-1929
 The undersigned widow of said decedent, resident of this hereby make notice & consent to probate of Will of Wm. H. Sidle, deceased.
 Martha A. Sidle, Richmond, Ohio

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In the matter of the Estate of Mrs. C. Amer. Deceased.
Application for Transfer of Real Estate Devised.
Probate Court, Union County, Ohio.

Now comes Lydia Amer. and represents to the Court that by the terms of the last Will and Testament of Mrs. C. Amer. deceased late of said County, which Will was duly admitted to probate on the 26-day of September 1928. and recorded in Vol. 3, page 70. of the Will Records of said Union Co., all the 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:

Situated in the State of Ohio, in the County of Union and in the village of Marysville and bounded and described as follows:

Being the east half of In lot number, 73, and the West half of In lots 129-136.

For a more particular description of said lots reference is hereby made to the recorded plat, at the Union County Recorder's office.

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 Lydia Amer's name.

Lydia Amer.

The State of Ohio, Union County,

Lydia Amer, being first duly sworn, says that the facts stated in the foregoing application are true, as she truly believes.

Lydia Amer.

Sworn to before me, and subscribed in my presence, this 3-day of August, 1929.

C. A. Korfes, Notary Public.

Journal Entry:

Probate Court Union County, O.
Aug. 3-1929

Authority to Transfer Real Estate Devised.

This day came Lydia Amer. and filed herein her application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain

real estate devised by Wm C. Auer, deceased,
upon consideration whereof the Court finds that by
the terms of the Will of said decedent, said real
estate was devised to Lydia Auer.

See description 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 Devisor hereinafore
named, it is ordered, that said real estate
be transferred upon the Duplicate of the County
to the name of Lydia Auer, and that a Certificate
of this order, issue to the County Auditor as
required by law.

W. W. Hustid, Probate Judge

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In the matter of The Will of Sarah E. Dillon, Deceased
Widow's Election
Probate Court, Union County, Ohio.
Election under said Will

I, the undersigned, widow of Sarah E. Dillon late of Paris 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.
H. D. Dillon

Whereupon the Court ordered the said election of said H. D. Dillon to be entered upon its minutes, in the words and figures, following, to wit:

Aug. 28. 1929
Election

This day personally came into open Court, H. D. Dillon widow of said Sarah E. Dillon, deceased, and applied to make his election whether to take or not to take under the Will of said Sarah E. Dillon deceased.

Whereupon the Court explained to him the provisions of said Will and his rights under it and, also his rights under the Law in the event of his refusal to take under the Will, and he declared himself satisfied with the provisions of said Will, and he declared himself satisfied with the provisions of said Will, and elected to take under it, and asked that his election so to take might be entered upon the Journal of the Court, which is accordingly done.

H. W. Husted
Probate Judge

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In the matter of the Last Will & Testament of
William H. Durboraw. Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.
To admit to Probate

To the Probate Court of said County:

Your petitioner respectfully represents that William H. Durboraw late a resident of the township of Jerome in said County, died on or about the 29 day of July, 1929, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

That the said William H. Durboraw died leaving Frances Durboraw, his widow, who resides at Jerome Ind. and the following named persons, his only next of kin:

Frances Durboraw widow and only heir. 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 resident in this State may be notified according to law of the pendency of said proceeding.

Frances Durboraw, Petitioner.

The State of Ohio, Union County.

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

Frances Durboraw.

Sworn to before me, and signed in my presence, this 1- day of July, 1929.

N. H. Husted, Probate Judge

Probate Court, Union County, O. Aug. 1- 1929

Filing of Will and order for Hearing.

This day an instrument of writing, purporting to be the last Will of William H. Durboraw, late of Jerome 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 will be for hearing before this Court, on the 9 day of Sept. 1929, at 10 o'clock A. M. and that due notice thereof be given 3 days prior to said hearing, to the widow and next of kin of the testator, resident of the State of Ohio.

N. H. Husted,

Probate Judge

Order

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Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

No. 11619

Testimony of Witnesses

Testimony of Witnesses

The State of Ohio, Union County.

Personally appeared, in open court, M. L. Bowen and Mildred F. 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 William H. Durbrow 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 March, 1929 purporting to be the Last Will and Testament of William H. Durbrow 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 H. Durbrow at the time of executing the same, was of full age, and of sound mind and memory and not under any restraint.

Mildred F. Allen

M. L. Bowen.

Sworn to before me and signed in my presence by said witnesses in open court, this 9 day of Sept. 1929. W. H. Husted, Probate Judge.

Order on Hearing

Journal Entry: Orders on Hearing, admission to Probate & Record. Probate Court, Union County, Ohio. Sept. 9, 1929.

It is Reminded, That, heretofore, to-wit, on the 1- day of August 1929 an instrument of writing, purporting to be the Last Will and Testament of William H. Durbrow, 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 & 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 M. L. Bowen, and Mildred F. Allen, 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 H. Durboraw, 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 Frances Durboraw, pay \$7000
W. H. Durboraw, Probate Judge

Last Will and Testament of
William H. Durboraw.

Will

In the name of the Benevolent Father of all:
I, William H. Durboraw.

Being of sound mind and disposing memory, do make and publish this my last will and Testament:

1. It is my Will that all my debts and funeral expenses be first paid out of my estate.
2. I do hereby give, devise and bequeath to my beloved wife, all my property of whatsoever nature, be it the same, real, personal, or mixed, to be hers absolutely and in fee simple my wife being Frances C. Durboraw.

I do hereby nominate and appoint my beloved wife Frances C. Durboraw, to be the executor of this my last Will and Testament, and to serve without bond.

William H. Durboraw
mark

Signed and acknowledged by the said William H. Durboraw in our presence, and we signed our names in his presence, and in the presence of each, when, this 25th day of March, A. D. 1929.

Mildred F. Allen, lives at Marysville, Ohio.
M. L. Borner, lives at Marysville, Ohio.

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In the matter of the Last Will and Testament
of Charles S. Cheney, Deceased.
Probate Court, Union County, Ohio.
Application, to Admit to Probate.

To the Probate Court of said County:
Your petitioner respectfully represents that Charles
Sumner Cheney, late a resident of the Village of Richmond
in said County, died on or about the 4th day of August
1929 leaving an instrument in writing heretofore
produced purporting to be his last Will and Testament;
That the said Charles Sumner Cheney died leaving
no widow and the following named persons his
next next of kin, to-wit:

- Millie Brooks daughter Richmond, O.
- Sherman L. Cheney son " "
- Martha Chapman 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
resident in this State may be notified according
to law of the pendency of said proceedings.
Sherman L. Cheney Petitioner.

The State of Ohio, Union County.
The above named Millie Brooks being first
duly sworn, says that the facts stated and
allegations in the foregoing application contained
are true as she truly believes.
Sherman L. Cheney.

Sworn to before me and signed in my presence
this 22 day of August, 1929.
D. W. Husted, Probate Judge.

Wainor
Mr. the undersigned next of kin of the within
named decedent hereby waives further notice and
consent to the probate of said Will.
Dated this 22 day of August, 1929.
Sherman L. Cheney, Millie C. Brooks, Martha J. Chapman.

Filing
Probate Court, Union Co. O. Aug. 1929.
Filing of Will and Order for Hearing.
This day an instrument of writing purporting
to be the last Will of Charles Sumner Cheney, late
of Richmond 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

11633 for hearing before this Court on the 22-day of August 1929 at 2 o'clock P.M. all next of kin being in Court and waiving further notice.

W. H. Busted. Probate Judge

Declination of Executor

To the Probate Court of Union County, Ohio:

Declination

The undersigned named as the executor of the last will and testament of Charles Sumner Cheney late of said County, deceased, heretofore admitted to Probate in said Court, hereby declines to accept said trust.

August 23-1929

J. P. Brooks Richmond, Ohio

To the Probate Court of Union County, Ohio:

Declination

waiver

Mr. the undersigned next of kin of Charles Sumner Cheney, late of said County, deceased, who are residents of said County, hereby voluntarily renounce the Administration of his estate, and recommend the appointment of S. L. Cheney as a dux, with the Will annexed.

Medard C. Brooks

Martha J. Chapman

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.
No. 11633.

Testimony

of

Witnesses

The State of Ohio, Union County.

Personally appeared in open Court A. J. Miller and Lloyd Hunter 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 Charles Sumner Cheney deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 27-day of December, A.D. 1926, purporting to be the last will and testament of Charles Sumner Cheney deceased; that they respectively subscribed their names, thereto at 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 Charles Sumner Cheney at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Lloyd Hunter

A. J. Miller, Richmond, O.

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Shown to before me, and signed in my presence, by said witnesses in open Court this 22nd day of Aug. 1929.
W. H. Husted, Probate Judge

Order No.
Hearing

Journal Entry: Order on Hearing admission to Probate Records, Probate Court, Union County, Ohio.
August 22- 1929

It is Remembered, That, hereofore, on the 22nd day of Aug. 1929, an instrument of writing, purporting to be the Last Will and Testament of Charles Sumner Cherry late of Blair Town 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, was 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, A. J. Miller and Lloyd Hunter 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 Charles Sumner Cherry 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 Sherman L. Cherry pay costs \$1.00.

W. H. Husted, Probate Judge

Last Will and Testament

Will

In the name of The Benerolent Father of all:
I, Charles Sumner Cherry, of the village of Richmond, County of Union, and State of Ohio, and of sound and disposing mind, and memory and, not under any restraint,

11633

do make, publish and declare this my Last Will and Testament hereby revoking all former Wills by me heretofore made.

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:

My desire is that three markers of Millstone Point granite, in kind and quality to correspond with the one marker already there, be purchased and erected at the cemetery, one for my mother, Anna M. Cherry, one for my wife Orpha M. Cherry, and one for myself; also that the west side of the monument now at the cemetery be lettered with the name Cherry, and I recommend Theophilus Couplin of Marion, Ohio to furnish these markers, and lettering.

Will

Third:

I give, devise and bequeath to each one of my grand children who are living at the time of my decease the sum of one hundred dollars (\$100.00) including all grand children, if any such there be, born after the execution of this, my Last Will and Testament, and before my decease, and excluding any grand child, or grand children now living who are not living at the time of my decease, if any such there be.

Fourth:

My daughter and son-in-law, Martha Chapman, and Blanchard Chapman, shall pay or cause to be paid all of the note and mortgage of six thousand dollars, (\$6000.00) which, (as is mutually understood) they themselves now own, but to which I am a party, but only as security for the payment thereof by them however, and in case they do not pay or cause to be paid all of said note and mortgage then the unpaid balance of the same shall be a deduction on the share of my property hereinafter willed to my daughter, Martha Chapman.

Fifth:

I have made gifts and advancements

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from time to time to my three children, Mildred Brooks, Sherman L. Cherry, and Martha Chapman and they shall each and all be bound thereby as designated in this my Last Will and Testament, and their accounts shall be equalized to the end, that each and all of my said three children, share and share alike and equally in my estate, that is to say:

all the rest, residue and remainder of my estate, both personalty and realty, wheresoever situated, which I may own or have the right to dispose of, at the time of my decease, I give, devise and bequeath to my three children, Mildred Brooks, Sherman L. Cherry, and Martha Chapman, in the following proportions and manner, to wit:

1. To Mildred Brooks my house and lot in the village of Richwood Union County, Ohio, on East Bonford Street where I now reside valued at

Will

thirty five hundred dollars (\$3500⁰⁰).

2. I give in order to equalize the division of my estate, I value my farm of about one hundred one (101) acres situated in Jackson Township Union County, Ohio, at ten thousand one hundred dollars (\$10100⁰⁰), and my Will is that it be divided in the following proportions and in the following manner, to wit:

If my daughter, Martha Chapman, so desires, she shall have the privilege to purchase my said farm by paying therefor to my son, Sherman L. Cherry, the sum of thirty two hundred dollars (\$3200⁰⁰) and to my daughter, Mildred Brooks, the sum of seventeen hundred dollars (\$1700⁰⁰), Martha shall have in said farm being fifty two hundred dollars (\$5200⁰⁰), and I further desire that Martha shall not be crowded by Mildred and Sherman in the payment of these amounts by her to them and that she be not compelled to finance these payments from an outside source.

However, if Martha should not desire to purchase the said farm at that price, then I direct that said farm be appraised and sold at public auction, and the proceeds therefrom be divided in like proportions as above designated, my reason for said apportionment being the fact

I am so sure that she will eventually do as and that she is allowed longer than 5 years to pay all of said amount.

11633

that Sherman has already received from my estate two thousand Dollars, (\$2000⁰⁰) more money than each of my daughters has heretofore received. Any remainder of my estate not heretofore disposed of, I desire to be divided equally between my said three children, Shaw, and Shaw alike, and, in case my estate shall prove insufficient to pay all the legacies heretofore given, I direct that the legacies to my three children shall abate proportionately in favor of the same, Shaw, and Shaw alike.

Will

Sixth:

I hereby nominate and appoint Dr. J. P. Brooks to be the executor of this my Last Will and Testament and I hereby empower and authorize him to deliver a Warranty Deed for my real estate, the same as I could myself.

In Testimony whereof, I hereunto subscribe my name at Richmond, Ohio, this 27. day of December, A.D. 1926.
Charles Sumner Cheney

Signed and acknowledged by the said Charles Sumner Cheney as and for 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 27. day of December A.D. 1926.

A. J. Miller
Lloyd Kintee

Richmond, Ohio
Richmond, Ohio

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Aug 22
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In the matter of the Last Will and Testament of
Harry F. Oritz, Deceased.

Application to admit to Record Authenticated Copy
of Will and Order of Probate.
Probate Court, Union County, Ohio.
application.

Your petitioner respectfully represents that Harry F. Oritz
late of Franklin County, Ohio, died testate on or about the
--- day of --- A.D. 19--; that his Will was duly
found and allowed in Franklin County, and that said
Harry F. Oritz died leaving Goldie D. Oritz his widow, who
resides at Columbus, Ohio.

The following named persons are interested in said
Will as next of kin or otherwise, to-wit:

Goldie D. Oritz, widow, 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
property located in the 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.

Goldie D. Oritz.

The State of Ohio, Franklin County.
Goldie D. Oritz, petitioner being duly sworn says that
the facts stated and allegations contained in the
foregoing application are true, as she truly believes.
Goldie D. Oritz.

Sworn to before me, and signed in my presence,
this 22 day of August, 1929.

Rodney B. Baldwin,
Notary Public, Franklin Co., Ohio.

Order admitting to Record Authenticated Copy of Will, and
Order of Probate.
Probate Court, Union County, Ohio.
Aug. 22 - 1929.
Order.

This day Goldie D. Oritz appeared in open Court
and produced an Authenticated copy of the Will of
Harry F. Oritz 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, 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 Goldie D. Pitz, pay, the cost \$ ---

W. H. Husted, Probate Judge.

Will of Harry F. Pitz

In the name of The Omnipotent Father of all:

I, Harry F. Pitz, of the city of Columbus, County of Franklin, and, State of Ohio, do hereby make, publish and declare this my last Will and Testament, hereby revoking all Wills by me heretofore made.

Item I.

I direct that all my just debts and expenses of my funeral be paid out of my estate as soon after my decease as may be practicable. I also direct that all estate or inheritance taxes due upon my estate or any bequests hereby made, be paid by my executor out of my estate.

Item II.

I hereby give, devise and bequeath unto my dear wife, Goldie D. Pitz, all my property, real, personal, or mixed, which I may own at my decease, to be hers absolutely and in fee simple.

Item III.

I hereby nominate and appoint my said wife, Goldie D. Pitz, executor of this my last Will and Testament, hereby authorizing and empowering my said executor to settle, compromise or adjust any and all claims due to, or from my estate and to sell at private or public sale, all or any part of my personal or real property, upon such terms of credit or otherwise as she may deem best, and, proper deeds or other instruments of conveyance, to execute and deliver to the purchaser or purchasers thereof.

I direct that no bond be required of my said executor.

In Testimony whereof, I have hereunto set my hand at Columbus, Ohio, on this 5 day of June, 1924.

Harry F. Pitz.

Signed, and, acknowledged, by the said Harry F. Pitz, as.

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his Last Will and Testament, in our presence, and, by us signed as attesting witnesses at his request, in his presence, and, in the presence of each other, at Columbus, Ohio, this 5th day of June, 1924.

Frank M. Pontius residing at Columbus, Ohio.
Anna Jane Potter residing at Columbus Ohio.

Filed July 28- 1924.

Probate Court, Franklin County, Ohio.

In the matter of
Harry F. Phtz.

vs. 5835-8

Dr. A. Remer, Deed. That herebefore, to wit:

on the 28. day of July, 1924, an instrument of writing purporting to be the Last Will and Testament of Harry F. Phtz, 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, has been given to the widow of the testator pursuant to a former order of this Court; Thereupon, this day came Frank M. Pontius, and Anna Jane Potter, the subscribing witnesses to said Will, who being duly qualified testified to the due execution and attestation of 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 Harry F. Phtz, deceased, that the same was duly executed and attested, and, that the said testator at the time of signing the same was of lawful age, of sound and disposing mind and memory, and, under no undue or unlawful restraint whatsoever.

It is therefore by the Court ordered, that the said Will and, the same hereby is 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. Bostwick
Probate Judge

Filed Mar. 2- 1924.

The State of Ohio, Franklin Co. ss. Probate Court.
I, Homer Z. 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 Entry of Probate, of Harry F. Pitz, deceased,
as the same appears of record and on file, in this Court.

In Testimony whereof, I have hereunto set my hand and the
seal of said Court, at Columbus Ohio, this 31st day of July, 1929.

Homer Z. Postnick, Judge of Probate Court, Franklin Co. Ohio.
Wm. By. Anne L. Mayer, Deputy Clerk

11640

Application for Transfer of Real Estate Devised.

Probate Court, Union County, Ohio.
Now comes Goldie D. Pitz, Ex^r, of the estate of Harry F. Pitz, ^{and}
represents to the Court that by the terms of the Last Will ^{and}
Testament of Harry Pitz, deceased, late of said Union
County, which Will was duly admitted to probate ^{and}
record, on --- day of --- recorded in Vol. 5, Pg. 365
of the Records of said Union County, said decedent devised
certain real estate belonging to said decedent unto
Goldie D. Pitz.

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

Situate in the County of Union Township of Clairborne
Co., State of Ohio.

Being a part of Survey No. 7869, and lying on the
waters of Faxon Creek, and beginning at a hewn sugar
tree and Walnut, south west corner of Lot No. 6, said
Survey No. 7869, as run by Levi Phelps, County Surveyor,
running with south line of said lot N. 80° E. 112.7 poles to
a stake in said line; thence S. 2° N. 142.6 poles to two
hickory sapling; thence S. 80° N. 112.7 poles to two hickory
sapling; thence N. 142.6 poles to the beginning, containing
100 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 Goldie D. Pitz, and that
a certificate issue to Goldie D. Pitz, as by the statute
in such cases made and provided.

Goldie D. Pitz

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application

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The State of Ohio, Franklin County, ss.
Goldie D. Pitz being duly sworn says that the facts stated
in the foregoing application are true, as she truly believes
Goldie D. Pitz
sworn to before me, and signed in my presence, this 3-day
of August, 1929.
Rodney B. Baldwin, Notary Public. (Seal)
Franklin Co. O
Journal. 42. Pg. 270

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1929

In the matter of The Will of William L. Bestmell, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.
To the Probate Court of said County:
your petitioner respectfully represents, that William L.
Bestmell late a resident of the village of Marysville
in said County, died on or about the 3-day of
August, A. D. 1929, leaving an instrument in writing,
herewith produced, purporting to be his last will and
Testament.
That the said William L. Bestmell, died leaving
Elizabeth E. Bestmell his widow, who resides at Marysville
and the following named persons his only next of kin:
Elizabeth E. Bestmell, widow 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 resident in this
State may be notified according to law of the
pendency of said proceedings.
Elizabeth E. Bestmell, Petitioner.

application

Oath.

The State of Ohio, Union County.
The above named Elizabeth E. Bestmell, being first
duly sworn, says that the facts stated and
allegations in the foregoing application contained
are true, as she truly believes.
Elizabeth E. Bestmell
sworn to before me, and signed in my presence, this
12-day of Sept. 1929 (Seal)
W. H. Knotted, Probate Judge.

Filing
of Will

Probate Court, Union County, O. Sept. 12th 1929
Filing of Will, an Order for Hearing.
This day, an instrument of writing purporting to be the
last Will of William L. Bestmell, late of Marysville in
this County, deceased, was produced, in open Court.

11643

and application made for Probate.

It is now ordered, that the said Will be filed in this Court, and that said application will be for hearing before this Court, on the 16th day of Sept. 1929, at 10 o'clock A.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator, resident of the State of Ohio.

W.H. Husted, Probate Judge.

Testimony of Witnesses to Will

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio, no. 11643.

The State of Ohio, Union County,

Personally appeared in open Court, L. F. Blum, and Fred Gabriel, 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 L. Carlwell, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 17th day of June, 1921, purporting to be the Last Will and Testament of William L. Carlwell deceased: that they respectively 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 acknowledge the same to be his Will: and that said William L. Carlwell at the time of executing the same was of full age, and of sound mind and memory and not under any restraint.

L. F. Blum, Marysville, O.
Fred Gabriel, Marysville, O.

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 12th day of Sept. 1929

W.H. Husted, Probate Judge

Orders on Hearing

Journal entry: Order on Hearing, Admission to Probate & Record Probate Court, Union County, Ohio, Sept. 16-1929.

Be it Remembered, that heretofore, to-wit, on the 12th day of Sept. 1929, an instrument of writing purporting to be the Last Will & Testament of William L. Carlwell, 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

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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, Fred Gabriel and L. F. Blue, 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 L. Carlomell, 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 E. Carlomell pay costs \$7.10

W. H. Hasted, Probate Judge.

Last Will and Testament.

Will

In the name of the Benevolent Father of all: I, William L. Carlomell, of Marysville, Union County, 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, I do make, publish and declare this my last Will and testament, hereby revoking all former Wills.

Item 1.

I direct that all my just debts, and funeral expenses be paid.

Item 2.

I hereby devise and bequeath to my beloved wife, Elizabeth E. Carlomell, all of my estate, both real, and personal property, to be hers absolutely and in fee simple.

Item 3.

I hereby appoint my said wife the executor

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of this my last will, without bond, and I hereby authorize her, as such executrix, to sell all or any part of my real or personal property at any time, at public or private sale, on such terms and for such price as to her may seem best, without the intervention of any Court, whatever for the purpose of carrying out this Will, and deeds to purchasers to execute, acknowledge, deliver and convey title in fee simple.

I hereby authorize and direct my executrix that no appraisement whatever be made of my estate.

In testimony whereof I have hereunto set my hand, this 17th day of June, in the year 1921.

W. L. Castmell

Signed and acknowledged by said William L. Castmell as his last will and testament, in our presence; and signed by us, in his presence.

L. F. Bliss,
Fred Gabriel.

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In the matter of the Estate of Loretta Schlegel, Deceased,
Application for Transfer of Real Estate Deceased.
Probate Court, Union County, Ohio.
Now comes George Schlegel Sr. and represents to the Court
that by the terms of the last Will and Testament of
Loretta Schlegel deceased, late of said County, which Will
was duly admitted to probate on the 28. day of August
1911. and recorded in Vol. N. pages 367. of the Will
Records of said Union County, all the certain real estate
belonging to said decedent, was devised to him for
life 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:

Beginning in the center of North Maple Street and at
the north abutment of the bridge across Mill Creek; thence
north 85° East 102 feet to a stone in the West line of land
formerly owned by D. D. Welch; thence with said line
South 8° East about 500 feet to the north margin
of Mill Creek; thence westerly with the meanders of said
Creek to the place of beginning.

Containing 2.00 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, he prays, for an order directing the Transfer
of said real estate upon the tax duplicate to
George Schlegel Sr. for life, name.
Geo. Schlegel, Sr.

The State of Ohio, Union County.
George Schlegel Sr. being first duly sworn says that
the facts stated in the foregoing application are true
as he truly believes.
Geo. Schlegel, Sr.

Sworn to before me, and subscribed as my presence, this
6. day of Sept. 1929. me
Bertha Poling Rausch,
Notary Public.

Journal 42. Pg. 273.
Probate Court, Union Co. O. Sept 7. 1929
Authority to Transfer & Record Real Estate Deceased.
This day came George Schlegel Sr. and filed herein his
application duly verified, for an order to the

County Auditor directing the transfer upon the tax duplicate of Union Co. of certain real estate devised by Martha Schlegel deceased.

see description 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 Geo. Schlegel Jr. and that a cert. of this order issue to said Auditor and Recorder.

W. Husted Probate Judge

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Sept. 12
1929

In the matter of the Will of Leonard Hoffman, deceased application for Probate of Will.
Probate Court, Union County, Ohio
To the Probate Court of said County.

Your petitioner respectfully represents that Leonard Hoffman, late a resident of the village of Marysville in said County, died on or about the 5 day of Sept. 1929 leaving an instrument in writing, herewith produced, purporting to be his last will and testament.

That the said Leonard Hoffman, died leaving Margaret Hoffman, his widow, who resides at Marysville and the following named his persons next of kin:

- Edward Hoffman, Son, Marysville, O.
- Carl L. Hoffman, Son, " "
- Ernest W. Hoffman, " " "
- E. W. Hoffman, " Fortonia "
- Fred Hoffman, " Cosmesville Ind.
- Christine Barbara Hoffman, daughter, Marysville, O.
- Elizabeth M. Ruckle, " Dayton, O.

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 resident in this State may be notified according to law of the pendency of said proceedings.

Carl L. Hoffman Petitioner.

The State of Ohio, Union County

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

Carl L. Hoffman

Sworn to before me and signed in my presence this

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12th day of Sept. 1929. *M.H. Husted* Probate Judge-

We the undersigned widow and next of kin of the within named decedent hereby waive further notice and consent to the probate of said Will

Dated this 12th day of Sept. 1929

Leola L. Hoffmann.

Fred W. Hoffmann.

Margaret Hoffmann.

Ernest W. Hoffmann.

Christine Hoffmann.

Mrs Elizabeth Ruckle.

Edward J Hoffmann.

Elmer W. Hoffmann.

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County, Ohio

Filing

Probate Court Union County, O. Sept. 12 - 1929

Filing of will and order for hearing.

This day an instrument of writing, purporting to be the last Will of Leonard Hoffmann, late of Mansfield 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 will be for hearing before this Court on the 21st day of Sept. 1929 at 3 P. M. and that due notice thereof be given three days prior to said hearing to the widow, and next of kin of the testator, resident of the state of Ohio.

M.H. Husted Probate Judge-

Leonard
Hoffmann
deceased
Mansfield
Ohio

Testimony

Testimony of Witnesses to Will.
Probate Court Union County, Ohio
No. 11645-

Testimony

The State of Ohio Union County.

Personally appeared, in open Court (Jessie Southern) Scott and C. 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 Leonard Hoffmann, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 9th day of Nov. 1923.

Supporting to be the last Will and Testament of Leonard Hoffmann, 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,

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Last Will and Testament.

I of
Leonard Hoffman.

I, Leonard Hoffman, of the Village of Mansville, County of Union 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.

Item I.

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 II.

I give and bequeath to my son, Charles Hoffman, the sum of One Thousand Dollars (\$1000⁰⁰) in cash.

Item III.

I give and bequeath to my daughter Christine Kintal, the sum of Five Hundred Dollars (\$500⁰⁰) in cash.

Item IV.

I give and bequeath to my daughter, Elizabeth Ruhl, the sum of Five Hundred Dollars (\$500⁰⁰) in cash.

Item V.

All the remainder of my property of whatsoever kind and whereever situate, both real and personal, which I may own or have, the right to dispose of at the time of my decease I give, devise, and bequeath to my wife, Margaret Hoffman, absolutely and in fee simple.

I request my said wife prior to her death to make a Will dividing whatever may be left of said property at the time of her death among my remaining children in such proportions as she may deem just.

For this reason I have made no bequests in my Will to any of my other children except those named in Items two, three, & four.

I make, nominate and appoint my said wife, Margaret Hoffman, to be, executor of this my last Will and Testament, and I request that no

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bond to required of her as such executrix.

Dated at Mansfield, O. November 9th 1923.

Will

Edward Hoffman,

Signed by Edward Hoffman, and by him acknowledged to be his last will and testament in our presence, sight and hearing, who at his request have hereunto subscribed our names, as witnesses in his presence, and in the presence of each other, at Mansfield, Ohio.

this 9th day of November, 1923.

C. A. Hoopes.

Jessie V. Southerick

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In the matter of the Will of Martin Jordan. Dec'd
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Martin Jordan, late a resident of the Township of Dasher in said County, died on or about the 1st day of Sept. 1929, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament:

That the said Martin Jordan died leaving Margaret Jordan his widow who resides at Dasher Township and the following named persons his only next of kin to-wit:

- | | | |
|------------------|----------|-------------------|
| Anna Brumbaugh | daughter | Marysville, Ohio. |
| Elizabeth Jordan | " | " |
| John Jordan | son | " |
| Mathias Jordan | son | " |
| Henry P. Jordan | son | Lima, 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 resident in this State may be notified according to law of the pendency of said proceedings.
Mathias Jordan, Petitioner.

The State of Ohio, Union County.

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

Mathias Jordan.

Brought to before me, and signed in my presence this 19th day of Sept. 1929

W. H. Husted, Probate Judge.

The undersigned widow and next of kin of the within named decedent, hereby waive further notice, and consent to the Probate of said Will.

Dated this 19th day of Sept. 1929

- Maggie Jordan,
- Mrs. Anna B. Brumbaugh,
- Elizabeth Jordan,
- John F. Jordan,
- Mathias M. Jordan.

known by
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Probate Court, Union County, O. Sept. 19th 1929.
Filing of Will and Order for Hearing

This day an instrument of writing, purporting to be the last Will of Martin Jordan, late of Derry 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 19. day of Sept. 1929, at 10. A.M. all next of kin being in Court.

W. Husted, Probate Judge

Waiver

Waiver and Consent to Probate,
Geo. P. Jordan, Lima, Ohio

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
No. 11646.

The State of Ohio, Union County.

Testimony of Witnesses

Personally appeared in open Court, John Schmidt and Jacob Fisher, 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 Martin Jordan deceased, depose and say that they were present at the execution of the instrument of writing now before them bearing date the 5. day of August, A.D. 1929, purporting to be the Last Will and Testament of Martin Jordan 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 Martin Jordan, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Jacob Fisher, Plain City, Ohio.
John Schmidt.

Sworn to before me and signed in my presence, by said witnesses in open Court, this 19. day of Sept. 1929.
W. Husted, Probate Judge

Hearing admission to Probate

Journal Entry: Order on Hearing Admission to Probate of Record.
Probate Court, Union County, Ohio
Sept. 19- 1929.

Be it Remembered, that heretofore, to-wit, on the 19. day of Sept. 1929, an instrument of writing, purporting to be the Last Will and Testament, of Martin Jordan,

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11646. 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 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 John Schmidt and Jacob Fisher, 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 Martin Jordan, deceased; that the same was duly executed and attested; and that the said Testator at the time of making signing, 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 Jordan pay the costs \$5- W. H. Husted, Probate Judge.

Will

Last Will, and Testament.

I, Martin Jordan, 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 give, devise and bequeath to my beloved wife, all property both personal, and real.

Third:

That the daughter Elizabeth Jordan is to receive for services at home, up to the time

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11 646. of Martin Jordan's Will death the sum of Eight Hundred Dollars (\$800⁰⁰) and the son Mathias Jordan, is to receive for services at home up to the time of Martin Jordan's death the sum of Fifteen Hundred Dollars (\$1500⁰⁰) these sums to be paid at the widow's death out of the estate before any other division of property is made.

Fourth:

After all other remaining debts have been paid after widows death the property remaining both personal and real to be divided equally among the following heirs:

- Mrs Anna Grumbawn
- Mrs Elizabeth Jordan.
- John Jordan.
- Mathias Jordan. and George Jordan.

Will After the appraisement the son Mathias Jordan is to have the first chance to purchase farm at appraisement price if he so desired.

I do hereby nominate and appoint ---
 Execut-- of this my Last Will and Testament.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof I hereto subscribe my name at my residence this 5th day of August in the year of our Lord one thousand nine hundred and 29.

Martin Jordan.

The foregoing instrument was signed at the end thereof by the said Martin Jordan, 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 hereto respectfully subscribe our names as attesting witnesses at his residence. This 5th day of August. A. D. 1929.

John Schmidt resides at Milford Ctr. R. 1. Ohio
 Jacob Fisher resides at Plain City R. 4. Ohio.

11649
 Sept. 16
 1929

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11649
Sept. 16
1929

In the matter of the Last Will and Testament of
Lennis W. Rusk, deceased.

Application for Probate of Will.

Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents, that Lennis W. Rusk, late a resident of the village of Magnetic Springs, in said County, died on or about the 14 day of Sept. 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament:

That the said Lennis W. Rusk died leaving no widow.

George J. Rusk	Brother	res. Pleasant Town
Jesse W. Rusk	Nephew	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, resident in this State may be notified according to law of the pendency of said proceedings.

J. F. Courad, Petitioner.

This State of Ohio Union County.

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

J. F. Courad.

I now do before me, and signed in my presence, this 16 day of Sept. 1929

Geo. W. Husted, Probate Judge.

The next of kin, herein further notice, and consent to the probate of said Will.

Dated this 18 day of Sept. 1929.

Geo. J. Rusk.

Probate Court, Union County, O.

Sept. 16 - 1929

Filing of Will, and Order for Hearing.

This day an instrument of writing purporting to be the last Will of Lennis W. Rusk, late of Magnetic Springs, Luster 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

11649 application will be for hearing before this court on the 21st day of Sept. 1929. at 1. P.M. and that due notice thereof be given 3 days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.

W. W. Husted, Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio
No. 11649.

Testimony
of
Witnesses

The State of Ohio, Union County.

Personally appeared in open Court, Jennie F. Conrad, and James Cameron, 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 W. Rusk, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 1st day of June 1927, purporting to be the Last Will and Testament of Lewis W. Rusk, 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 Lewis W. Rusk at the time of executing the same, was of sound mind and memory, and not under any restraint.

Jennie F. Conrad.

Magnetic Springs, O.

James Cameron.

Magnetic Springs, O.

Prove. to before me, and signed in my presence by said witnesses in open Court, this 21st day of Sept. 1929.

W. W. Husted, Probate Judge

Hearing
on
Admission
to
Probate

Journal Entry: Order On Hearing, Admission to Probate, Record
Probate Court, Union County, Ohio,
Sept. 21- 1929.

BE. it. Remembered, that heretofore, to wit, on the 16th day of Sept. 1929, an instrument of writing, purporting to be the Last Will and Testament of Lewis W. Rusk, 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 given to the next of kin of the Testator, resident of the State of Ohio, pursuant to a former order of

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This Court.

Thereupon on this day came Jennie F. Conrad, and James Cameron 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 the 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 W. Rusk 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. F. Conrad pay the costs herein \$1⁵⁰

W. W. Wusted, Probate Judge.

Will.

Will

Last Will, and Testament.

I, Lewis W. Rusk, of the Village of Magnetic Springs County of Marion 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 brother George J. Rusk, the sum of three thousand dollars, to be paid him in fourty dollars on the first day of each month until the full amount with its accrued interest has been paid. In event of his death before this amount of money has been given to him, after paying for his medical attention and funeral expenses the balance shall revert to my estate and be disbursed as provided for the residue of the estate.

Third.

I give to Mrs Rebecca Burdrow or her legal heirs one thousand dollars

11649

Fourth:

I give to Catherine Henderson or her legal heirs one thousand dollars

Fifth:

I give to John H. Rush, the sum of five hundred dollars.

Sixth:

I give to Mrs William King the sum of three hundred dollars.

Seventh:

I give to Mrs M. E. Clure in Magnetic Springs O. the sum of two hundred dollars to be used to help pay for the funeral.

Conclusion. If there be a residuum after the above legacies be paid, it shall be pro rated among the legacies in the proportions of gift. Also if there be a deficiency it shall be deducted from all pro rata.
Rebecca Buddrow, Santa Anna California 1119 Spurgeon St.

Will.

Catherine Henderson, Henderson, Ill.
George J. Rush, Mount Pleasant, Iowa.
Sisters formerly from Saltville, O.
Maiden name, Branchamp.

I do hereby nominate and appoint Jesse F. Conrad M.D. Executor of this my last Will and Testament, and request that give bond of one thousand dollars.

I hereby revoke all other Wills by me heretofore made, in testimony whereof I hereunto subscribe my name at Magnetic Springs this 1st day of June, in the year of our Lord One thousand nine hundred & twenty-seven
Lorris H. Rush.

The foregoing instrument was signed at the end thereof by the said Lorris H. Rush, 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 Magnetic Springs, this 1st day of June, 1927.

Jessie F. Conrad, resides at, Magnetic Springs, O.
James Cameron, resides at Magnetic Springs, O.

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Sept. 23
1929.

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11185-
Sept. 23
1929.

In the matter of the Estate of Clara Belle Spragg, Deceased,
Application for Transfer of Real Estate Devised,
Probate Court, Union County, Ohio,
No. 11185.

Now comes George W. Spragg and represents to the Court that by the terms of the last Will and Testament of Clara Belle Spragg, deceased, late of said county, which Will was duly admitted to probate on the 21st day of Oct. 1927, and recorded in Vol. R. pages 364 of the Will Records of said Union County, all certain real estate belonging to said decedent was devised to him, 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 county of Union, in the State of Ohio and Township of Jerome and bounded and described as follows:

Beginning at an iron pin in the center of the Post Road, and Middle Pike being the intersection of said Pike; thence with the middle of the Middle Pike S. 5° 3' N. .97 chains to the north line of the right of way of the P.C.C. St. L. R.R.; thence with the north line of the said right of way N. 66° 42' W. 8.76 chains to a stake; thence with said right of way S. 3° 32' W. 4.41 chains to a stake; thence with said right of way N. 66° 42' W. 4.77 chains to a stake, corner to Richard east line N. 3° 57' E. 4.65 chains to an iron pin in the center of the Post Road; thence with the center of said Post Road S. 69° 42' 13.39 chains to the place of beginning containing six (6) acres, and 16 poles to the same more or less, subject to a right of way forty (40) feet along the entire west end of said tract originally granted to John Harriott and Andrew Gill.

Being in Survey No. 7758 and 7291.

Item No. 2 of said Will reads as follows: I give, devise and bequeath to my beloved husband George Spragg all of my property, both personal and real: he to have said property absolutely and in fee simple, after paying my just debts.

Your petitioner represents that all the provisions & 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 George W. Spragg, name.

George W. Spragg

The State of Ohio, Union County.
George H. Spragg, being first duly sworn, says that the facts stated in the foregoing application are true, as he verily believes.

George H. Spragg.

Brought to before me, and subscribed in my presence, this 23rd day of Sept. 1929.

W. W. Husted, Probate Judge.

Probate Court, Union County, O.
Sept. 23-1929

Authority To Transfer and Record
Real Estate Devised.

This day came George H. Spragg, 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 Clara Belle Spragg, 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 Geo. H. Spragg.

Description in 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 Devisor heretofore named, it is ordered, that said real estate be transferred upon the Duplicate of the County to the name of George H. Spragg, and that a certificate of this order issue to said Auditor & Recorder.

W. W. Husted, Probate Judge.

Journal, 42, Pg. 287

11639
Sept. 11,
1929

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11639
Sept. 11,
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In the matter of the Last Will and Testament of
Lester Lyons, deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County,

Your petitioner respectfully represents that Lester Lyons late a resident of the Township of Taylor in said County died on or about the 27th day of Aug. 1929 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Lester Lyons died leaving no widow and the following named persons his only next of kin: to-wit:
P. D. Lyons, brother, Marysville, O.
Frank Lyons, " Columbus, 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 resident in this State may be notified according to law of the pendency of said proceedings.

P. D. Lyons Petitioner.

The State of Ohio, Union County.

Carte

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

P. D. Lyons.

Sworn to before me and signed in my presence this 11th day of Sept. 1929.

W. H. Husted, Probate Judge.

Probate Court, Union County, O. Sept. 11 - 1929

Filing

Filing of Will and Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Lester Lyons, late of Taylor Township in this County, deceased, was produced in open Court in application made for Probate. It is now ordered that the said Will be filed in this Court and that said application will be for hearing before this Court on the 26th day of Sept. 1929, at one P.M. and that due notice thereof be given three days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge.

11639

Notice to next of kin,
Probate Court, Union County, Ohio,
No. 11643.

To: Frank Lyons, Patient at the Columbus State Hospital
and Dr. W. H. Pritchard, Supt. State Hospital.
You are hereby notified that on the 11-day
of Sept. 1929 an instrument of writing, purporting to
be the last Will and Testament of Lester Lyons, late
of Taylor 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 17 day of Sept. 1929 at 10 a.m.
Witness my signature and the seal of said Court this
11 day of Sept. 1929. *W. H. Husted* Probate Judge.

notice

Sheriff
Return

Sheriff's Return

The State of Ohio, Franklin County.
Received this writ September 12- 1929 at 9 A.M. and
pursuant to its command I served the same on the
within named Frank Lyons, and Dr. W. H. Pritchard his legal
custodian

Harry J. Paul, Sheriff of Franklin Co.
By J. W. Ervitt, Deputy.

Service on Return 75
names 20
miles 80
page 06 Total \$1.80

Journal Entry: Orders on Hearing, Admission to Probate of Record,
Probate Court, Union County, Ohio,
Sept. 26- 1929.

orders on
Hearing

It is remembered that heretofore, to wit, on the 11-day of
Sept. 1929, an instrument of writing, purporting to be
the last Will and Testament of Lester Lyons, 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,
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.
Therefore, on this day came A. H. Kellebach
and George Singer, the subscribing witnesses to said Will;
who, being duly sworn, testified as to the execution
and attestation of said Will; which testimony

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11639 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 Lester 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 P. D. Lyons pay costs \$7⁸⁰.

W. H. Husted, Probate Judge

Testimony of Witnesses

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
No. 11643.

The State of Ohio, Union County.

Personally appeared in open Court, A. H. Kellefrate and George Singer 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 Lester Lyons deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 19-day of June 1928.

Jurporting to be the Last Will and Testament of Lester Lyons 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 Lester Lyons at the time of executing the same was of full age and of sound mind & memory and not under any restraint.

A. H. Kellefrate
George Singer

Marionville, Ohio.
" " " "

Sworn to before me & signed in my presence by said witnesses in open Court, this 12-day of Sept. 1929.

W. H. Husted, Probate Judge

11639

Will

I, Lester Lyons, being of sound mind and memory do make and publish this my last Will and Testament, Revoking all last Wills, and Testaments made by me heretofore.

Will

My wish and will is that all my just debts and funeral expenses be paid out of my estate as soon as the same can be done reasonable time.

It is my wish and will and I give and bequeath to my brother P. D. Lyons all my personal and real property of whatever nature the same may be that I now have, or may have hereafter at my death.

I hereby nominate and appoint my brother P. D. Lyon, executor of my estate without bond.

In Witness whereof I have subscribed my name to this my last Will and Testament this 19-day of June, 1928.
Lester Lyons.

Signed and acknowledged by, The said Lester Lyon as his last will and Testament.
A. H. Kelleprate,
George Singer

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10951 In the matter of the Estate of John Connolly, Deceased,
 Oct. 8 Application for Transfer, and
 1924 Record of Real Estate Devised,
 Probate Court, Union County, Ohio,
 No. 10951.

Now comes Ella Connolly and represents to the Court that by the terms of the last Will and Testament of John Connolly deceased, late of said County, which will was duly admitted to probate on the 17-day of January 1927, and recorded in Vol. R. page 72 of the Will Records of said Union County certain real estate was devised to Ella Connolly.

That the following is a description of said real estate such as is contained in the Will. To-wit:

Item Second:

I give devise and bequeath to my beloved wife, Ella Connolly all my real estate and personal property, whatsoever, and wheresoever situate, and unto her heirs, executors, administrators, and assigns forever.

The following is a specific description of said real estate:

Situate in the County of Union, State of Ohio, Township of Allen and bounded and described, as follows:

Beginning at a stone (two hickories & a sugar tree) Northwesterly corner of lands formerly owned by James Stewart and in the westerly line of Survey No. 5746. Thence with said line N. 33° W. 89¹⁰⁰/₁₀₀ poles to an iron rod in the center of the Collins Grand Road; thence with the center of said Road N. 55° E. 16⁴⁰/₁₀₀ poles to the center of the bridge on Bush Run and thence N. 57° 30' E. 69⁵⁰/₁₀₀ poles to an Iron Rod in the center of said Road and at the northwesterly corner of Sarah M. Edwards lands; thence with the westerly line of said lands S. 32° 30' E. 89⁵²/₁₀₀ poles to a stone and brick in the northerly line of the said James Stewart's land; thence with said line S. 57° 15' W. 85⁷⁶/₁₀₀ poles to the place of beginning, containing 47⁵⁰/₁₀₀ acres more or less.

Also, the following described real estate, situated in the same county, township, and at a E. bounded and described as follows:

Beginning at a stone in the center of the Collins Grand Road and in the easterly line of Survey No. 6295, and near the north easterly corner of said Survey; thence with said Survey line

S. 33° E. 75.7 poles to a stake at the north easterly corner of the James Stewart land; Thence with the northerly line of said lands S. 56° $50'$ W. 112.2 poles to a stone and brick Southeastly corner of George W. Connolly's land; Thence with the easterly line of said land N. 32° $30'$ W. 77 poles to an iron rod in the center of the said Collins Gravel Road; Thence with the center of said road N. 57° $30'$ E. 111.2 poles to the place of beginning.

Containing 5.3 acres, more or less, but subject to a lease on $\frac{1}{2}$ an acre at the northeast corner of the tract above described made to the Board of Education of Allen Township for Educational purposes.

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 to the County Auditor directing the transfer of said real estate upon the tax duplicate to Ella Connolly name and for a certificate to the County Recorder as provided by law.

Ella Connolly.

The State of Ohio Union County

Ella Connolly being first duly sworn says that the facts stated in the foregoing application are true as she verily believes.

Ella Connolly

Sworn to before me and subscribed in my presence this 8 day of Oct. 1929.

C. A. Korfus, Notary Public.

Probate Court, Union County, O. Oct. 8-1929
Authority to Transfer and Record
Real Est. Devised

This day came Ella Connolly and filed herein her application duly verified for an order to the County Auditor directing the transfer upon the tax duplicate of Union County certain real estate devised by John Connolly 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 Ella Connolly. (Description attached)

And that the description of said real estate such as is contained in said Will, and the specific description of said real estate, are as set out in said application.

And it appearing to the satisfaction of the Court

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that the terms of said Will have been fully complied with on the part of said Dennis ^{hereinafter} named, it is ordered, that said real estate be transferred upon the Duplicate of the County to the name of Ella Connelly, and, that a certificate of this order together with the description contained in the application, issue to said Auditor & Recorder, as required by law.

W. H. Husted, Probate Judge

11637
Sept. 13-
1929

In the matter of the Last Will and Testament
of Henry Moore, Deceased
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Henry Moore
late a resident of the Township of Blairborne, died on or
about the 22-day of August, 1929, leaving an instrument
in writing herewith produced, purporting to be his last Will and
Testament.

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

- | | | |
|---------------------|----------|----------------|
| Ernest L. Moore. | son. | Richwood, Ohio |
| Alfred L. Moore. | " | Dayton, Ohio |
| Mrs. Lola D. Bonhau | daughter | Dayton, Ohio. |
| Mrs. F. M. Jones. | " | Fremont, 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, resident in this
State may be notified according to law of the pendency
of said proceedings.

Ernest L. Moore, Petitioner,

The State of Ohio, Union County,

Oath

The above named, Ernest L. Moore, being first duly
sworn, says that the facts stated and allegations
in the foregoing application contained, are true, as he
truly believes.

Ernest L. Moore.

Done to before me, and signed in my presence, this
31-day of August, 1929.

(Signature) F. LeRoy Allen, Notary Public

Waiver

We, the undersigned next of kin of the within named
decedent, Henry Moore, further notice, and consent to the
probate of said Will,

Alfred L. Moore, Mrs. Lola D. Bonhau, Mrs. Ada M. Jones

Probate Court, Union County, O., Aug. 31-1929.

Filing of Will and Order for Hearing

Filing

of Will

This day an instrument of writing, purporting to be the
last Will of Henry Moore, late of Blairborne 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 will be for hearing before this Court on

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Testimony
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Witnesses

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Ernest
L. Moore

Witness

Order

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Hearing

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1929
Court
of
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County
Ohio
and
John
H. [unclear]
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11637 the 11 day of Oct. 1929. at ten o'clock a.m. and that due notice thereof be given 3. days. prior to said hearing to next of kin of the testator, resident of the State of Ohio.
W. H. Husted - Probate Judge

Testimony of Witnesses
Probate Court Union County, Ohio.
No. 11637

Testimony of
Witnesses

The State of Ohio, Union County,
Personally appeared, in open Court, Jesse E. Neil and
F. Le Roy 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
Henry Moore, deceased, depose and say: that they
were present at the execution of the instrument of
writing now before them bearing date the 27 day of
Nov. 1923 purporting to be the Last Will and Testament
of Henry Moore deceased; that they respectively subscribed
their names thereto as witnesses at 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;
that said Henry Moore at the time of executing
the same, was of full age, and of sound mind
of memory, and not under any restraint.

Jesse E. Neil, Marion, O.
F. Le Roy Allen, Richmond, Ohio.

Done to before me and signed in my presence by said
witnesses in open Court, this 17 day of Sept. 1929.
W. H. Husted, Probate Judge

Journal Entry: orders on Hearing Admissions to Probate Recd.
of Probate Court Union County, Ohio.
Oct. 11 - 1929

Order on
Hearing

By it Remembered, that heretofore, to wit, on the 13 day of
Sept. 1929, an instrument of writing purporting to be the
Last Will and Testament of Henry Moore, late of Jackson
Township, in this County, deceased, was produced in open
Court, and offered for probate and was there filed.
If 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 F. Le Roy Allen
and Jesse Neil, the subscribing witnesses to said Will.

11 637 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 Henry Moor 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, &c. that the same, together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered, that Ernest L. Moor, pay the costs \$11.60

W. W. Husted Probate Judge

Last Will and Testament

Will

In the name of the Benerolent Father of all:

I, Henry Moor, of the township of Clairbourne, 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, Ernest L. Moor, all my interest in all machinery which I now have or may acquire and own at the time of my decease.

Third:

All the rest and residue of my estate of which I may own at the time of my decease, whosoever situated both personal and realty, I hereby give, devise and bequeath to my four children, Alfred L. Moor, now residing at Dayton, Ohio, Ada Jones now residing at Fremont, Ohio, Ernest L. Moor, now residing at Richmond, Ohio and Lola D. Bonhau now residing at Dayton, Ohio, to be divided equally between them share and share alike.

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Fourth:

I make, nominate and appoint my son, Ernest L. Moore, to be the executor of this, my last will and testament, and I request that no bond be required of him as such. I further request that no Inventory of my estate be made or taken in so far as the same may be lawfully omitted.

Fifth:

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof, I hereunto subscribe my name, in Jackson Township, Union County, Ohio, this twenty seventh day of November in the year of our Lord, one thousand nine hundred and twenty-three,
Henry Moore.

Signed by Henry Moore, and by him acknowledged to be his last Will and Testament in our presence, sight and hearing, who at his request have hereunto subscribed our names as witnesses in his presence and in the presence of each other in Jackson Township, Union County, Ohio, this 27 day of November A. D. 1923.

Jesse E. Neill residing in Jackson Township, Union Co. O.
F. Le Roy Allen residing in Jackson Township, Union Co. O.

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Oct. 19.
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In the matter of the Will of Orynthia A. Bates. Deceased.
Application for Probate of Will.
Probate Court Union County, Ohio

To the Probate Court of said County:

Your petitioner respectfully represents that Orynthia A. Bates late a resident of the Township of Union in said County died on or about the 13-day of Oct. 1929, leaving an instrument in writing, herewith produced, purporting to be her last Will & Testament.

Application

That the said Orynthia A. Bates died leaving no widow and the following named persons her only next of kin to wit:

- | | | |
|------------------|-------------|-----------------|
| Amelia Applegate | daughter. | Washington D.C. |
| Andrew Bates | Son | Domin. Ohio. |
| Rosmitha Smith | G. daughter | Columbus, Ohio. |
| Yetera Smith | " " | " " |

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.

Andrew Bates, Petitioner

Oath

The State of Ohio Union County,

The above named Andrew Bates being first duly sworn, says that the facts stated and allegations in the foregoing application contained are true, as he truly believes.

Andrew A. Bates.

Sworn to before me and signed in my presence this 19 day of Oct. 1929.

W. H. Hunted, Probate Judge

Witness

We the undersigned next of kin of the within named decedent, hereby give further notice & consent to the probate of said Will.

Dated this 21 day of Oct. 1929.

Amelia B. Applegate, Rosmitha Smith, Yetera Smith

11668.

Filing of Will

The last Will of Orynthia A. Bates deceased in the hearing of the Court.

Testimony of Witnesses

The Court has heard the evidence and is satisfied that the facts stated in the application are true.

Testimony of Witnesses to Corollary

The Petitioner is to testify to the truth of the same.

11668.

Probate Court, Union County, O. Oct. 19- 1929.

Filing of Will, and, Order for Hearing.

Filing of Will

This day an instrument of writing, purporting to be the last Will of Orynthia A. Bates, late of Union 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 will be for hearing before this Court on the 21 day of Oct. 1929, at two o'clock P.M. and that due notice thereof be given three days prior to said hearing, to the next of kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge

Testimony of Witness

Testimony of Witness to Will

Probate Court, Union County, Ohio

No. 11668

Personally appeared in open Court, John A. Kennington 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 Orynthia A. Bates deceased, depose and say: that he was present at the execution of the instrument of writing now before him bearing date the 18 day of March, 1915, purporting to be the Last Will and Testament of Orynthia A. Bates deceased;

that he subscribed his name thereto as witness, 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 Orynthia A. Bates, deceased, at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

John A. Kennington

Sworn to before me, and signed in my presence.

By said witness in open Court, this 21 day of Oct. 1929.

W. H. Husted, Probate Judge

Testimony of Witness to Codicil

Testimony of Witnesses to Will, to Codicil

Probate Court, Union County, Ohio

No. 11668

Testimony to Codicil.

The State of Ohio, Union County, ss.

Personally appeared in open Court, John H. Kennington and Mrs. Laura M. Hrain Cross, 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 Orynthia A. Bates, deceased.

11668

depose and say:
 That they were present at the execution of the instrument of writing now before them bearing date the 22 day of Sept. 1917, purporting to be the Codicil to the Last Will and Testament of Orynthia A. Bates deceased, that they respectively subscribed their names as witnesses at the request of said Testatrix and in her presence; that they said said Testatrix sign said instrument at the end thereof, and heard her acknowledge the same, to be her Codicil to her Will, and that said Orynthia A. Bates at the time of executing the same, was of full age, and of sound mind, and memory, and not under any restraint.

John A. Kensington, Lantw McHrain Gross

Sworn to before me, and signed in my presence, by said witnesses in open Court this 24 day of Oct. 1929
 W. H. Husted, Probate Judge

Proof of Signature of witnesses to

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

Personally appeared in open Court, John A. Kensington and W. P. Vallrath who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Orynthia A. Bates deceased, depose and say: that F. G. Reynolds, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Orynthia A. Bates deceased, hereto annexed, has since the date of said Will, March 18, A.D. 1915, died; 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. G. Reynolds, 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 W. Kensington, W. P. Vallrath

Sworn to before me, and signed in my presence, in open Court, this 21 day of Oct. 1929

W. H. Husted, Probate Judge

Proof of Signature

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

Personally appeared in open Court, Clara B. Husted, and Carrie W. Cornback who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Orynthia A. Bates, deceased, depose and say: that W. A. Kensington whose name appears as one of the

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subscribing witnesses to the Last Will and Testament of Orynta B. Bates, deceased, hereto annexed, has, since the date of said Will Sept. 22-1917, died; that we, are each of us, well acquainted with the hand writing and signature of said deceased witness, and that the signature of said W. S. Kerrington, purporting to be his, as one of the subscribing witnesses to said Will; is the true and genuine signature of the said deceased witness.

Clara B. Husted. Carrie W. Hornick.

Shown to before me and signed in my presence, in open Court this 21-day of Oct. 1929.

W. B. Husted, Probate Judge.

admitting to Probate Record.

Journal Entry: Admitting to Probate and Record, Probate Court, Union County, O. Oct. 21-1929. It is Remembered, That hereupon, Court; on the 19-day of Oct. 1929 an instrument of writing, purporting to be the Last Will and Testament of Orynta W. Bates, 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.

And, it further appearing to the Court that F. G. Reynolds, witness to the Will by W. S. Kerrington witness to the Codicil of said deceased, are deceased, thereupon, came John A. Kerrington and H. P. Ballantyne testified as to the signature of F. G. Reynolds and Clara B. Husted and Carrie W. Hornick, testified as to the signature of W. S. Kerrington, making oath as to the genuineness of the signatures.

Thereupon, came John A. Kerrington and Lanta M. Strain Groves, the other subscribing witnesses to the Will and 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 Orynta B. Bates, 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 Record, that the same,

11668

together with the testimony of the witnesses above named, be entered of record in this Court.

It is further ordered that Andrew Bates pay the costs \$ 10⁰⁰

W. J. [unclear], Probate Judge.

Last will and Testament

Wice

In the name of the Everlent Father of all Amen:

I, Olyntha A. Bates of the Township of Union County, of Union, and State of Ohio being about --- years of age, 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 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 son, Andrew A. Bates, during his natural life, the thirty-five (35) acre tract, located in the Township of Union County of Union, and State of Ohio, and formerly known as the Uncle Eben Arnold place, and also my residence property, consisting of a one and one half story, frame, Shingle roof dwelling house and land connected therewith, being located in the Village of Union, County of Union, State of Ohio.

Third:

At the death of my said son, Andrew A. Bates, the two parcels of property, as herein described under Item Second of this my last Will and Testament, shall go to Bertha Bates, his wife of my said son, Andrew A. Bates for and during her natural life. However, should my said son, Andrew A. Bates leave an heir, or heirs of his body, then, and in such event, said property as herein bequeathed to my said son, Andrew A. Bates, and to his said wife, Bertha Bates, during the term of their natural lives, shall go to said heir, or heirs of his body, as the case may be, in fee simple, to be theirs forever.

Fourth:

It is my further Will that should my said son,

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11668 Andrew A. Bates, die, without leaving any heir or heirs of his body, and, at the death of his said wife, Bertha Bates, then, and, in such event, said property as herein mentioned and described under Item Second, and Third of this my last Will, and Testament, shall go to my two grand children, Roswitha Smith, and Yetera Smith, the heirs of my daughter, Josephine Smith, deceased.

I wish, it to be plainly understood that said Bertha Bates, wife of my said son, Andrew A. Bates, is to have and enjoy an interest in said property as herein above described for and during the term of her natural life.

Fifth:

It is my further will, and, I do hereby give, devise and bequeath the twenty-nine and a fraction acre tract purchased of Mrs Mary Kilgus, being located in the Township of Union, in the County of Union, and in the State of Ohio, and the forty-six acre tract, that came to me by inheritance from my father's estate, Asel A. Woodworth, being located in the Township of Union, in the County of Union, and, in the State of Ohio, one-half to my daughter, Amelia Applegate, and the remaining one-half to Roswitha Smith, and Yetera Smith, share, and share alike.

Sixth:

I Give, Devise and Bequeath to my daughter, Amelia Applegate, my stock in The Farmers & Merchants Bank Company, at Wierford Centre, Ohio, consisting of five shares.

Seventh:

I Give, Devise and Bequeath my dwelling lot Number 13 in the Davis Addition to the City of Columbus, Ohio, to my two grand children Roswitha Smith, and Yetera Smith, share and share alike.

Eighth:

I give, devise, and, bequeath to The Christian Saviour Association, of Mechanicburg, Ohio, the sum of Five Hundred Dollars, (\$500⁰⁰), with the following provisions:

Should the said Association at any time decide to erect a building at Mechanicburg, Ohio, then, and, in such event, the Five Hundred as bequeathed

11668 under this item to said Association, shall go towards the payment of said building;

However, until such time as said Association shall erect a building at Mechanicsburg Ohio, then said bequest of five hundred dollars, shall be placed in the hands of a competent Trustee appointed by the Court of Probate of Union County, Ohio, which said Trustee shall invest said sum of five hundred dollars, to the best of his ability, in a careful manner, paying to the said Association the interest only he shall derive from said sum, from time to time.

Will I do hereby direct that said bequest of five hundred Dollars as herein mentioned shall be deducted from the provisions of Item Fifth as herein above set forth, by my joint executor and executrix hereinafter named.

Will

Minch: I do hereby nominate, constitute and appoint my said son, Andrew A. Bates, and my said daughter, Amelia Applegate, to be the joint executor and executrix of this my Last Will and Testament, and it is my earnest desire and wish that said executor and executrix shall administer my said estate in a careful manner, thereby avoiding any friction, or trouble in connection therewith.

In Testimony whereof I have hereunto set my hand, to this, my Last Will and Testament, at Milford Center, O. this 18th Day of March in the year of our Lord, one thousand nine hundred and fifteen. (1915)

Oryantha A. Bates

The foregoing instrument was signed by the said Oryantha A. Bates, in our presence and by her published and declared as and 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 Milford Center Ohio, this 18. day of March A. D. 1915.

Residing at, F. S. Reynolds, Milford Center, Ohio,
Residing at, John A. Kensington, Milford Center, Ohio

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Codicil to Will.

Whereas, I, Oryantha W. Bates, of the Township of Union
 County of Union, and, State of Ohio, have by my last
 Will and Testament in writing, duly executed, bearing
 date of March 18th 1915, under Item Record of said
 Will given and bequeathed to my son, Andrew A.
 Bates, during his natural life, my residence property,
 therein described, consisting of a one and one-half
 story, frame, shingle roof dwelling house and
 land connected therewith, being located in the Village
 of Ironi, County of Union, and, State of Ohio.

Now, I, the said Oryantha W. Bates, being desirous
 of altering my said Will in respects to the said
 request above described, do therefore make this
 present writing, which I will and direct to be
 annexed as a Codicil to my said Will, and taken
 as a part thereof; and I do hereby revoke the
 said request above described by my said Will &
 given to said son, Andrew A. Bates, and, do hereby
 direct that immediately after my decease that
 said property above described shall be sold
 and converted into cash, and the proceeds thereof
 given in equal shares to my said son Andrew
 W. Bates, to my daughter Amelia Applegate, to my
 grand daughter Roswitha Smith, and, to my
 grand daughter, Yetera Smith.

And I do ratify and confirm my said Will
 in every thing, except where the same is hereby revoked
 or altered as aforesaid.

In Testimony Whereof, I have hereunto set my hand
 to this, a Codicil to my last Will and Testament, at
 Milford Center, Ohio, this 22nd day of September, A. D. 1917.
 Oryantha W. Bates.

The foregoing instrument was signed by the said Oryantha W. Bates
 in our presence, and, by her published and declared
 as, and, for a Codicil to 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 Milford Center, Ohio,
 this 22nd day of September A. D. 1917.
 Laura W. Elbair, residing, at Milford Center, O.
 John A. Remington, residing at Milford Center, O.
 W. S. Remington, residing at Milford Center, O.

11684
Nov. 18
1929

In the matter of the Last Will & Testament of
Henry E. Spain, Deceased.
Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Henry E. Spain
late a resident of the Township of Allen, in said County
died on or about the 9 day of November, 1929, leaving an
instrument in writing, herewith produced, purporting to be his
last Will, and Testament:

That the said Henry E. Spain died leaving Catherine
Spain, his widow, who resides in Allen Township Union Co., Ohio,
and the following named persons his only next of kin, to-wit:
Perry S. Spain son Milford Ctr. O.
Virgil Poling grandson Raymond, O.
Helena Poling granddaughter " "

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.

Perry S. Spain, Petitioner.

The State of Ohio, Union County,

On this day, the above named, Perry S. Spain being first
duly sworn, says that the facts stated and allegations
in the foregoing application contained, are true, as he
truly believes.

Perry S. Spain.

Sworn to before me, and signed in my presence, this
18 day of Nov., 1929.

M. W. Husted, Probate Judge

Probate Court, Union County, O. November 15, 1929.

Filing of Will & order for hearing

This day an instrument of writing, purporting to be the
last Will of Henry E. Spain, late of Allen Tp. 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
will be for hearing before this Court on the 15 day of
Nov. 1929, at 10 a. m.

All next of kin, bring in Court.

M. W. Husted
Probate Judge.

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Waiver of notice & Consent to Probate

Probate Court Union County, Ohio

We the undersigned widow and next of kin of Henry E. Spain deceased late of Allen Township, Union County, Ohio, President of said State, do each of us hereby waive the issuing and service of notice, and voluntarily enter our appearance herein and we do hereby consent to the Probate of the Will of said decedent according to the prayer of the Application filed in said Court.

November 14 - 1929

Catherine Spain, Perry S. Spain,
Virgil E. Poling, Helena Poling

Testimony of witnesses to Will

Probate Court Union County, Ohio

No. 11684

Testimony of witnesses

The State of Ohio, Union County

Personally appeared in open Court, W. C. Gorry and Alona Gorry 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 Henry E. Spain deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 18 day of May, 1928, purporting to be the Last Will and Testament of Henry E. Spain deceased; that they respectively subscribed their names, as witnessed 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 Henry E. Spain at the time of executing the same, was of full age, and of sound mind, and memory & not under any restraint.

W. C. Gorry, North Lewisburg, Ohio.
Alona Gorry, North Lewisburg, Ohio.

Sworn to before me, and signed in my presence by said witnesses in open Court, this 18 day of Nov. 1929
Geo. M. Husted Probate Judge

Order on Hearing

Journal Entry: Orders on Hearing,
Admission to Probate & Record.
Probate Court Union County, Ohio
Nov. 18 - 1929.

Be it Remembered that heretofore, to-wit, on the 18 day of Nov. 1929, an instrument of writing, purporting to be the Last Will & Testament of Henry E. Spain,

11684

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 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. C. Gorry, and Alona Gorry 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 Perry E. Spain 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 Perry E. Spain pay the costs \$94⁰⁰

W. H. Kusted, Probate Judge.

Will

Will

In the name of the Reverend Father of all, Amen:
I, Perry E. Spain of the Township of Allen County of Union and State of Ohio, 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 & bequeath to my wife, Catharine Spain all my household and kitchen furniture.

Third:

I give and devise to my son, Perry S. Spain my farm of One hundred and twenty-nine (129) acres in Allen Township, Union County, Ohio, in fee simple, subject however to the following limitations and

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Conditions:

That my said son, Perry S. Spain, furnish and maintain for my said wife, Catharine Spain, so long as she lives and remains my widow, a good and suitable home, either on the home farm or elsewhere as she may desire, provide and care for her in sickness and health, furnish, and provide her with the necessaries of life, including clothing, medical attention, nursing and a reasonable amount of money for her personal and private use, and furnish and erect a suitable monument at the grave of myself and my said wife, Catharine; also, that he pay to my two grand children, Virgil Poling, and Lena Poling each the sum of one thousand dollars (\$1000⁰⁰) within a reasonable time after my decease, and in no event shall he be obliged or compelled to pay said sum of two thousand dollars, immediately after my decease, but shall be given a fair and reasonable time in which to make and pay the same, without interest thereon.

Will

Fourth:

I give and bequeath to my said son Perry S. Spain all the balance of the Chattel property of every kind and description which I may own or have the right to dispose of at the time of my decease, not heretofore disposed of.

Fifth:

The provisions heretofore made for my wife, Catharine Spain are intended to be in lieu of her dower interest in my real estate and distributive share of my personal property, as well as her claim to a years support, and any and all other rights, interest or claims which she might otherwise have in or against my estate; and said conditions are conditioned upon her formal relinquishment of such rights by election, or otherwise.

If my said son, Perry S. Spain, should be appointed executor of this Will, I request that he be not required to give bond as usual.

In Testimony whereof, I have set my hand, to this my Last Will and Testament at North Ferrisburg, Mo. this 18. day of May, in the year of our Lord, One Thousand Nine hundred and Twenty-eight.

Perry S. Spain.

11684

The foregoing instrument was signed by the said Henry E. Spain 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 North Lewisburg, O. this 18. day of May, 1928.

M.C. Gony. resides at North Lewisburg, O.
Alona Gony. resides at " " "

11684
Nov. 18.
1929.

In the matter of the Will of Henry E. Spain, deceased.
Widow's Election

Probate Court, Union County, Ohio
Election under said Will.

I the undersigned, widow of Henry E. Spain, late of Allen 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 as made to be entered of record.

Election

Catharine X Spain

Attest: M.C. Gony. Clerk

Whereupon, the Court ordered, the said election of said Catharine Spain to be entered upon its minutes, in words and figures following, to wit:
Nov. 18. 1929.

Election

This day personally came into open Court, Catharine Spain widow of said Henry E. Spain deceased, and applied to make her election whether to take, or not to take under the Will of said Henry E. Spain deceased.

Whereupon, the Court explained 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. As asked, that her election do to take might be entered upon the Journal of the Court, which is according to law.

W. H. Husted

Probate Judge.

5252
Oct. 14th
1929.

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5252
Oct. 14th
1929.

In the matter of the Estate of George Zibold, Deceased,
Application for transfer of Real Estate Devised.
Probate Court Union County, Ohio,
no. 5252.

Now comes Mary E. Zibold, and represents to the Court that by the terms of the last Will and Testament of George Zibold deceased, late of said County, which Will was duly admitted to probate on the 7th day of Sept. 1899 (1899) and recorded in vol. 4, pp. 499 of the Will records of said Union County, all certain real estate belonging to said decedent was devised to her and others, without any specific description of said real estate being given. The real estate named by said decedent and so devised, is as follows: to wit:

Situated in the County of Union in the State of Ohio and in the village of Richmond
Being lot # 363, in Beatty's addition to the village of Richmond Union County, Ohio.

Item 1st of the Will of said decedent reads, in part as follows.

To my beloved wife Louisa Zibold my house, and two lots number 362 and 363 in Beatty, in the village of Richmond and, make the following provisions, that she shall have full power to sell part of all of said property if these should not be sufficient to meet obligations to my decease and burial as in her judgement shall seem best. If she does not dispose of said property at her death it shall be equally divided between my three daughters Carrie B. Zibold, Alona K. Zibold, and Marie Elvira Zibold.

I further certify, and make oath that Louisa Zibold, died Oct. 9, 1929.

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 Mary Elvira Zibold, Carrie B. Zibold, and Alona K. Zibold, Bell. name.

Mary E. Zibold.

The State of Ohio, Union County

Mary E. Zibold being first duly sworn, says that the facts stated in the foregoing application, are true, as she truly believes.

Mary E. Zibold.

Shown to before me and subscribed in my presence. This
14. day of Oct. 1929. @

W. H. Husted,

Probate Judge

Journal Entry: Probate Court, Union County, O.

Oct. 17-1929

Authority to Transfer Real Estate Devised

This day came Mary E. Zetold, and filed herein her
application duly verified for an order to the County Auditor
directing the transfer upon the tax duplicate of Union Co.,
Ohio, of certain real estate devised by George Zetold, dec'd.

Upon consideration whereof the Court finds that by the
terms of the Will of said decedent, said real estate was
devised to Mary Elmira Zetold, Carrie B. Zetold, and
Alona H. Zetold.

see description in 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 Devisors hereinbefore named, it is ordered, that
said real estate be transferred upon the Duplicate
of the County to the name of Mary Elmira Zetold,

Carrie B. Zetold, and Alona H. Zetold Bell, 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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Nov. 12-
1929

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Nov. 12-
1929.

In the matter of The Will of Susan Ellen Rusch, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents, that Susan Ellen Rusch, late a resident of the Township of Jackson in said County, died on or about the 15th day of Oct. 1929 leaving an instrument in writing herewith produced, purporting to be her last Will and Testament.

That, the said Susan Ellen Rusch, died leaving no widow, and the following named persons her only next of kin, to-wit:

- Ethel Martins daughter Richmond, O.
- Cecil Rusch son " "
- Ira McCamy daughter Lakewood, O.
- Lester Rusch son Findlay, O.
- Norman Rusch son Newark, O.
- Maie Hoffman daughter Prospect, O.
- Laurence Rusch son " "
- Clifford Rusch son " "
- Virgil Rusch son Findlay, O.
- Bessie Cheney daughter Hartford City, Ills.
- Oris Rusch son Richmond, 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 resident in this State may be notified according to law, of the pendency of said proceedings.
Cecil Rusch, Petitioner.

The State of Ohio, Union County,

Date

The above named Cecil Rusch, being first duly sworn says that the facts stated and allegations in the foregoing application contained, are true, as he truly believes

Cecil Rusch.

Sworn to before me, and signed in my presence, this 12th day of Nov. 1929
W. H. Husted, Probate Judge

Filing

Probate Court, Union County, O. Nov. 12-1929.
Filing Will & Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Susan Ellen Rusch, late of Richmond in this County, deceased, was produced in open Court, and application made for Probate. It is now ordered, that the said Will be

11682

filed in this Court and that said application will be for hearing before this Court on the 20 day of Nov. 1929 at 2 P.M. and that due notice thereof be given three days prior to said hearing to the next of kin of the testator resident of the State of Ohio

W. W. Husted, Probate Judge

Witness

Witness of notice and Consent to Probate
The State of Ohio, Union County, Probate Court
Witness

Mr. the undersigned next of kin of said decedent, hereby give notice and consent to Probate of Will of Susan Ellen Rush.
Lester F. Rush, Lindsey, O.
Virgil E. Rush.

Witness

Witness of notice and Consent to Probate
The State of Ohio, Union County, Probate Court
G. B. Rush, Newark, O.

Witness

Witness of notice and Consent to Probate
The State of Ohio, Union County, Probate Court
Ada E. Martin, Richwood, O.
Lucil Rush, " "
Eva D. M'ary, La Rue, O.
Olin P. Hoffbauer, Prospect, O.
Lawrence D. Rush, Prospect, O.
Clifford C. Rush, " "
Orus F. Rush, Richwood, "

Testimony of Witnesses

Testimony of Witnesses to Will

Probate Court, Union County, Ohio
No. 11682

The State of Ohio, Union County.
Personally appeared in open Court Isladep L. Fletcher Cherry 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 Ellen Rush, deceased, depose and say that she was present at the execution of the instrument of writing now before her being dated the 1 day of July, 1918 purporting to be the Last Will and Testament of Susan Ellen Rush, deceased; that she subscribed her name thereto as witness at the request of said testator and in her presence; that she saw testator sign said instrument at the end

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11682 thereof and heard her acknowledge the same to be her Will and that said Susan Ellen Rush at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint,
Bladys L. Cheney, Richmond, O.

born, to before me, and signed in my presence by said witness in open Court this 20-day of Nov. 1929
C. W. Husted, Probate Judge

Journal Entry:

admitting
to
Probate
or
Record.

Admitting to Probate and Record.

Probate Court, Union County, O. Nov. 20-1929

Be it Remembered that hereofore, to wit: on the 12-day of Nov. 1929, an instrument of writing, purporting to be the Last Will and Testament of Susan Ellen Rush, 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 this 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.

And it further appearing to the Court that C. E. Kagay, one of the subscribing witnesses to said Will, has since the date of said Will July 1-1918, died.

Whereupon Carrie H. Koubek, and Clara B. Husted, appeared in open Court and were duly sworn, and examined according to law touching the genuineness of the signature of said C. E. Kagay attached to said Will. Whereupon this day came Bladys L. Fisher Cheney, 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 Susan Ellen Rush, deceased; that the same was duly executed & attested; and that the said testator at time of making, signing & sealing the same, was of full age, of sound mind and memory, & not under any restraint.

It is therefore ordered by the Court 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.

11682

It is further ordered, that B. H. Chaney pay costs \$9⁶⁰
W. H. Husted, Probate Judge.

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio.

Proof of Signature

Personally appeared in open court, Carrie W. Hornbeck, ^{aw} Clara B. Husted, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Susan Ellen Rush, Deceased, depose and say: that J. E. Kagay whose name appears as one of the subscribing witnesses to the Last Will ^{aw} Testament of Susan Ellen Rush Deceased, herewith annexed, has since the date of said Will, July 1-1929: died; that we are each of us well acquainted with the hand-writing and signature of said deceased witness, and that the signature of said J. E. Kagay purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

Clara B. Husted
Carrie W. Hornbeck

Sworn to before me and signed in my presence, in open Court, this 20. day of Nov. 1929.

W. H. Husted, Probate Judge.

Last Will and Testament.

In the name of the Everlasting Father of all:

I, Susan Ellen Rush, of the township of Jackson 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, ^{aw} 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 husband Benjamin Franklin Rush, all my property, both personal and real, to him and to hold and to enjoy the rents and income therefrom so long, as he may live and at his death and after the expenses of his last illness and funeral have been fully paid, the residue of my estate shall be equally divided share and share alike among my children, as follows:

Ada Ethel Martin, Ernest Cecil Rush, Iva Dill McGray, Lester Forest Rush, Chester Gorman Rush, Ocie Pearl Coffman, Elmer Virgil Rush, Bessie Clara Chaney, Laurence Delmer Rush, Gus Frank Rush, Charles Clifford Rush, Zelma Elizabeth Rush.

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In case any one of the beneficiaries under this Will shall become dissatisfied and try to make trouble or break the same, such a one shall thereby forfeit their share in my property and that share be apportioned among the other heirs.

Will

I do hereby nominate and appoint Benjamin F. Rush Ex. of this my last Will, and Testament.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof I herewith subscribe my name at Richmond, O. this 1st day of July, in the Year of our Lord one thousand nine hundred and eighteen,
Susan Ellen Rush.

The foregoing Instrument was signed at the end thereof by the said Susan Ellen Rush, 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 herewith respectively subscribe our names, as attesting witnesses, at Richmond, Ohio, this first day of July A. D. 1918.

J. Gladys L. Fletcher, resides at Richmond, Ohio.
C. E. Kayay, resides at Richmond, Ohio.

11687

Nov. 19-

1929

In the matter of the Will of Daniel E. Easterday, Deceased
Application for Probate of Will

Probate Court, Union County, Ohio

To the Probate Court of said County:

Your petitioner respectfully represents that Daniel E. Easterday late a resident of the village of Richmond in said County, died on or about the 8 day of Nov. A.D. 1929, leaving an instrument in writing, herewith produced, purporting to be his last will or Testament:

application

That the said Daniel E. Easterday, died leaving as widow the following named persons his only next of kin, to wit:

- | | | |
|---------------------|-------------|----------------------|
| Ida May Bearr | daughter | Richmond, Ohio |
| Jimmie Catch | " | Shelley, Minn. |
| Fred Easterday | Son | Marion, Ohio |
| Sylvester Easterday | son | " |
| Samuel Easterday | G. son | Milford Center, Ohio |
| Mossie Easterday | G. daughter | Marysville, Ohio |
| Frances Easterday | " " | " " |
| Leta " " | " " | " " |
| Narren " " | " son | " " |
| Viola " " | G. daughter | Milford Ctr. O. |

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

Ida May Bearr, Petitioner.

The State of Ohio, Union County,

The above named Ida May Bearr, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he only believes

Ida May Bearr.

Sworn to before me, and signed in my presence this 19 day of Nov. 1929.

W. H. Husted, Probate Judge

Filing of Will

Probate Court, Union County, O. Nov. 19-1929.

Filing of Will & Order for Hearing.

This day an instrument of writing purporting to be the last Will of Daniel E. Easterday late of Richmond Township of Blair County, 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 will be for hearing before this Court on the 30 day of Nov. 1929, at 10 o'clock a.m. and that due notice thereof be given three days prior to said hearing to

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11687 the next of kin of the testator resident of the State of Ohio.

W. H. Husted, Probate Judge

Notice to the next of kin of the testator resident of the State of Ohio Union County, Ohio. Probate Court vs. the undersigned next of kin of said decedent residents of Ohio. Notice to consent to probate of Will of Daniel E. Easterday, deceased. W. E. Easterday Marion, O. Frederick F. Easterday " " Mrs. Ida May Beard Richmond, Ohio.

Notice to Probate Court Union County, Ohio.

J. B. Singler, Sheriff of Union County, greeting: you are hereby commanded to notify Samuel Easterday Viola Easterday minors and Mauris Easterday with whom they reside.

Flossie Easterday, Frances Easterday, Letha Easterday and Warren Easterday minors and Chester Amur Supt. of Union County Childrens Home who has jurisdiction over said minors. that on the 19 day of Nov. 1929 an instrument of writing purporting to be the last will and testament of Daniel Easterday late of Blairmore Twp 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 30 day of Nov. 1929 at 10 o'clock a.m.

Witness my signature and the seal of said Court this 21 day of Nov. 1929.

W. H. Husted, Probate Judge

Return Sheriff's Return The State of Ohio Union County Received this writ Nov. 21- 1929 at 10 o'clock a.m. Pursuant to its command, I served the same on the within named defendants Viola Easterday E. Samuel Easterday (minors) by personally handing to each of them a true copy of this writ with all the endorsements thereon, and on the same day and at the same hour, I served Mauris Easterday with a true copy of this writ with all endorsements thereon personally. She being the mother of said Viola Easterday & Samuel Easterday & with whom said minors reside.

And on the 21 day of November, 1929, I

11687

served, the within named defendants Warren Easterday, Flossie Easterday, Frances Easterday and Sethu Easterday (minors) by leaving for each of them at their usual place of residence a true copy of this writ, with all the endorsements thereon, and on the same day and at the same hour I served Chester Aron Supt. of the Union County Children's Home by personally handing to him a true copy of this writ, he being the person with whom said minors reside and whom has jurisdiction over said minors.

J.B. Lingard Sheriff
By Mary E. Coline. Deputy.

Shuff's Fee

Service & Ret. 75
7 additional names. 175
17 miles 1.36 Total \$ 380

Testimony of Witnesses

Testimony of Witnesses to Will
Probate Court, Union County, Ohio
No. 11691

The State of Ohio, Union County

Personally appeared in open court A. D. Parish and Lizzie Parish, 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 Daniel E. Easterday 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 Oct. 1929 purporting to be the Last Will and Testament of Daniel E. Easterday 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 Daniel E. Easterday at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

A. D. Parish
Lizzie Parish

Sworn to before me and signed in my presence by said witnesses in open court this 30. day of Nov. 1929.
Geo. W. Husted, Probate Judge

Order admitting to Probate & Record

Journal Entry: Order on Hearing Admission to Probate & Record, Probate Court, Union County, Ohio, Nov. 30 - 1929
Be it Remembered that hereofon to wit, on the 19th day

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of Nov. 1929, an instrument of writing purporting to be the Last Will and Testament of Daniel E. Easterday 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 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 A. D. Parick and Lizzie Parick the subscribing witnesses to said Will who being duly sworn testified as to the execution & 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 Daniel E. Easterday deceased; that the same was duly executed & 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 above named be entered of record in this Court.

It is further ordered that Fred Easterday pay the costs at \$14⁰⁰ W. H. Husted, Probate Judge

Will

Last Will and Testament

I, Daniel E. Easterday of the Village of Richmond County of Union, and State of Ohio.

do make 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 children my real estate located in Richmond, Ohio and the residuum of a certain mortgage given by O. E. Durphy of Clairborne, Ohio.

To have share and share alike.

- Fred Easterday of Marion, Ohio
- Sarah Jane Pritch Minnesota
- Lydia Esterday Marion, Ohio
- Edw May Beards of Richmond, Ohio.

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I do hereby nominate & appoint my son, Fred Easterday Administrator without Bond, of this my last Will & Testament.

Will

I hereby revoke all other Wills by me heretofore made. In Testimony whereof I hereunto subscribe my name at this 12 day of October 1929.

Daniel E. Easterday

The foregoing instrument was signed at the end thereof by the said Daniel E. Easterday in our presence and we heard him acknowledge the same as his Last Will & Testament, at his request and in his presence we hereunto respectively subscribe our names as attesting witnesses at Richmond Ohio, this 12 day of October 1929.

J. D. Parish resides at Richmond, Ohio
Lizzie Parish resides at Richmond, Ohio.

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Nov. 3 -
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11691
Nov. 3 -
1929

In the matter of the Last Will & Testament of
F. Scott Robinson Deceased.

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

To the Probate Court of said County:

Your petitioner respectfully represents that F. Scott Robinson, late a resident of the Village of Unionville Center, in said County, died on or about the 11 day of Nov. 1929 leaving an instrument in writing herewith produced, purporting to be his last will and Testament:

That the said F. Scott Robinson died leaving Viola Robinson his widow, who resides at Unionville Center, and the following named persons his only next of kin, to-wit:

- Harrison Robinson, son, Bucyrus, Ohio.
- Elroy F. Robinson, son, 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 resident in this State, may be notified according to law of the pendency of said proceeding.

H. E. Robinson, Petitioner.

The State of Ohio, Union County,

Oath

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

H. E. Robinson.

Sworn to before me and signed in my presence this 23rd day of Nov. 1929.

W. W. Husted.

Probate Judge.

Probate Court Union County, O. Nov. 23 - 1929

Filing

of Will

Filing of Will & Order for Hearing
This day an instrument of writing purporting to be the last will of F. Scott Robinson, late of Darby 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 will be for hearing before this Court on the 30 day of Nov. 1929, at 3 P. M. and that due notice thereof be given 3 days prior to said hearing.

11691

To the widow and next of kin of the testator, resident of the State of Ohio.

W.H. Husted Probate Judge.

Widow

Widow of Notice by Consent to Probate. The State of Ohio, Union County. Probate Court.

To the undersigned widow and next of kin of said decedent, resident of Ohio, hereby given notice and consent to probate of the Will of

F. Scott Robinson, Deceased.

Mrs. Viola Robinson Unionville Ctr. O. Ray F. Robinson Columbus O.

Testimony of Witnesses

Testimony of Witnesses to Will. Probate Court, Union County, Ohio. No. 11691

The State of Ohio, Union County.

Personally appeared in open court, A.E. Mitchell, and C.W. George, 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 F. Scott Robinson deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 8th day of Oct. 1929, purporting to be the Last Will and Testament of F. Scott 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 Will; and that said F. Scott Robinson at the time of executing the same, was of full age and of sound mind, sound memory, and not under any restraint.

A.E. Mitchell, Milford Center O. C.W. George.

Sworn to before me and signed in my presence by said witnesses in open court this 30th day of Nov. 1929.

W.H. Husted Probate Judge.

Journal Entry:

Orders on Hearing Admons to Probate & Record. Probate Court, Union County, Ohio. Nov. 30 - 1929

To be it Remembered that hereofon to wit: on the 30th day of Nov. 1929, an instrument of writing.

Orders on Hearing Admons to Probate

11691

Widow of F. Scott Robinson

Widow of F. Scott Robinson

Widow of F. Scott Robinson

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purporting to be the Last Will and Testament of F. Scott Robinson, late of Darby Township in this County, deceased, was produced in open Court and offered for probate and was then filed.

And it was 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. E. Mitchell and C. W. George, 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 F. Scott 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 Harrison E. Robinson pay the costs \$9⁰⁰

W. T. Husted, Probate Judge

Will

Will

In the name of the Everlasting Father of all;

I, F. Scott Robinson, do make this my last and only Will.

That

It is my will my just debts and all charges be paid out of my estate.

Item 1.

I bequeath to my wife, my farm containing 105 acres, situated in Darby Twp. and all my personal property to her as long as she remains my widow.

Item 2.

11691 after the death of my widow the farm of 105 acres and personal property is to be divided between my two sons Harrison E. and Roy Robinson. equal of which I have advanced fifty five hundred dollars to my son Roy Robinson, which is to be deducted out of his share of the estate without the payment of any interest on same.

will

Item 3-

I do hereby nominate and appoint my son Harrison E. Robinson my executor of this my last Will and estate without Bonds.

L. Scott Robinson.

witness

A. E. Mitchell

L. N. George

Oct. 8. 1929

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Dec. 5
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Dec. 5-
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In the matter of the Will and Testament of
Mack Evans, Deceased.
Application for Probate of Will,
Probate Court, Union County, Ohio,

To the Probate Court of said County:
Your petitioner respectfully represents that Mack
Evans late a resident of the Township of Paris
in said County, died on or about the 29th day of
November, 1929, leaving an instrument in writing
herein produced, purporting to be his last Will and Testament:

That the said Mack Evans died leaving as widow
and the following named persons, his only next of kin, to-wit:
Mrs. Martha Robbins daughter Chicago, Ill.
Howard Evans son Mansville, Ohio.
Mrs. Ruth Horner daughter Newport, Ky.

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
Howard Evans, Petitioner.

The State of Ohio, Union County,
The above named Howard Evans being first duly
known says that the facts, stated and allegations
in the foregoing application contained, are true,
as he truly believes.
Howard Evans.

Known to inform me, and signed in my presence this 5th
day of December, 1929
W. W. Hueter, Probate Judge

We the undersigned next of kin of the within
named decedent, hereby waive further notice
& consent to the probate of said Will
Dated this 5th day of Dec. 1929.
Howard Evans, Ruth Horner, Martha Robbins,

Probate Court, Union County, O. Dec. 5th 1929
Filing of Will and Order for Hearing
This day an instrument of writing purporting
to be the last Will of Mack Evans, 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 will be for hearing before this Court on the 5th day of Dec. 1929, at 2 P.M. and that due notice thereof be given prior to said hearing to the next of kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge

Testimony of Witnesses to Will

Probate Court, Union County, Ohio.

The State of Ohio, Union County.

Personally appeared in open Court, Howard Evans, 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 Mack Evans, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 27th day of Oct. 1929, purporting to be the Last Will and Testament of Mack 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 Mack Evans at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

A. H. Kalleprath.

Richard W. Allister, Mansville, Ohio

Done, to before me, and signed in my presence, by said witnesses in open Court, this 5th day of Dec. 1929.

W. H. Husted, Probate Judge

Journal Entry: Orders On Hearing; Admission to Probate & Record.

Probate Court, Union County, Ohio.

Dec. 5th 1929.

Be it Remembered, that heretofore, to-wit, on the 5th day of Dec. 1929, an instrument of writing, purporting to be the Last Will and Testament of Mack Evans, late of Paris Township, in this County, deceased, was produced in open Court, and offered for probate & was then filed.

And it was 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 & 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 A. H. Kalleprath

Ans. Richard M^o Allister the subscribing witness 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 & Testament of said Mack Evans 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 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 Howard Evans pay costs pro

W. H. Busted, Probate Judge -

Will.

I Mack Evans being of sound mind and memory do make and publish this my last will and Testament hereby revoking all last Wills and Testament.

My will is that all my just debts and funeral expenses be first paid out of my estate as soon as convenient.

I want my son Howard Evans to have the use of the farm upon which we live on the Milford Center Road, Paris Tp., to control the same to the best interest for the heirs.

I give bequeath and will to my son Howard Evans the farm I own on the Milford road, upon this condition that he is to have one-half interest of the same, and that my two daughters Martha Robins and Ruth Horner have the other one-half between them, being 1/4 each. My son to have three years to pay of my daughters the amount due them from the amount appraised by three disinterested freeholders. But he to have the right to pay off their shares at any time he has the means to pay them the money, or in any other way they can agree upon.

I want my farming implements to be sold

at public sale, and my debts paid out of the same,
I want a monument to be erected to not cost over
\$150.00 one hundred and fifty dollars.

I give Howard my son, the automobile so his
absolutely.

I want my cows and horses to be sold with
the farm implements with the hogs

I want the personal property to pay off all my
indebtedness, funeral expenses, and monument,
if there is not enough to pay same then each of
my children to pay their proportion off of the land,
and whatever is left from the sale after all debts
are paid to be divided among my children
equally.

I nominate and appoint my son, Howard
Evans, executor of this my last Will, and
testament. I do not require him to give a
bond for the same, and request the Court not
to require same.

In witness whereof I have hereunto subscribed
my name, to this my last Will, and testament
this 27 day of October 1929.

Mac Evans

Signed by Mac Evans as his last Will and
testament this 27-day of October 1929, in our
presence

A. B. Kallefrath
Richard M. Allister

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In the matter of The Will of Charles E. Blain, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Charles E. Blain late a resident of the village of Marysville in said County died on or about the 2nd day of Dec. 1929 leaving an instrument in writing herewith produced purporting to be his last Will, and Testament.

That the said Charles E. Blain died leaving Mary M. Blain his widow who resides at Marysville, and the following named persons his only next of kin to-wit:
Ethel Campbell daughter Ada, Ohio.
Miriam Richy daughter 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 resident in this State may be notified according to law of the pendency of said proceedings.

Mary M. Blain Petitioner

The State of Ohio, Union County.

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

Mary M. Blain

known to before me, and signed in my presence, this 7th day of Dec. 1929.

W. H. Husted Probate Judge

And the undersigned next of kin of the within named decedent hereby waive further notice, and consent to the probate of said Will.

Dated this 7th day of Dec. 1929.

Ethel E. Campbell

Miriam Richy

Probate Court, Union County, O. Dec. 7-1929.

Filing of Will & Order for Hearing

Filing of

This day an instrument of writing purporting to be the last Will of Charles E. Blain late of Marysville, in this County, deceased, was produced in open Court, an application made for Probate.

It is now ordered, that the said Will, be filed in this Court, and that said application will be for hearing before this Court, on the 9th day

11699 of Dec. 1929, at 2 o'clock P.M. and that due notice thereof be given 3 days prior to said hearing, to the widow and next of kin of the testator, resident of the State of Ohio
W.H. Husted.

Probate Judge

Testimony of Witness to Will.

Probate Court, Union County, Ohio.

No. 11699

Testimony of Witnesses to Will

The State of Ohio Union County

Personally appeared in open court E. H. Porter 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 Charles E. Blain deceased, depose and say: That he was present at the execution of the instrument of writing now before him bearing date the 5th day of February A.D. 1923, purporting to be the last will and testament of Charles E. Blain 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 Charles E. Blain at the time of executing the same, was of full age, and of sound mind, and memory, and not under any restraint.
E. H. Porter. Marysville, Ohio.

Sworn to before me, and signed in my presence by said witnesses in open court, this 9th day of Dec. 1929
W.H. Husted, Probate Judge.

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

Proof of Signature of Witness to Will

Personally appeared, in open court, Carrie W. Hornbush, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth in the matter of the will of Charles E. Blain, deceased, depose and say: that Agnes D. Porter whose name appears as one of the subscribing witnesses to the last will and testament of Charles E. Blain, deceased, hereunto annexed, has, since the date of said will, Feb. 5, 1923, died that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Agnes D. 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.
Carrie W. Hornbush.

Clara B. Husted.

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Shown to before me and signed in my presence in open court this 9-day of Dec. 1929

W. Husted, Probate Judge

Journal Entry:

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Admitting to Probate R. Record.

Probate Court, Union County, O. Dec. 9-1929

Probate R. Record.

Be it Remembered that heretofore to-wit on the 7-day of Dec. A. D. 1929 an instrument of writing purporting to be the last will and testament of Charles E. Blair, 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.

And it further appearing to the court that Agnes D. Porter one of the subscribing witnesses to said will is deceased.

Whereupon Carrie H. Hornbush and Clara B. Husted appeared in open court and were duly sworn and examined according to law touching the genuineness of the signature of said Agnes D. Porter attached to said will. Whereupon this day came E. H. Porter the other subscribing witness 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 Charles E. Blair, 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 Mary M. Blair pay costs taxed at \$5=.

W. H. Husted

Probate Judge

11699

Last Will ^{and} Testament,

I, Charles E. Blain, of the Village of Marysville, Ohio, do make ~~make~~ and publish this my Last Will and Testament.

First:

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

Second:

Will

I give, devise and bequeath to my beloved wife, Mary Matilda Blain, all my property of whatsoever nature, be the same real, personal, or mixed, for her use and enjoyment, for and during her natural life. She ~~honor~~ to use so much of the principal thereof as to her, in her own best judgment, may seem best, with full power to sell any or all of my real estate, and good deeds to execute, acknowledge, and deliver in fee-simple and without the intervention of any Court.

Third:

It is my Will, that at the death of my said wife, all of my said property, or so much thereof as may remain, shall go to my two beloved children, Ethel Edna Campbell, and Mary Miriam Blain, to be their^s in equal shares. ~~share~~ ^{and} share alike, absolutely and in fee-simple.

I do hereby nominate ^{and} appoint my said wife Mary Matilda Blain, Executor, of this my Last Will ^{and} Testament, and to serve without bonds.

I hereby revoke all former Wills by me made.

In Testimony whereof I hereunto subscribe my name at Marysville, Ohio, this 5th day of February, A. D. 1923.
Charles E. Blain

The foregoing instrument was signed at the end thereof by the said Charles E. Blain in our presence and we heard him acknowledge the same to be his Last Will ^{and} Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at Marysville, Ohio, this 5th day of February, A. D. 1923.

E. H. Porter, resides at Marysville, Union County, Ohio
Agnus D. Porter resides at Marysville, Union County, Ohio

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Dec. 10-

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Dec. 10-
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In the matter of the Will of Reuben Poling, Deceased,
Application for Probate of Will,
Probate Court, Union County, Ohio,
To the Probate Court of said County:

Your petitioner respectfully represents, that Reuben Poling late a resident of the Township of Allen in said County died on or about the 27 day of November, A.D. 1929 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Reuben Poling died leaving as widow
the following named persons his only next of kin:
Laurence F. Poling son
Jerome F. Poling son
Eva M. Poling daughter, Mansfield, Ohio.
Clairibel Poling daughter Mansfield, 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 resident in this State, may be notified according to law of the pendency of said proceedings.

Jerome F. Poling
Petitioner.

The State of Ohio, Union County.

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

Jerome F. Poling

Waiver of notice and Consent to Probate.

Probate Court, Union County, Ohio.

We, the undersigned next of kin of Reuben Poling deceased, late of Allen Township, Union County, Ohio, resident of said State, do each of us hereby waive the issuing and service of notice, and voluntarily enter our appearance herein.

And we do hereby consent to the Probate of the Will of said decedent, according to the prayer of the application filed in said Court.

December, 10-1929

Jerome F. Poling
Laurence F. Poling
Eva M. Poling
Clairibel Poling

Testimony of Witnesses to Will

Probate Court, Union County, Ohio.

The State of Ohio, Union County.

Personally appeared, in open court, M.C. Gony, and Alona Gony, 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 Reuben Poling deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 20-day of April, A.D. 1926, purporting to be the Last Will and Testament of Reuben 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 Reuben Poling at the time of executing the same was of full age and of sound mind and memory, and not under any restraint.

M.C. Gony north Lenoisburg, O.

Alona Gony north Lenoisburg, O.

Sworn to before me, and signed in my presence, by said witnesses in open court, this 10-day of December, 1929.

W. H. Husted, Probate Judge

Journal Entry: Orders. On Hearing, Admission to Probate & Record.

Probate Court, Union County, Ohio.

December, 10- 1929.

Be it Remembered, that heretofore, to-wit, on the 10-day of December, 1929, an instrument of writing purporting to be the Last Will and Testament, of Reuben Poling 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 given to the next of kin of the testator, resident of the State of Ohio, pursuant to former order of this Court.

Whereupon, on this day came, M.C. Gony and Alona Gony 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
Reuben Poling 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
in this Court.

It is further ordered that the executors pay costs \$5⁵⁰

W. H. Husted, Probate Judge

Last Will and Testament

I Reuben Poling of Township of Allen County of Union
and State of 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
& declare this to be my last Will and Testament
hereby revoking any and all former Wills and codicils
whatsomever 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 by devise to my two daughters
Eva M. Poling and Claribel Poling my farm on which I
now reside, consisting of 58 $\frac{1}{4}$ acres in Allen Township,
Union County, Ohio jointly and in fee. Said farm
being estimated at the sum of \$3000⁰⁰

Third:

I give, bequeath and devise to my two sons, Laurence
F. Poling and Jerome F. Poling the sum of Fifteen Hundred
Dollars (\$1500⁰⁰) each to be paid to them by my executors
at the earliest time convenient after my decease.

Fourth:

I give and bequeath to my said daughters Eva
M. Poling and Claribel Poling all my household
and kitchen furniture to be divided between them share
& share alike in such way and manner as they
can both mutually agree.

Fifth:

It is my Will that all the balance of money,

property or chattels of whatsoever nature or kind which I may own or have the right to dispose of at my decease be divided equally between my said four children Laurence F. Poling, Jerome F. Poling, Claribel Poling and Ezra M. Poling or their legal representatives in equal proportions share and share alike.

I nominate and appoint my two children Laurence F. Poling and Claribel Poling to be the executors of this my last will and Testament, and request that they be not required to give Bond, as such.

In Witness whereof I have hereunto set my hand, this 20-day of April in the year one thousand nine hundred and twenty-six

Reuben Poling.

Signed, published and acknowledged by the said Reuben Poling 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.

M.C. Gorny residing at North Lenoxy Ohio.
Alona Gorny residing at North Lenoxy Ohio.

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In the matter of the Estate of James F. Moore, Deceased,
Application for Transfer and Record of
Real Estate Devised
Probate Court, Union County, Ohio
No. 9854.

Now comes Carrie Moore, and represents to the Court that by the terms of the last Will and Testament of James F. Moore, deceased, late of said County, which will was duly admitted to probate on the 1st day of May 1927, and recorded in Vol. P, Pg. 126, of the Will records of said Union County, certain real estate was devised to

The following is a description of said real estate such as is contained in the Will, to-wit:

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

Beginning at an iron stake in the center of a public road and in the south line of a fifty acre tract owned by James F. Moore; thence in an easterly direction North $83^{\circ} 50'$ East 86.57 rods to the S.E. corner of said fifty acre tract; thence in a southerly direction S. $3^{\circ} 2'$ W. 44.18 rods to an iron stake in the west line of David Cahill's (deceased) land; thence in a westerly direction S. 86.35' W. 86.87 rods to an iron stake in the center of a public road; thence with the center of said road in a northerly direction N. $4^{\circ} 45'$ E. 40 rods to the place of beginning, containing 22.50 acres more or less

Also the following, situated in the County of Union, in the Township of Blair Twp. and State of Ohio, part of Virginia Military Survey, No. 7869 and being part of Lot No. 1, of the division of said survey into Lots

Beginning at a Lynn and Beach in the Lawrence Treaty Line, North east corner of Survey No. 12542 and with west corner of said survey No. 7869, thence with said treaty line N. $80^{\circ} 20'$ East 142.50 poles to a stake and stone, the N.W. corner of a fifty two acre lot formerly owned by Andrew McKel; thence with the west line of said lot, S. $1^{\circ} 2'$ W. 56 poles to a stake and stone in said line; thence S. $80^{\circ} 20'$ W. 144 poles to a stake and stone in the east line of James Hoover land; thence with said Hoover line N. $1^{\circ} 30'$ E. 56 poles to the beginning, containing 50 acres.

Tract No. 3.

Situated in the County of Union, in the State of Ohio,
in the Township of Blairtown.

Being the undivided one-half interest,

V. M. Surry, No. 7869 bounded, and described as follows:

Beginning at a stone at the north west corner of a
tract of land formerly owned by Joanna Hayes and in the
South line of a fifty (50) acre tract of land owned by James F.
Moore; thence with the South line of said tract in an easterly
direction North $84^{\circ} 20'$ East 38.2 rods to an iron stake
in the center of a public road; thence with the center of said
road in a southerly direction S. $5^{\circ} 30'$ W. 40 rods to an
iron stake at the S. W. corner of a 22.5 acre tract of land
owned by James F. Moore; thence with the South line of said
tract in an easterly direction N. $87^{\circ} 20'$ E. 86.87 rods to an
iron stake at the S. E. corner of said 22.5 acre tract; thence
in a southerly direction S. $40^{\circ} 5'$ W. $23\frac{1}{3}$ rods to an iron
stake in the West line of Martha Stevenson land; thence
in a westerly direction N. $88^{\circ} 35'$ W. 123.7 rods to a stone
at the S. E. corner of C. D. Stickley's land; thence in a northerly
direction N. $4^{\circ} 45'$ E. 52.09 rods to the place of beginning
containing twenty three and one half acres more or less.

Item No. 2.

By the Will of James F. Moore reads as follows:

"I give, devise and bequeath to my beloved wife
Carrie Moore, all the residue of my estate both
real and personal."

Your petitioners represent 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 to the County Auditor
directing the transfer of said Will have been fully complied
with upon the part of said devisee.

Wherefore, he prays for an order to the County
Auditor directing the transfer of said real estate
upon the tax duplicate to Carrie Moore name, and
for a certificate to the County Recorder as
provided by law.

Carrie Moore.

The State of Ohio, Union County.

Carrie Moore, being first duly sworn, says that
the facts stated in the foregoing application are true
as she truly believes.

Carrie Moore.

known to before me, and subscribed in my presence this
7th day of Dec. 1929.

W. W. Husted, Probate Judge.

Probate Court Union County O. Dec. 7-1929.
Authority to Transfer, and
Record Real Estate Devised.

This day Carrie Moore came 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 James F. Moore, dec'd, 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 Carrie Moore.

description in application.

And it appearing to the satisfaction of the Court that
the terms of said Will have been complied with on the part
of said devisee herebefore named, it is ordered that said
real estate be transferred upon the Duplicate of the
County to the name of Carrie Moore, and that a
Certificate of this order issue to said Auditor and Recorder
as required by law.

W. W. Husted.

Probate Judge

Journal 42. Pg 401

11714
Dec. 26-
1929

In the matter of The Will of Millard C. Bonnett, deceased
Application for Probate of Will.

Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Millard C. Bonnett late a resident of the Township of Taylor in said County, died on or about the 20th day of Dec. A. D. 1929, leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Millard C. Bonnett, died leaving Lydia A. Bonnett, his widow who resides at Taylor Tp. and the following named persons, his only next of kin, to wit:
Lydia A. Bonnett, widow 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, resident in this State may be notified according to law of the pendency of said proceeding.

Lydia A. Bonnette Petitioner

The State of Ohio, Union County.

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

Lydia A. Bonnette

Known to inform me, and signed in my presence, this 26th day of Dec. 1929.

W. T. Husted Probate Judge

Probate Court, Union County, O. Dec. 26-1929.

Filing of Will, an Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Millard C. Bonnett, late of Taylor 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 will be for hearing before this Court on the 27th day of Dec. 1929, at one o'clock p. m. all next of kin being in Court.

W. T. Husted, Probate Judge

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio

No. 11714

Testimony of Witnesses

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Personally appeared in open court Mary E. Blaine and M. L. Brown 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 Willard C. Bonnett, deceased. depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 1-day of Nov. A. D. 1929, purporting to be the Last Will and Testament of Willard C. Bonnett, 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 Willard C. Bonnett, at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Name Mary E. Blaine, Mansville, Ohio.
M. L. Brown, " "

Brown to before me, and signed in my presence by said witnesses in open court. This 27th day of Dec. 1929.
W. H. Husted Probate Judge

Orders on Hearing admission to Probate an Record

Journal Entry:

Orders, On Hearing, admission to Probate an Record Probate Court, Union County, Ohio Dec. 27- 1929.

Probate an Record

Be it Remembered that heretofore, to wit on the 26-day of Dec. 1929, an instrument of writing, purporting to be the Last Will and Testament of Willard C. Bonnett, 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 former order of this Court,

Thereupon on this day came M. L. Brown and Mary E. Blaine the subscribing witnesses to said Will, who being duly sworn, testified as to the execution of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will

11714

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Millard C. Bennett 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 E. R. Hamner pay costs \$7.00

W. H. Busted, Probate Judge

Last Will and Testament

Will

I, Millard C. Bennett, 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 niece, Ethel Johnson, now of Marion, Ohio, the sum of five hundred Dollars (\$500.00) in recognition of her many acts of kindness toward myself and wife the same to be hers absolutely the same not to be paid however until the death of my wife.

Third:

all the rest and residue of my estate, be the same real, personal or mixed, and wherever situated, I give, devise and bequeath to my beloved wife, Lydia A. Bennett, to be hers absolutely and in fee simple. Real estate now owned by me consists of an undivided one-half interest in 66³/₄ acres of land situated in said Taylor Township, Union County, Ohio.

The other undivided one-half interest in said 66³/₄ acre tract belongs to my said wife, Lydia A. Bennett.

I do hereby nominate and appoint Lydia A. Bennett, my said wife, executrix.

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11714 of this my Last Will and to perform without Bond,
 I hereby revoke all other Wills by me heretofore made,
 For Testimony whereof I hereunto subscribe my name
 at Mansville, this 1st day of November, 1927.
 Willard C. Bonnett.

Will The foregoing instrument was signed at the end
 thereof by the said Willard C. Bonnett 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
 own names as attesting witnesses, at Mansville, Ohio,
 this 1st day of November, A. D. 1927.
 May E. Blinn resides at Mansville, Ohio
 M. R. Bonn resides at Mansville Ohio.

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Dec. 12th
1929

In the matter of the will of George W. Martin, 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 George W. Martin late a resident of the Peoria, Liberty Twp. in said County, died on or about the 6th day of Dec. A.D. 1929 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said George W. Martin died leaving Ellen Martin his widow who resides at Peoria, Ohio.

And the following named persons his only next of kin to-wit:

Three grandchildren, addresses unknown; Last known, out of the State.

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 this State may be notified according to law of the pendency of said proceedings.

L. H. Collins, Petitioner

The State of Ohio, Union County,

I, the above named L. H. Collins being first duly sworn, say that the facts stated and allegations in the foregoing application contained are true as he verily believes.

L. H. Collins

Known to before me and signed in my presence this 12th day of Dec. 1929. *[Signature]* Notarized Probate Judge

I, the undersigned widow of the herein named decedent, hereby raise further notice & consent to the probate of said Will.

Dated this 12th of Dec. 1929.

Ellen ^{her} Martin

mark

Probate Court, Union County, Ohio

Dec. 12th 1929

Filing of Will & Order for Hearing

This day an instrument of writing purporting to be the last Will of George W. Martin late of Peoria 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

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That said application will be for hearing before the Court on the 30th day of Dec. 1929 at 1 P.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W. H. Huasted, Probate Judge

Testimony of Witnesses

Testimony of Witnesses to Will, Probate Court, Union County, Ohio, no. 11706

The State of Ohio, Union County.

Personally appeared in open Court, Virgin Montgomery and Howard Longshore, 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. Martin deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 9th day of Nov. 1929, purporting to be the Last Will and Testament of George W. Martin 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 Mr. L. H. Hill; and that said George W. Martin at the time of executing the same was of full age, and of sound mind, and memory, and not under any restraint.

Virgin Montgomery
Howard Longshore

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 30th day of Dec. 1929.

W. H. Huasted

Probate Judge

Orders on Journal Entry

Hearing

Orders on Hearing, Admission to Probate Record, Probate Court, Union County, Ohio

Dec. 30 - 1929

Be it Remembered, That heretofore, to-wit, on the 17th day of Dec. 1929, an instrument of writing, purporting to be the Last Will and Testament of George W. Martin 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

11706

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 resident of the State of Ohio pursuant to a former order of this Court.

Will
entry

Whereupon on this day came Virginia Montgomery and Howard Longshore 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 & Testament of said George W. Martin 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 C. B. Collins pay the costs \$ 84⁰⁰

W. W. Husted, Probate Judge.

Will

Will

Perma. Ohio, Nov. 9th 1929

To whom it may concern it is my Will that Mrs Ellen Sanderson is to have all of my property including every thing I have as she is my intended wife

Signed George W. Martin

witnessed by

Blascho Longshore.

Howard Longshore.

Virginia Montgomery.

Howard Montgomery.

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Dec. 28-
1929.

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Dec. 23-
1929.

In the matter of the will of James S. Baldwin, Deceased.

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

To the Probate Court of said County:

Your petitioner respectfully represents that James S. Baldwin late a resident of the Township of Taylor in said County, died on or about the 16 day of Nov. A. D. 1929 leaving an instrument in writing, herewith produced, purporting to be his last will and Testament:

That the said James S. Baldwin, died leaving Mirna S. Baldwin his widow who resides at Taylor Twp. and the following named persons his only next of kin to-wit:

Mirna S. Baldwin, widow, Mansville, Ohio #4.

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.

Mirna S. Baldwin Petitioner.

The State of Ohio, Union County:

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

Mirna S. Baldwin

Known to before, Mrs. [unclear] signed in my presence this 23-day of Dec. 1929. W. W. Husted, Probate Judge-

Probate Court Union County O. Dec. 23-1929

Filing of Will and Order for Hearing

Filing of Will

This day an instrument of writing purporting to be the last will of James S. Baldwin late of Taylor Twp. 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 will be for hearing before this Court on the 28 day of Dec. 1929, at 10. A. M. that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator, resident of the State of Ohio.

W. W. Husted, Probate Judge-

11712

Testimony of witnesses to Will.
Probate Court Union County, Ohio
No. 11712.

The State of Ohio, Union County.

Testimony
of
witnesses

Personally appeared in open court, C. C. Durron
and, N. E. Dondura, 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 James F. Baldwin, deceased, depose and say: That they
were present at the execution of the instrument of writing
now before them bearing date the 17 day of July, A. D. 1929, purporting
to be the Last Will & Testament of James F. Baldwin,
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 F. Baldwin at the time of executing the same,
was of full age, and of sound mind & memory, and
not under any restraint.

N. E. Dondura

C. C. Durron, Marquette, O.

Sworn to before me, and signed in my presence
by said witnesses in open court, this 27 day of Dec, 1929.
W. H. Husted, Probate Judge

on hearing
admission
to

Journal Entry: Orders. On Hearing, Admission to Probate & Record.
Probate Court, Union County, Ohio.
Dec. 28, 1929

Probate
an
Record

Be it Remembered, that heretofore, to wit, on the 23 day
of Dec. 1929, an instrument of writing purporting
to be the Last Will & Testament of James F. Baldwin
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
of the application to admit the same to probate & 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, N. E. Dondura,
& C. C. Durron, 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

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instrument of writing, is the Last Will and Testament of said James S. 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 ordered by the Court, 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 E.C. Reed, pay the costs \$8⁰⁰
W.H. Knated, Probate Judge

Will

Last Will and Testament

I, James S. Baldwin 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 wife, Maria S. Baldwin all my property of whatsoever nature, be the same real, personal, or mixed, including all the household furniture, books, pictures, and all other household effects which shall be in and about my residence at the time of my decease, for her use and enjoyment for and during her natural life. She however, to have the absolute right to use any part or all of my estate, or to sell all or any part thereof, without the intervention of any court, at her own discretion and use the proceeds thereof as to her seems best.

I in the event that anything remains of my estate at the death of my said wife, then in that event,

3rd I give and Bequeath to the American Baptist Foreign Mission Society, Rev. P.H. G. Loring, Home Secretary # 276 Fifth Avenue, New York City the sum of Five Hundred Dollars.

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11712 Society, Charles L. White, D. D. Executive Secretary 23 East 26-street New York City, the sum of Five Hundred Dollars

5th

I give and bequeath to Alvera E. Smith, Chester D. Smith, Troy S. Simpson, Winfred S. Hansen, (of the State of Washington) Children of Loren K. Smith, each the sum of Five Hundred Dollars, providing always, that each is living at the time of my wife's decease. If not then their share of the deceased, legatee, herein named shall go to the survivor named in this item in equal shares, share and share alike.

Will

(Loren R. Baedwin
to Frank L. Baedwin

6th I give and bequeath

Alta S. Stearns, May S. Hart, Deane L. Hart, Myrtle Porter, (providing they are living at the death of my said wife) each the sum of Five Hundred Dollars

In case one or more of said legatees herein are deceased, then their individual share is herein given and bequeathed to the residuary legatee herein after named.

7th

I give and bequeath to the Broadway Baptist Church of the village of Broadway Union County, Ohio, the sum of Three Hundred Dollars, to be used by the Trustees thereof for the benefit of the said Church, as to them seems best.

8th I give and bequeath to the Kings Daughters of Mansfield, Ohio, for the Kings Daughters Hospital to be used, as, as they deem best, the sum of Five Hundred Dollars.

9th

It is my wish, will and desire that my friend Rev. N. Long (if living) shall preach my funeral sermon, and that he shall receive One Hundred Dollars

10th

It is further my will that all the rest ^{and} residua of my estate of whatsoever nature ^{and} whereever situated, be the same real, personal, or

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mixed, shall at the death of my said wife, be paid to
and the same is hereby given and bequeathed
to the Woman's American Baptist Home Mission Society;
to belong to it absolutely and in fee simple
Mrs Mary E. Bloomer Treasurer, 276 Fifth Avenue
New York City

I do hereby nominate and appoint E. C. Reed Executor
of this my last Will and Testament.

I hereby revoke all other Wills by me heretofore made.

Will

In Testimony Whereof, I hereto subscribe my name
at Broadway this 17. day of July, in the year of our
Lord One Thousand Nine Hundred and twenty-nine.

James S. Baldwin

The foregoing instrument was signed at the end
thereof by the said James S. Baldwin in our presence
& we heard him acknowledge the same, as his
last Will and Testament, and at his request and in
his presence, we hereto respectively subscribe our
names as attesting witnesses, at Broadway, this 17. day of
July, A. D. 1929

C. C. Duran resides at Mansfield, Ohio.

H. E. Dandrea resides at Mansfield, Ohio.

11721
Jan. 2,
1930.

In the matter of the estate the Will of
Margaret P. Scheiderer, Deceased,
Application for Probate of Will.
To the Probate Court of of Probate Court, Union County Ohio
said County:

Your petitioner respectfully represents that Margaret P. Scheiderer
late a resident of the Township of Dady in said County,
died on or about the 5-day of August A.D. 1929 leaving
an instrument in writing, herewith produced, purporting to be
her last Will and Testament.

That the said Margaret P. Scheiderer died leaving no
widow and the following named persons her only next
of kin to wit:

- Louise E. Rausch. daughter. Mansfield, Ohio.
- Blasch of B. Blumenschein " " "
- Otto J. Scheiderer son " "
- Opimia A. S. Rausch daughter " "

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
resident in this State may be notified according
to law of the pendency of said proceedings.

Louise E. Rausch, Petitioner.

Ordn

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

Louise E. Rausch.

Sworn to before me and signed in my presence
this 2-day of Jan'y, 1930.

Wm. Husted, Probate Judge

Witness

We the undersigned next of kin hereby waive further
notice & consent to the probate of said Will.

- Otto John Scheiderer
- Opimia A. S. Rausch.
- Blasch Blumenschein

Filing

Probate Court, Union County, O. Jan. 2 - 1930.
Filing of Will and Order for Hearing

This day an instrument of writing, purporting
to be the last Will of Margaret P. Scheiderer late of
Dady Township in this County, deceased, was
produced in open Court and application made
for Probate. It is now ordered that

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11721 the said will be filed in this Court, and that said application will be for hearing before this Court on the 6th day of Jan. 1930 at 10 A.M. and that due notice thereof be given 5 days prior to said hearing to the next of kin of the testator, resident of the State of Ohio.

W. Husted, Probate Judge

Testimony of Witnesses to Will

Testimony of Witnesses to Will

Probate Court Union County, Ohio

vs. 11721

The State of Ohio, Union County

Personally appeared in open Court, Adele M. Kayay and Jeanne Cherry 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 P. Scheiderer, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 4th day of February 1928 purporting to be the Last Will and Testament of Margaret P. Scheiderer deceased; that they respectively subscribed their names 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 Margaret P. Scheiderer at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Adele M. Kayay, Mansville, Ohio.

Jeanne Cherry, Mansville, Ohio.

Sworn to before me and signed in my presence by said witnesses in open Court, this 6th day of Jan. 1930.

W. Husted, Probate Judge

Orders on Hearing

Journal Entry: Order on Hearing, Admissions to Probate & Record, Probate Court Union County, Ohio, Jan. 6 - 1930.

Be it Remembered: That hereofore, to-wit, on the 2nd day of January, 1930, an instrument of writing purporting to be the Last Will & Testament of Margaret P. Scheiderer, late of Dutch 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

11721

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 Adele M. Kagay and Jennie Cherry, 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 P. Scheider, 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 Executors pay the costs \$5.00

W. H. Busted, Probate Judge

Will

Last Will and Testament.

I, Margaret P. Scheider, of the Township of Dasher, 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 grandchild Lawrence F. C. Rausch, the sum of One Hundred Dollars (\$100.00)

Third:

I give, devise and bequeath to my grandchild Mary Margaretha Scheider the sum of One Hundred Dollars. (\$100.00)

Fourth:

All the rest and residue of my estate

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11721 both real, and personal. I give, devise and bequeath to my four children in equal shares, to-wit: Loris Rausch, Clara Blumenschein, Otto Scheiderer, Minnie Rausch.

Will I give, devise and bequeath said estate both real and personal to the said Loris Rausch, Clara Blumenschein, Otto Scheiderer and Minnie Rausch, in fee simple and to their heirs and assigns forever.

Fifth:

It is my Will that my Executors hereinafter named be not required to furnish an appraisement and inventory of my estate and that no bond be required of them in the administration of my said estate.

I do hereby nominate and appoint Otto Scheiderer and William W. Rausch, the 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 Mansfield, Ohio, this 4th day of February, 1928.

Mrs. Margaret P. Scheiderer

The foregoing instrument was signed at the end thereof, by the said Margaret P. Scheiderer, in our presence, and we heard her acknowledge the same as her Last Will & Testament, and, at her request and in her presence, we hereunto respectively subscribe our names, as attesting witnesses, at Mansfield, Ohio, this 4th day of February, 1928.

Adelle M. Kayser, resides at Mansfield, Ohio.
Jeanie Christy, resides at Mansfield, Ohio.

11727
Jan. 6.
1930.

In the matter of the Last Will and Testament
of Andrew J. Jenkins, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Andrew J. Jenkins
late a resident of the Village of Marysville in said
County died on or about the 31-day of Dec. 1929,
leaving an instrument in writing, herewith produced,
purporting to be his last Will and Testament.

That the said Andrew J. Jenkins died leaving no
widow. The following named persons his only next
of kin to wit:

Application

- | | | |
|-----------------|----------|------------------|
| Ray E. Jenkins | son. | Columbus, Ohio |
| Ivolum Skillman | daughter | Marysville, Ohio |
| Nellie Golden | " | 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
resident in this State may be notified according
to law of the pendency of said proceedings.
Ivolum Skillman, Petitioner.

The State of Ohio, Union County,

Order

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

Ivolum Skillman

Sworn to before me, and signed in my presence
this 6th day of Jan. 1930

W. H. Husted, Probate Judge

Witness

Me the undersigned next of kin of the within named
decedent, hereby waive further notice & consent to the
probate of said Will.

Dated this 6-day of Jan. 1930.
Nellie Golden,

Probate Court, Union County, O. Jan. 6- 1930.

Filing

Filing of Will and Order for Hearing

This day an instrument of writing, purporting
to be the last Will of Andrew J. Jenkins late of
Marysville in this County, deceased, was produced
in open Court, and application made for Probate.

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It is now ordered, that the said Will be filed in this Court, and that said application will be for hearing before this Court on the 13th day of Jan. 1930, at 2 P.M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator, resident of the State of Ohio.

W. W. Husted, Probate Judge

waiver

Waiver of Notice & Consent to Probate
By: T. E. Jenkins, Columbus, Ohio

Dated Jan. 7th 1930.

Testimony of witnesses

Testimony of Witnesses to Will
Probate Court, Union County, Ohio.

The State of Ohio Union County.
Personally appeared in open Court A. H. Hallefrank, and Albert V. Pearce Jr. 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 Andrew J. Jenkins, deceased, depose and say: that they were present at the execution of the instrument of writing now before them having date the 9th day of Oct. A. D. 1924, purporting to be the Last Will and Testament of Andrew J. Jenkins, 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 Andrew J. Jenkins at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

A. H. Hallefrank, Marysville, Ohio
Albert V. Pearce, Marysville, Ohio

Sworn to before me, and signed in my presence by said witnesses in open Court, this 9th day of Jan. 1930.
W. W. Husted, Probate Judge

orders on hearing

Journal Entry: Orders On Hearing, Admission to Probate^d, Record, Probate Court, Union County, Ohio, Jan. 13th 1930.

Be it Remembered, That hereofore, to-wit, on the 6th day of Jan. 1930, an instrument of writing, purporting to be the Last Will and Testament of Andrew J. Jenkins late of Paris Township, in this County, deceased, was produced in open Court and offered for probate.

11727

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 this pursuant to former order of this Court.

This upon on this day came A. B. Kallebach and Albert W. Pease Jr. the subscribing witnesses to said Will who being duly sworn testified in to the execution and attestation of said Will; which testimony was reduced to writing by said witnesses respectively subscribed, and file with said Will.

Whereupon the court finds the aforesaid instrument of writing is the last Will and Testament of said Andrew J. Jenkins 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 Valdo Skillman pay costs \$70.

W. W. Knotted, Probate Judge.

Will

Will

I Andrew J. Jenkins being of sound mind and memory do make and publish this my last Will and Testament.

First:

It is my will that my just debts and all charges be paid out of my estate as soon as practicable after my decease.

Second:

I give will and devise to my Children Ira E. Jenkins Valdo Skillman and Nellie Golden or the heirs of their body all my real estate and personal property of whatsoever nature the same may be to them and assigns forever.

Third:

I do hereby nominate and appoint Louis Valdo Skillman executor of this my last Will and Testament.

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Will

I do not want my said executrix to give bond for the trust and confidence. I place in her to act as executrix and I ask the Courtth to demand none.

I hereby revoke and renounce all other last Wills and Testaments made by me heretofore.

In testimony whereof, I have hereunto set my hand and signature to this my last Will and Testament this 9 day of October 1924.

Andrew J. Jenkins.

Signed and acknowledged by said Andrew J. Jenkins as his last Will and Testament, in our presence and in the presence of each other.

A. B. Kallfrank.

Albert V. Pearce, Jr.

11707

Dec. 16- 1929.

In the matter of the Last Will and Testament of Melinda Cook, Deceased, Application for Probate of Will Probate Court, Union County, Ohio

To the Probate Court of said County: your petitioner respectfully represents, that Melinda Cook, late a resident of the Township of Liberty in said County, died on, or about the 7th day of Dec. 1929 leaving an instrument in writing, herewith produced, purporting to be her last Will, and Testament.

That the said Melinda Cook, died leaving no widow and the following named persons her only next of kin, to-wit:

Application

- | | | |
|----------------|-------------|-------------------|
| A. T. Cook | son. | Peoria, Ohio. |
| F. H. Cook | son. | Dayton Ohio. |
| Mary Casste | Y. daughter | Columbus Ohio. |
| Ronald Cook | Y. son. | Marysville, Ohio. |
| Charles Cook | Y. son. | " " |
| Sarah Cook | Y. daughter | " " |
| Harry Cook Jr. | Y. 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 resident in this State may be notified according to law of the pendency of said proceedings.

A. T. Cook Petitioner

11707

The State of Ohio, Union County.

The above named, A. T. Cook, being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true as he truly believes.

A. T. Cook

Sworn to before me, and signed in my presence, this 16 day of Dec. 1929. W. D. Husted, Probate Judge.

Filing of Will

Probate Court, Union County, O. Dec. 16-1929.

Filing of Will and order for hearing.

This day an instrument of writing, purporting to be the last Will of Melinda Cook, late of Liberty 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 will be for hearing before this Court on the 16 day of January, 1930, at 2 P.M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator, resident of the State of Ohio.

W. D. Husted, Probate Judge

waiver

Waiver of notice and Consent to Probate.

The State of Ohio Union County.

Probate Court

Will of Melinda Cook, deceased.

Mary Castle, Columbus, Ohio

Charles B. Cook, Marysville, Ohio

Sarah G. Cook, Marysville, Ohio

Ronald E. Cook, " " "

Harry C. Cook, Letta Cook, "mother" "

Legal notice

Legal notice.

To: Fred W. Cook, heir of Melinda Cook, deceased. You are hereby notified that the Will of Melinda Cook, late of Liberty Township, Union County, Ohio, has been filed in the Probate Court, Union County, Ohio.

That said application will be heard, January, 16th 1930, at 10. A.M.

W. D. Husted, Probate Judge.

Court

State of Ohio, Union County, ss.

Personally appeared, before me, Madrea Gordon and made solemn oath, that the notice, a copy of which is hereto attached was published for 1 week after January, 9-1930, in the Union County Journal, a newspaper of general circulation in County aforesaid.

Madrea Gordon

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Sheriff's Return

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11707 known to before me and signed in my presence this 22 day of January 1930.

B. B. Hammer

Printed fees \$1.75

notice

notice to next of kin. Probate Court, Union County, Ohio. No. 11707 Notice of Probate.

To the Sheriff of Montgomery County, Greeting: you are hereby commanded to notify Fred W. Cook, in this

The Patterson Tool Supply Company, Dayton, Ohio, that on the 16 day of Dec. 1929, an instrument of writing, purporting to be the last will and testament of Melinda Cook, 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 9 day of January, 1930, at ten A.M.

Witness my signature and the seal of said Court this 2nd day of Jan. 1930. W. W. Huat, Probate Judge.

Sheriff's Return

Sheriff's Return

The State of Ohio, Montgomery County. Received this writ 5 Jan. 1930, at 10 A.M. on Jan. 8-1930. I Return this writ without service, the said Fred W. Cook, not found in my county.

Robert M. Blank, Sheriff. By John Boyer, Deputy.

Sheriff fees Ser. f. Ret. 75 Malis 80 Total 80

Testimony of Witnesses

Testimony of Witnesses to Will Probate Court, Union County, Ohio. No. 11707

The State of Ohio, Union County. Personally appeared in open Court, J. J. Mc Lee, and Alpha O. Peelle, 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 Melinda Cook, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 10 day of Jan. 1929.

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... Court

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purporting to be the Last Will ^{and} Testament of writing now
 before them bearing date the 10. day of Jan. 1925. (purporting
 to be the Last Will and Testament of Melinda Cook, decd);
 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 acknowl-
 edge the same to be her Will; and that said Melinda Cook
 at the time of executing the same was of full age ^{and} of
 sound mind and memory and not under any
 restraint.

J. J. McKee, Bellefontaine, O.
 Daphna O. Peelle, Bellefontaine O.

Sworn to before me and signed in my presence
 by said witnesses in open Court this 31. day of
 Dec. 1929. ^{and} W. H. Husted, Probate Judge

Journal Entry:

Orders on
Hearing

Orders on Hearing, Admission to Probate ^{and} Record
 Probate Court, Union County, Ohio.
 Jan. 16 - 1930.

Be it Remembered that heretofore to wit: on the 16. day of
 Dec. 1929 an instrument of writing purporting to be the
 Last Will and Testament of Melinda Cook, 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
 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 J. J. McKee and
 Daphna O. Peelle 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 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
 Melinda Cook, 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 ^{and} of sound mind and memory
^{and} not under any restraint.

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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 A. T. Cook the Executor copy \$12.20

W. H. Husted, Probate Judge

Will

Last Will and Testament of Melinda Cook
I Melinda Cook of West Mansfield, Ohio being of full age 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.

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 daughter in law Elva Cook all of my set of China dishes.

Item 3.

I give and bequeath to my son Fred H. Cook the sum of Twenty-five Dollars.

Item 4.

All the rest and residue of my property of every kind and description I give devise and bequeath to my sons A. T. Cook, Harry S. Cook, and my daughter in law Elva Cook share and share alike to be theirs absolutely and in fee simple.

Item 5.

I hereby nominate and appoint my son A. T. Cook to be executor of this my last Will and Testament, hereby authorizing and empowering him as said executor to settle and adjust all debts and claims which may be presented against my estate, or may be due to my estate, and to sell at private or public sale, all such premises and upon such terms of credit, or otherwise as he may deem best, the whole or any part of my estate or personal property, to execute and acknowledge and deliver deeds and other proper instruments of conveyance thereof to the purchaser or purchasers.

11707

Will

In witness whereof I have hereunto set my hand at Bellefontaine, Ohio, this 10th day of January, 1925.
Melinda Cook.

Signed and acknowledged by the said Melinda Cook as and for her last will and testament in our presence and by us signed as witnesses in her presence at her request and in the presence of each other this 10th day of January, 1925.

Duljan O. Peelle.
J. J. Mc Gee.

11732
Jan. 13-
1930

In the matter of the Will of Mary P. Carr. Deceased.
Application for Probate of Will.
Probate Court Union County, Ohio.

To the Probate Court of said County:
your petitioner respectfully represents that Mary P. Carr late a resident of the village of Marysville in said County, died on or about the 8 day of Jan. A.D. 1930 leaving an instrument in writing hereunto produced purporting to be her last Will and Testament;

That the said Mary P. Carr died leaving no widow and the following named persons her only next of kin to wit:

H. Clifton Liggitt Grandson 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 resident in this State may be notified according to law of the pendency of said proceedings.
H. Clifton Liggitt
Petitioner

Oath

The State of Ohio Union County.
The above named H. Clifton Liggitt being first duly sworn says that the facts stated and allegations in the foregoing application are true as he verily believes.

H. Clifton Liggitt
Sworn to before me and signed in my presence.
this 13th day of Jan. 1930
W. H. Husted
Probate Judge

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Filing
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Probate Court, Union County, O. Jan. 13th 1930.

Filing of Will. and Order for Hearing.

Filing of Will

This day an instrument of writing, purporting to be the last Will of Mary P. Carr, late of Mansfield, 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 will be for hearing before this Court, on the 14th day of Jan. 1930. at 2 P.M. all must of kin bring in Court.

W.H. Husted, Probate Judge

Proof of

Proof of Signature of Witness to Will

Signature

Probate Court, Union County, Ohio,

Personally appeared in open Court, Carrie W. Hornback, and Clara B. Husted, 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 P. Carr deceased, depose and say: that John M. Brodrick, whose name appears as one of the subscribing witnesses to the Last Will and Testament of Mary P. Carr, deceased, hereto annexed, has, since the date of said Will, July 21- 1920, died; 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 M. Brodrick purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

Clara B. Husted
Carrie W. Hornback

Sworn to before me, and signed in my presence, in open Court, this 14th day of Jan., 1930.

W.H. Husted, Probate Judge

Testimony of Witnesses to Will

Testimony of Witnesses

Probate Court, Union County, Ohio,

no. 11732.

The State of Ohio, Union County,

Personally appeared in open Court, Addie Brodrick 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 Mary P. Carr, deceased, depose and say: that they were present at the execution of the instrument of writing now before them bearing the date July 21- 1920, purporting to be the Last Will and Testament of Mary P. Carr, deceased; that they respectively subscribed their names thereto

11732 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 P. Carr. at the time of executing the same, was of full age and of sound mind and memory and not under any restraint.

Adda Bowditch Southard.

Sworn to before me and signed in my presence by said witnesses in open Court this 14 day of Jan. 1930.

W. H. Husted, Probate Judge

Journal entry:

Admitting to Probate

Admitting to Probate and Record Probate Court Union County, O Jan. 14 - 1930 Admitting to Probate and Record.

Record

Be it Remembered that heretofore to wit: on the 13. day of Jan. 1930. an instrument of writing purporting to be the Last Will and Testament of Mary P. Carr. late of Mansfield Ohio 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 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 M. Bowditch one of the subscribing witnesses to said Will is deceased.

Thompson Clara B. Husted 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 John M. Bowditch attached to said Will. Thereupon this day came Adda Bowditch Southard the other subscribing witness and 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 P. Carr. deceased; that the same was duly executed, 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

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under any restraint.

It is therefore ordered by the Court 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 Wm. Wolgast adin. pay the costs \$ 50-

W. H. Husted Probate Judge

Will

Will.

I Mary P. Carr 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.

Item 1.

I give, devise and bequeath all my property of whatsoever kind to my husband Alfred C. Carr to have and to hold the same during his natural life.

Item 2.

After the death of my said husband, I give, devise and bequeath all of my said property to my grand son H. Clifton Liggitt, to have and to hold the same to him and to his heirs and assigns forever.

Item 3.

In the event that my said grand son should die without leaving heirs of his body and having title to any property which came to him under this Will, then I desire that such property pass to and vest in my nephew William H. Spear and his heirs and assigns forever. The object and purpose of this item is not to limit Item 2, in any way, but only to prevent a change in descent of my property from my own relations, if the contingency should arise.

Item 4

I do hereby nominate and appoint my said husband Alfred C. Carr, as executor of this my last Will and Testament; and I request that he be not required to give bond as such executor.

In Testimony whereof I have hereunto set my hand, this 21- day of July A. D. 1920.

Mary P. Carr

11732
will

Signed, published and declared by said Mary P. Carr,
as her Last Will and Testament, in our presence and
signed by us in her presence, this 21 day of July
A. D. 1920.

Adda Bondrick

J. M. Bondrick.

11735-
Jan. 17-
1930

In the matter of the Last Will and Testament of
John M. Miller, Deceased.
Application for Probate of Will
Probate Court, Union County, Ohio,

To the Probate Court of said County:

Your petitioner respectfully represents that John
M. Miller late of Tp. of Blairtown, in said County, died
more or about the 9 day of Dec. 1929, leaving an instrument
in writing, herewith produced, purporting to be his last
Will and Testament.

That the said John M. Miller died leaving
Lillie V. M. Miller his widow who resides at Blairtown
Tp. and the following named persons his only next
of kin, to wit:

Lillie V. M. Miller, widow and only heir, 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
resident in this State may be notified according
to law of the pendency of said proceedings.

James J. Maddox, Petitioner.

The State of Ohio, Union County.

Oath

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

James J. Maddox.

Sworn to before me and signed in my presence, this
17 day of Jan. 1930.

W. H. Kusted

Probate Judge.

Waiver

And the undersigned hereby waives further notice
and consent to the probate of said Will.

Dated this 17 day of Jan. 1930.

Lillie V. M. Miller.

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Filing

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Probate Court, Union County, O. Jan. 14 - 1930.

Filing of Will

This day an instrument of writing purporting to be the last Will of John McMillen late of Blaine Twp. 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 will be for hearing before this Court on the 17 day of Jan - 1930 at 2 P.M. and that due notice be given in Court.

W. H. Husted, Probate Judge

Testimony of Witnesses

Probate Court Union County, Ohio, No. 11735,

The State of Ohio, Union County,

Personally appeared in open Court F. LeRoy Allen, and Bent Callic 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 McMillen, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 9th day of Aug. A. D. 1929, purporting to be the Last Will and Testament of John McMillen 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 John McMillen at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

F. LeRoy Allen, Richwood Ohio
Bent Callic, Richwood Ohio

Sworn to before me, and signed in my presence this 17. day of Jan - 1930.

W. H. Husted, Probate Judge.

Orders Re Hearing

January Entry: Orders On Hearing Admission to Probate & Record Probate Court Union County, Ohio, Jan. 17 - 1930

Be it Remembered, That heretofore, to wit, on the 17 day of Jan. 1930, an instrument of writing purporting to be the Last Will and Testament of

11735

John M. Miller late of Blairtown Twp. 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 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 F. Le Roy Allen, and Bent Cahill 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 M. Miller 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 James J. Maddox, pay the costs \$10⁰⁰.

W. H. Husted, Probate Judge

Will

Last Will and Testament.

I, John M. Miller of the Township of Blairtown, County of Minn. 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.

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.

All the property real and personal of every kind and description, wheresoever situate,

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Will

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which I may own or have the right to dispose of at the time of my decease, I give, bequeath and devise to my wife Ellis V. McMillen absolutely and in fee simple.

Will

Item 3.

I make, nominate, and appoint James J. Maddy of Blaine Township Union County, Ohio, to be the Executor of this my last Will and Testament.

Dated at Richmond, Ohio, this 9th day of August A.D. 1929.

John McMillen

Signed by John McMillen and by him acknowledged to be his last Will and Testament, in our presence, sight and hearing, who at his request have hereunto subscribed our names as witnesses in his presence and in the presence of each other at Richmond, Ohio, this 9th day of August, A.D. 1929.

Bert Cahill

Residing at Richmond, Ohio.

J. LeRoy Allen

Residing at Richmond, Ohio.

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Jan. 16.
1931.

In the Matter of the Estate of Reuben Poling, Deceased.
Application for Transfer of Real Estate Devised
Probate Court, Union County, Ohio

now comes Era M. Poling and Claribel Poling and represents to the Court that by the terms of the last Will and Testament of Reuben Poling deceased late of said County, which Will was duly admitted to probate on the 10. day of Dec. 1929. and recorded in Vol. S. Pg. 437. of the Will Rec. of said Union Co. all the 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:

Situate in the State of Ohio, County of Union and Township of Allen, being part of Survey no. 2981 and bounded and described as follows:

Beginning at a Stone in the Newton Road, southeasterly corner of land sold to Jonas Poling; thence running N. 37° W. 232 poles to a stone; thence N. 57° E. 40 poles to a stone; thence S. 37° E. 233 poles to a stone in said Newton Road; thence S. 52° W. 40 poles to the place of beginning.

Containing 58.25 acres more or less.

Being the same premises conveyed by James Poling and Mary Poling his wife to Reuben Poling by deed dated Jan'y 2, 1869 and recorded in Union County, Deed Record no. 32 page 322.

The item by which said real estate is devised to the said Era M. Poling and Claribel Poling is as follows:

"second: I give and bequeath and devise to my two daughters Era M. Poling and Claribel Poling my farm on which I now reside consisting of 58.25 acres in Allen Township, Union County, Ohio, jointly and in fee."

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

Wherefore they pray for an order directing the transfer of said real estate upon the tax duplicate to Era M. Poling and Claribel Poling

Claribel Poling Era M. Poling

The State of Ohio, Union County.
Era M. Poling and Claribel Poling
being first duly sworn say that the facts stated in
the foregoing application are true, as they verily believe.

Claribel Poling, Era M. Poling

known to before me, and subscribed in my presence
this 13th day of January, 1930
Adelle Kagay
Notary Public

Journal entry: Probate Court, Union County, O. Jan. 13-1930.
Authority to Transfer and.

This day came Era M. Poling and Claribel Poling
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 Reuben Poling 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 Era M. Poling and Claribel Poling

The item by which said real estate is devised to the
said Era M. Poling and Claribel Poling is, as follows:
"Second: I give and bequeath and devise to my two
daughters Era M. Poling and Claribel Poling my farm
on which I now reside, consisting of 58.25 acres in
Allen Township, Union County, Ohio jointly ^{to} in fee."
See description in 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 Era M.
Poling and Claribel Poling, and that a certificate
of this order, issue to said Auditor, as required
by law.

W. H. Husted, Probate Judge

11716
11746
Jan. 27.
1930.

In the matter of The Will of Harry Blue, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County,
Your petitioner respectfully represents that Harry Blue late a resident of the Township of Jackson in said County, died on or about the 23rd day of Dec. 1929 leaving an instrument in writing, herewith produced, purporting to be his last Will and Testament.

That the said Harry Blue, died leaving Mary A. Blue, his widow, who resides at Jackson Twp. and the following named persons, his only next of kin, to-wit:

- | | | |
|---------------|----------|----------------------|
| Charles Blue. | son. | Richwood, Ohio |
| Aggie Stults | daughter | Mechanicsburg, Ohio. |
| Elmer Blue. | son. | Marion, Ohio. |
| Ethie White | daughter | Gettysburg, Ohio. |
| Roy Blue | son. | Marysville, Ohio. |
| Blanche Tracy | daughter | Richwood, Ohio. |
| Eva Sullivan | " | " |

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 jurisdiction of said proceedings.
Roy H. Blue, Petitioner

The State of Ohio, Union County.

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

Subscribed to before me and signed in my presence, this 27th day of Jan. 1930.

[Signature] W. H. Husted, Probate Judge.

Probate Court, Union County, O. Jan. 27-1930.

Filing of Will.

This day an instrument in writing, purporting to be the last Will of Harry Blue, 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 will be for hearing before this Court on the 3rd day of Feb. 1930, at 1 o'clock P.M. and that due notice

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Witness

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Testimony of Witnesses

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Witness

11 716 thereof to give 3 days prior to said hearing, to the widow
w. next of kin of the testator, resident of the State of Ohio
W. H. Husled

Probate Judge

Witness
Witness of notice and consent to Probate
Mary A. Blue Richmond Ohio
C. W. Blue Richmond Ohio

Witness
Witness of notice and consent to Probate
Evelyn M. Sullivan Richmond Ohio
Blanche Tracy Richmond Ohio

Witness
Witness of notice and consent to Probate
E. G. Blue Marion O.
Geo Ray White Lebanon O. P. I.
Elias Carrie Streets N. Leavenworth O.
Dated July 1 - 1930.

Testimony of Witness to Will.

Probate Court, Union County, Ohio.

No. 11716

Testimony of Witnesses

The State of Ohio, Union County
Personally appeared in open Court, H. V. Spicer 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 Harry
Blue, deceased, depose and say: That he was
present at the execution of the instrument of
writing now before him having date the 9th day of
March, 1910, purporting to be the Last Will and Testament
of Harry Blue, deceased; that he subscribed his name
therein 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
Harry Blue at the time of executing the same
was of full age, and of sound mind and memory,
and not under any restraint.

H. V. Spicer, Delaware O

Sworn to before me, and signed, in my presence, by said
Witness in open Court, this 3rd day of July, 1930.

W. H. Husled

Probate Judge

11716

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio.

Proof of signature

Personally appeared, in open court, Clara B. Husted and Carrie W. Hornbush, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Harry Blue, deceased, depose and say: that W. S. Burgoon whose name appears as one of the subscribing witnesses to the Last Will and Testament of Harry Blue, deceased, hereto annexed, has since the date of said Will March 9-1930, died, that we are each of us well acquainted with the hand-writing and signature of said deceased witness, and that the signature of said W. S. Burgoon purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness

Clara B. Husted
Carrie W. Hornbush

Sworn to before me, and signed in my presence, in open court, this 3-day of July, 1930.

By: [Signature] W. H. Husted Probate Judge

Journal Entry

Admitted to Probate Record

Admitted to Probate Record.

Probate Court, Union County, O. July 3-1930

Be it Remembered, that heretofore, to-wit: on the 27-day of January, 1930, an instrument of writing purporting to be the Last Will and Testament of Harry Blue, 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 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 W. S. Burgoon, one of the subscribing witnesses to said Will, is deceased,

thereupon, Carrie W. Hornbush and Clara B. Husted appeared, in open court, and, were duly sworn, and examined according to law, touching the genuineness of the signature of said W. S. Burgoon, attached to said Will. Thereupon, this day came H. V. Spier the other subscribing witness to said Will, testified as to the execution and attestation of said Will.

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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 Harry Blue, 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 Mary A. Blue pay costs \$9.00

W. H. Husted, Probate Judge

Will

Will

In the name of the Benevolent Father of all:

I Harry Blue do make and publish this my last Will and Testament, revoking any and all other Wills by me made.

I request all my just debts and funeral expenses paid.

I devise and bequeath all my property, both personal and real, to my beloved wife, Mary A. Blue, for her use during her natural life.

In testimony hereof, I have hereunto set my hand and seal this 9th day of March, A. D. 1910.
Harry Blue.

Signed and acknowledged by said Harry Blue as his last Will and Testament, in our presence; and signed by us in his presence and at his request.

W. S. Burdick.
Id. V. Spicer.

Contract

Contract

State of Ohio, County of Union, SS.
Know all men by these presents, That Charles Blue, of Richmond, Ohio, Carrie Stults, Mechanicsburg, Ohio, Elmer Blue, Marion, Ohio,

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Contract

Ethel White, Urbana, Ohio, Roy Blue Mansfield, Ohio,
 Blanche Tracy, Richmond, Ohio, and Eva Sullivan, Richmond,
 Ohio, being the only heirs at law, in and to the
 estate of Harry Blue, deceased, late of Jackson Township
 Union County, Ohio, hereby assign and set over
 and deliver unto Mary W. Blue, the mother of said
 above heirs all our rights, title and interest in
 and to all the money, notes and chattel property of which
 the said Harry Blue, died seized to have and hold as
 hers absolutely. She, the said Mary W. Blue to pay
 all accounts, debts, and claims against the
 said estate of Harry Blue, deceased.

In witness whereof, the above named heirs of Harry
 Blue, do hereby set our hands and seal, at Mansfield, O.
 this 3-day of July, 1930.

C. W. Blue,

Blanche Tracy

Eva Sullivan

Ethel White

Carrie Stokes

Roy H. Blue.

Witness Clara B. Husted
 Carrie W. Hornbeck.

Before me the Probate Judge, in and for Union
 County, Ohio, came, the above named, heirs and
 acknowledged, the said instrument as their voluntary
 act and deed. This 3-day of July, 1930.

W. H. Husted

Probate Judge

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Jan. 31
1930

In the matter of the Last Will & Testament of
Henry Bowman, Deceased,
Application for Probate of Will
Probate Court, Union County, Ohio.

In the Probate Court of said County:
your petitioner respectfully represents that Henry
Bowman, late a resident of the village of Plain City,
in said County, died on, or about the 25-day of
January 1930, leaving an instrument in writing
herewith produced, purporting to be his last will and
testament.

That the said Henry Bowman, died leaving Flora
Bowman his widow who resides at Plain City
& the following named persons his only next
of kin to wit:

- Joseph T. Bowman, son, Webster Hill, Ohio.
- Elizabeth J. Lovell, daughter, Scotts Mountain
- Edith Anna Watson, Andover, Ohio.
- Howard D. Bowman, son, 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 resident
in this State, may be notified according to law
of the pendency of said proceedings

Joseph T. Bowman, and
Howard D. Bowman Petitioners

Cash

The State of Ohio, Union County,
The above named Joseph T. Bowman and Howard D.
Bowman, being first duly sworn, says that the
facts stated, and allegations in the foregoing
Application contained, are true, as they verily follow.
Joseph T. Bowman.

Done to before me, and signed in my presence,
This 31. day of January 1930 (sw)
W. H. Husted
Probate Judge

Entry: Probate Court, Union Co., O. Jan. 31-1930.
Filing of Will & Order for Hearing.

This day an instrument of writing, purporting to be the last Will of
Henry Bowman, late of Plain City Village, in this County deceased, was
produced in open Court & application made 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 forthwith, all next
of kin the State of Ohio being in Court. W. H. Husted Probate Judge

11745-

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Waiver of notice ^{and} Consent to Probate.
The State of Ohio, Union County, Probate Court.

Waiver

Flora Bowman, Plain City, Ohio.
Joseph Bowman, Chesterfield, Ohio.
Eddie W. Watson, Andover, Ohio.
Howard D. Bowman.
Dated Jan. 31 - 1930.

Testimony of Witnesses to Will.

Testimony of Witness

Probate Court Union County, Ohio.
No. 11745

The State of Ohio, Union County

Personally appeared in open Court, L. A. Davis and Calvin Liggitt, who being first duly sworn, to testify the truth, the whole truth, and nothing but the truth in relation to the execution of the ^{Codicil} Last Will and Testament of Henry Bowman, deceased. depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 23-day of Nov., A. D. 1926, purporting to be ^{Codicil} the Last Will and Testament of Henry Bowman, 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 Henry Bowman, at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

L. A. Davis, Plain City Ohio
Calvin Liggitt

Sworn to before me, and signed in my presence, by said witnesses in open Court this 31 day of Jan. 1930
W. H. Dusted, Probate Judge

Proof of Signature of Witness to Will.

Proof of Signature

Probate Court, Union County Ohio

Personally appeared in open Court L. A. Davis ^{and} Calvin Liggitt 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 Henry Bowman deceased, depose and say: That Jacob Mann and Byron Zimmerman whose name appears as one of the subscribing witnesses to the Last Will and Testament of Henry Bowman decd., herewith annexed, has since the date of said Will Jan. 22 - 1913, died that we are each of us well

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11745- acquainted with the hand writing and signature of said deceased witness, and that the signature of said Jacob Mavor and Cyrus Zimmerman purporting to be theirs as the subscribing witnesses to said Will is the true and genuine of the said deceased witness.

L. A. Davis,
Calvin Liggitt

Sworn to before me, and signed in my presence, in open Court this 31-day of Jan. 1930.
W. H. Kestler, Probate Judge.

admitting Journal Entry: Admitting to Probate, and Record, Probate Court, Union County, O. Jan. 31 - 1930.

Be it Remembered: That heretofore, to-wit: on the 13 day of Jan. A. D. 1930, an instrument of writing purporting to be the Last Will and Testament of Henry Bonman, 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 this jurisdiction in a former order of this Court.

And, it further appearing to the Court that Cyrus Zimmerman, and Jacob Mavor, the subscribing witnesses to said Will, have died since the date of said Will.

Whereupon, L. A. Davis & Calvin Liggitt appeared in open Court, and were duly sworn, and examined according to law, touching the genuineness of the signature of said Jacob Mavor, and Cyrus Zimmerman, attached to said Will.

Whereupon, this day came, L. A. Davis & Calvin Liggitt the subscribing witnesses to the Codicil thereto, attached, testified as to the execution & attestation of the Codicil thereto attached, 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 Henry Bonman, deceased; that the same was duly executed & 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.

11745 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 Joseph T. Bormanaw, pay costs. \$9⁶⁰
W. H. Husted, Probate Judge.

Will

Will

The Last Will and Testament of Henry Bormanaw.

I Henry Bormanaw of the County of Union State of Ohio being 65 years of age of sound mind and memory and mindful of the uncertainty of life do make and publish this my last Will and Testament.

First.

It is my desire and will that all my just and lawful debts be paid out of the proceeds of my estate in their regular and legal order as soon after my death as practicable.

Second.

I give and bequeath to my beloved wife Flora Bormanaw for her use during her natural life time or so long as she shall remain my widow my village residence property with all its appurtenances same located and being lot no 45 Shepper Avenue Plain City, O. Also in addition thereto the sum of two hundred dollars per annum to be paid to her annually by my Executor so long as she shall live and remain my widow at the termination to revert back to my estate for distribution among my four children hereinafter named.

Third; It is my Will and desire that the remainder of my estate consisting in part of a farm of 19 1/2 acres of land located two miles east of Plain City lying along the Pennsylvania R.R. and in Darby Township Madison County, O. known formerly as the Richard Jones farm together with five certain shares of Bank Stock and other moneys and Chattels including my life Insurance Policy in sum of \$2000. in Providence Life and Trust Co. of Philadelphia and any other moneys or effects that I now have or may acquire that these be divided between my four children namely

- Joseph T. Bormanaw of Chester Hill O.
- Elizabeth J. Lovell of Montana.

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Edith Anna Watson of Plain City, O.
Howard D. Bowman of Plain City, O.
that they these four named shall receive share and
share alike excepting Edith Anna Watson who shall
receive \$500. less money in said division she having
already received \$550. from me.

Further I do hereby nominate and appoint my eldest
son Joseph T. Bowman of Chester Hill, O. my executor of
this my last Will and Testament without requiring
him to give Bond and further empowering him to sell
any part or all of my Real Estate and give title
for same at any time when it shall be deemed
necessary for best interest of my estate to do so.

In witness whereof I have hereunto subscribed
my name at the end thereof this 22nd day of
January A.D. 1913.

Henry Bowman. sent

Subscribed by the testator in the presence of each
of us and at the same time declared by him
to us to be his last Will and Testament and
subscribed as witnesses by his request.

Jacob Mann. ^{witnesses}
Lynns Zimmerman

Codicil

Codicil

Whereas I, Henry Bowman, of the Village of Plain City, Ohio
in the County of Union, did on or about the 22nd
day of January 1913. make my last Will and Testament
of that day do hereby declare the following to be a
Codicil to the same.

Item 1.

It is my desire that my son Howard Bowman
receive as a part of the bequest named in said
Will in his favor, sixty (60) acrs. of land off of the
east portion of my farm situated in the Township
of Dorby and in the County of Madison, Ohio and
lying east of a line drawn from the
south-east corner of lands owned by A. J. Forbet
to the farm now owned by my said son
Howard and known as the Nat Fitzhenry farm.

Item 2.

I hereby nominate my said son Howard
Bowman, as Executor of my said Last Will and

11745 Instrument and of this Codicil, to act in conjunction with the Executor already nominated and request that neither one so nominated be required to give bond therefor

In witness whereof I have set my hand hereto on the 23rd day of November 1926.

Benny Bonman.

The foregoing instrument was signed in our presence on the 23rd day of November, 1926, by Benny Bonman, and by him acknowledged to be a Codicil to his Will executed as of the date of Jan. 22-1926, and signed by us in his presence, and in the presence of each other and at his request as witnesses thereof.

L.A. Davis Plain City.
Calvin Leggett Plain City, O.

Election

Election of Widow

Probate Court, Union County, Ohio.
Election under said Will.

I, the undersigned, widow of Benny Bonman, late of Jerome 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.

Flora Bonman.

Whereupon, the Court ordered, the said election of said Flora Bonman, to be entered upon its minutes in the words and figures following, to-wit:

Election.

This day personally came into open Court, Flora Bonman, widow of said Benny Bonman deceased, and applied to make her election whether to take or not to take under the Will of said Benny Bonman, 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 rights might be entered upon the Journal of the Court which is accordingly done.

W. O. Husted
Probate Judge

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Feb. 6
1930

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In the matter of the Last Will and Testament of
Rosa Guinn, Deceased -
Application for Probate of Will,
Probate Court, Union County, Ohio
To the Probate Court of said County,

Your petitioner respectfully represents that Rosa Guinn late a resident of the Township of Taylor in said County, died on or about the 3rd day of July, 1930, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the Rosa Guinn died leaving no widow or the following named persons, her only next of kin, to wit:

- | | | |
|--------------|------|-------------------|
| Samuel Guinn | son, | Girard, Ohio. |
| Howard Guinn | son | Middleburg, 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 resident in this State may be notified according to law of the pendency of said proceedings.

D. B. Guinn, Petitioner.

The State of Ohio, Union County.

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

D. B. Guinn

Sworn to before me and signed in my presence this 6th day of July, 1930. (Seal)
W. H. Husted, Probate Judge

The undersigned next of kin of within named decedent, hereby waive for this notice & consent to Probate of said Will.
Dated this 6th day of July, 1930.
Howard Guinn

Probate Court, Union County, O. July 6 - 1930.
Filing of Will and Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Rosa Guinn late of Taylor Twp. 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 will be for hearing before this Court on the 6th day of July, 1930, at 2 P.M. all next of kin being in Court.
W. H. Husted, Probate Judge

11748

Testimony of Witnesses to Will
Probate Court, Union County, Ohio.
No. 11748

Testimony
of
Witnesses

The State of Ohio, Union County,
Personally appeared in open Court Carrie W. Hornbuck and
Alam B. Husted, 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
Rosa Ginn deceased, depose and say: That they were present
at the execution of the instrument of writing now
before them bearing date the 22 day of June 1928
purporting to be the Last Will and Testament of Rosa Ginn
deceased: That they respectively subscribed their names
therein 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 Rosa Ginn at the time
of executing the same, was of full age and of sound
mind and memory and not under any restraint,
Carrie W. Hornbuck, Marysville, Ohio
Alam B. Husted, Marysville, Ohio

Sworn to before me and signed in my presence
by said witnesses in open Court this 6 day of July, 1930.
@ W. Husted

Probate Judge

Journal Entry: Orders On Hearing, Admission to
Probate and Record,
Probate Court, Union County, Ohio,
July 6 - 1930.

admission
to
Probate and
Record

Be it Remembered, that hereupon, to wit, on the 6 day
of July, 1930, an instrument of writing, purporting to be the
Last Will and Testament of Rosa Ginn late of Taylor
Township, in this county, deceased, was produced
in open Court and offered for probate and was there filed.
And it was brought 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.

Thereupon, on this day came, Alam B.
Husted and Carrie W. Hornbuck, 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

11748

Will

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with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Rosa Ginn 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.

Ordered S. B. Ginn pay costs \$7.00

W. H. Basted, Probate Judge

Last Will and Testament.

Will

In the name of the Benevolent Father of all, amen: I, Rosa Ginn of the Township of Taylor, County of Union and State of Ohio, 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, bequeath to my sons Samuel Ginn and Howard Ginn all of my property absolutely to be divided equally between them.

Third:

If my son Howard Ginn should not be living at my death then his share to go to Samuel Ginn or his legal heirs.

Fourth:

I nominate and appoint Samuel Ginn Executor to serve without Bond.

In Testimony whereof, I have hereunto set my hand, to this my last Will and Testament, at Marysville, Ohio 22 day of June 1928.

Rosa Ginn

The foregoing instrument was signed by the said Rosa Ginn, in our presence, by her published and declared as her Last Will and Testament, at her request, in her presence, in the presence of each of us, we hereunto subscribe our names, as attesting witnesses at Marysville, Ohio 22 day of June, 1928.

Carrie W. Hornback, Marysville Ohio

Clara B. Basted, Marysville Ohio

Will

11280
 June 23
 1930.

In the matter of the estate of Albert S. White, Deceased,
 Probate Court, Union County, Ohio
 No. 11280.

Application for Transfer of Real Est. devised
 now comes. Isabelle White and represents to the Court that by the
 terms of the last Will and Testament of Albert S. White dec'd,
 late of said County, which Will was duly admitted to
 probate on the 16-day of March, 1928, and recorded in Vol.
 P. page 483 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. The real estate owned by said
 decedent and so devised is as follows: to-wit:

Situated in the County of Union in the State of Ohio,
 and in the village of Richmond.

Being part of Survey No. 6307 in the Corporation limits of
 Richmond and bounded and described as follows:

Beginning at a post at the point of the intersection
 of the west line of Franklin Street with the west line
 of the L. E. & W. Ry. Lands. (now Erie Ry); thence with
 the line of said Ry. S. 33 W. 217 feet to an iron rod;
 thence N. 10 W. 210 feet to an iron stake in the
 center of a 12 foot drive way; thence with the center
 of said drive way N. 71 45 E. 160 feet to a stake in
 west line of said street; thence with said line S. 8 E 32 feet
 to the place of beginning.

Containing $40/100$ acres more or less.

It is mutually agreed that a strip of land
 extending six (6) feet, on each side of the north line
 of the above described tract in all (12) feet wide
 and extending full length 160 feet thereof shall be
 used in common by the above named grantor
 and grantee or their heirs or assigns for a drive
 way until abandoned by mutual consent and
 made of record.

Being the same premises conveyed by deed
 from Ernest S. Curry and Della M. Curry to Jacob H.
 Pickett by deed dated March 4-1901.

Recorded in Vol. of Deeds, No. 83 page 541. ² 542.
 at Mansfield, Ohio.

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

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Wherefore she prays for an order directing the transfer of said real estate upon the tax duplicate to Isabella white name

Isabella White

The State of Ohio Union County.

Isabella white being first duly sworn says that the facts stated in the foregoing application are true as she truly believes

Isabella White.

Sworn to before me and subscribed in my presence this 23rd day of Jan'y, 1930.

Geo. W. Husted, Probate Judge

Journal Entry: Authority to Transfer and Record.
Real Estate Devised.

This day came Isabella White 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 Robert S. White, 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 Isabella White

see description in 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 Devisor herein before named, it is ordered, that said real estate be transferred upon the Duplicate of the County to the name of Isabella White, & that a certificate of this order issue to said Auditor and Recorder, as required by law.

W. H. Husted, Probate Judge

Journal 42 Pg 473

11481
July 4,
1930

In the matter of the Estate of Erline Holden, Deceased,

Application for Transfer of Real Estate Devised,
Probate Court, Union County, Ohio,
No. 11481.

Now comes Harry E. Holden, and represents to the Court that by the terms of the last Will and Testament of Erline Holden, deceased, late of said County, which Will was duly admitted to probate on the 11-day of January, 1929, and recorded in Vol. 5, Pg. 185 of the Will Rec. of said Union County, all the certain real estate belonging to said decedent was devised to him, without any specific description of said real estate being given.

The real estate owned by said decedent and so devised is as follows:

Situated in the County of Union, in the State of Ohio, and Village of Richmond and bounded and described as follows:

Being Lot no. 3 in Morris Addition to the said Village in Richmond.

For further description, see the record plat of said Addition in the recorder's office at Mansfield, Ohio.

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 Harry E. Holden name.

Harry E. Holden.

The State of Ohio, Union County,

Harry E. Holden, being first duly sworn, says that the facts stated in the foregoing application, are true as he verily believes.

Harry E. Holden.

Sworn to before me and subscribed in my presence this 4th day of July, 1930.

W. H. Husted, Probate Judge.

Journal Entry:

Probate Union County, O. July 4 - 1930.

Authority to Transfer & Record

Real Estate Devised.

This day came Harry E. Holden 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 Estline Holden deceased, and for 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 Harry E. Holden.

Description in 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 hereinafter named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Harry E. Holden and that a certificate of this order issue to said Auditor, as required by law.

Journal Pg. 474

W. H. Husted. Probate Judge.

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Feb. 14
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In the matter of the Will of Lulu R. Robinson, Deceased,
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Lulu R. Robinson late a resident of the Township of Dasher in said County died on or about the 9-day of February, 1930, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament, and a codicil thereto.

That the said Lulu R. Robinson died leaving no widower, and the following named persons her only next of kin to-wit:

- | | | |
|----------------------|------------|----------------------|
| Mrs. Elizabeth Reed | Cousin | Marysville, O. |
| James Anderson | Cousin | Shannon City, Iowa. |
| Nellie Wood | Cousin | Marysville, O. |
| Bernie W. Sharrert | Cousin | Marysville, O. |
| Roadley Martin | Cousin | Marysville, O. |
| J. Maurice Martin | Cousin | Garrettsville, Ohio. |
| Holland Anderson | 2nd Cousin | — Missouri |
| Clayton Anderson | " " | Shannon City, Iowa. |
| Jas. Martin Anderson | " " | " " " |
| Harry Anderson | " " | unknown. |

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 resident in this State may be notified according to law of the pendency of said proceedings.
John H. Kinkade, Petitioner.

In the State of Ohio, Union County.

Sworn

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

John H. Kinkade.

Sworn to before me, and signed in my presence, this 14th day of Feb'y, 1930.

W. H. Husted, Probate Judge.

Probate Court, Union County, O. February 14-1930
Filing of Will and Order for Hearing.

Filing of Will.

This day an instrument of writing, purporting to be

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11754 the last will of Lulu R. Robinson, late of Darby 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 will be for hearing before this court on the 20-day of February, 1930, at one o'clock, P.M. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator, resident of the State of Ohio.

W. H. Husted, Probate Judge

notice

Notice to next of kin.

Probate Court Union County, Ohio.

No. 11754

Notice of Probate.

To Nellie Wood and Carrie W. Shaner, Marysville, Ohio, and

Hadley Martin, Broadway, Ohio.

You are hereby notified that on the 14 day of Feb. 1930, an instrument of writing, purporting to be the last will and Testament of Lulu R. Robinson late of Darby 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 20-day of Feb. 1930, at one P.M.

Witness my signature and the seal of said court, this 15-day of Feb. 1930.

W. H. Husted, Probate Judge

Return

Sheriff's Return

The State of Ohio, Union County.

Receives this writ Feb. 15-1930, at 11 o'clock, a.m. Pursuant to its command, I served the same on the within named defendants, Carrie W. Shaner, Nellie Wood and Hadley Martin by personally handing to each of them a true and certified copy of this writ with all endorsements thereon. (Rev. 498)

J. B. Linscott, Sheriff

By, Mary E. Cline, Deputy.

waiver

Waiver and Consent to Probate.

The State of Ohio, and Union Co.

Probate Court.

Waiver of notice and consent to Probate Will of Lulu R. Robinson, Dec'd. Mrs. Jas. A. Reed, Marysville, Ohio, Elizabeth Reed, Feb. 17-1930

1175-4

notice to next of kin.

Probate Court, Union County, Ohio.

vs. 1175-4

Notice

notice of Probate.

To Sheriff, Portage Co. Ohio, Greeting:

You are hereby commanded to notify J. Maurice Martin Garrettsville, Ohio, that on the 14. day of July, 1930. an instrument of writing purporting to be the Last Will and Testament of Luther R. Robinson. Late of Darby Twp. 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 20. day of Feb. 1930. at 3.00 P.M.

Witness my signature and the seal of said Court
 Ohio, 15. day of Feb. 1930.

[Signature] W. H. Husted, Probate Judge

Return

Sheriff's Return.

The State of Ohio, Portage County.

Received this writ July 15. 1930. at 10. a.m. and pursuant to its command, I served the same on the within named J. Maurice Martin on July 17. 1930. by leaving for him at his residence a true and certified copy of this writ with all the endorsements thereon.

J. R. Ferry Sheriff
 By Geo. Dussal, Deputy.

Sheriff's Fees

Service	.75	
30 miles	2.40	
Postage	.12	Total \$ 3.27

From P. 9.

Sheriff's Return

497 Service	.75	
names	.50	
17 miles	1.36	Total \$ 2.61

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio

vs. 1175-4

Testimony of Witnesses

The State of Ohio, Union County,

Personally appeared in open Court, B. V.

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Mr. Laughtlin, and J. J. Scott 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 Lulu R. Robinson deceased, depose and say: That they were present at the execution of the instrument of writing now before them having date the 16th day of Jan. A.D. 1924, purporting to be the Last Will and Testament of Lulu R. 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 same to be her Will; and that said Lulu R. Robinson at the time of executing the same was of full age, and of sound mind and memory and not under any restraint.

J. J. Scott
B. P. McLaughtlin

Shown to before me and signed in my presence by said witnesses in open Court this 18th day of July, 1930.
W. Husted, Probate Judge

Testimony
of
Witnesses

Testimony of Witnesses to Codicil
Probate Court, Union County, Ohio
No. 1175-4

The State of Ohio, Union County ss.

Personally appeared, in open Court, B. P. McLaughtlin and J. J. Scott 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 Lulu R. Robinson deceased, depose and say:

That they were present at the execution of the instrument of writing now before them having date the 20th day of Nov. 1927, purporting to be the Codicil to the Last Will and Testament of Lulu R. 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 same to be her Codicil to her Will, and that said Lulu R. Robinson at the time of executing the same was of full age, and of sound mind and memory, and

11754

not under any restraint.

J. J. Scott.

B. J. McLaughlin.

Sworn to before me and signed in my presence by said witnesses in open court this 18. day of Feb. 1930.
W. Husted Probate Judge

Journal Entry:

Orders. On Hearing. Admission to Probate & Record. Probate Court, Union County, Ohio. July. 20th 1930.

Orders on Hearing admission to

Probate & Record

It is Remembered, that heretofore, to-wit: on the 14 day of Feb. 1930, an instrument of writing, purporting to be the Last Will and Testament of Lulu R. Robinson late of Dasher 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. J. Scott and B. J. McLaughlin the subscribing witnesses to said Will and Codicil, who being duly sworn testified as to the 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 Lulu R. 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 J. R. Woods and John B. Kinkeade pay costs, \$12.⁷⁵
W. H. Husted
Probate Judge

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Last Will and Testament

In the name of the Bountiful Father of all:

I, John R. Robinson, of Darby Township, Union County, Ohio, do make, publish, and declare this my last will and Testament, to wit:

Item 1:

I direct the prompt payment of my just debts and funeral expenses; and, if there be space enough left in our family lot in the Cemetery where my father and mother are buried for my interment, I direct my executors, hereinafter named, to have a proper marker monument placed at my grave, and a proper inscription, in my memory, engraved upon our family monument. In the absence of such space for my burial, I direct my Executors to purchase a lot for my burial and to have a monument erected thereon, in my memory, not to exceed in cost the sum of \$500.00

Will

Item 2:

I bequeath to the Trustees of The Board of Christian Education (Publication and Sabbath School Work Division) of The Presbyterian Church in the United States of America the sum of Two Hundred Dollars.

Item 3:

I bequeath to The Board of Foreign Missions of The Presbyterian Church in the United States of America, the sum of Fifteen Hundred Dollars.

Item 4:

I bequeath to the Board of Foreign Missions of The United Presbyterian Church, of North America the sum of Fifteen Hundred Dollars.

Item 5:

I bequeath to the Trustees of the Theological Seminary of The United Presbyterian Church of North America formerly situated at the City of Xenia in the State of Ohio, to enlarge the general endowment fund of the said Seminary, the sum of One Thousand Dollars.

Item 6:

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I bequeath to the Board of Ministerial Relief of the United Presbyterian Church of North America the sum of One Thousand Dollars, for the use of said Board.

Item 7.

I bequeath to The Board of Ministerial Relief and sustentation of the Presbyterian Church in the United States of America the sum of One Thousand Dollars.

Item 8.

I bequeath to The Board of Home Missions of the United Presbyterian Church, of North America the sum of Four Thousand Dollars which sum or any part thereof, my Executors may pay in bonds of the United States Government owned by me at the time of my decease, at par, or in cash, as the exigencies existing at the time of payment of said legacy may in their judgment require for the prompt settlement of my estate.

Item 9.

Will

I direct my Executors to purchase with funds of my estate, for the sum of Four Thousand Dollars, a life annuity contract or bond of Blackburn College, situated at Carlinville, State of Illinois; the said contract or bond to be in the name of Arna E. Mitchell and Army E. Mitchell, (husband and wife) of Darby Township, Union County, Ohio, to whom I bequeath the annuity, and all income arising from the said contract or bond, for and during their lives and the life of the survivor of them, and I direct that the said contract, or bond provide in terms, for the payment to them (or the survivor of them) directly of such annuity and income, at the death of the survivor of the said Arna E. Mitchell and Army E. Mitchell, the principal of said sum so invested, in said contract or bond shall pass to the said College absolutely.

Item 10:

I bequeath to the Trustees of the Methodist Episcopal Church Society at the Village of Missouville Center, in Union County, Ohio, the sum of Two Hundred Dollars, the same to be used for the benefit of said society in such manner, as said Trustees may dictate.

Item 11:

I bequeath to James Martin Anderson, my cousin, son of James Anderson, the sum of Five Hundred Dollars.

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Item 12:

I bequeath to Rev. Nelson A. Shedd and Mary A. Shedd, his wife, of Lexington, Ohio, in equal shares, the sum of Five Hundred Dollars.

Item 13:

I bequeath to Cyrena R. Bliss, Marcelle A. Bliss, Julius L. Bliss, and Dale W. Bliss, children of Ella P. Bliss, deceased, in equal shares the sum of Eight Hundred Dollars.

Item 14:

I bequeath to Sarah E. Reed, wife of James A. Reed of Marysville, Ohio, the sum of Fifteen Hundred Dollars, and my old Cherry dresser which came from my Grand-father Robinson.

Item 15:

I bequeath to Clark manifested and William B. manifested, my cousins in equal shares, the sum of One thousand Dollars.

Will

Item 16:

I bequeath to James Hadley Martin, of Marysville, Ohio, the sum of Five Hundred Dollars.

Item 17:

I bequeath to Nellie Woods and Carrie Woods Sharver, each, the sum of Five Hundred Dollars, and to said Nellie Woods, my plain gold ring inscribed "Lulu 1903". I also bequeath to said Nellie Woods my "Books of Josephus" in two volumes, and a framed picture entitled "Der Litzts Sonnen gress". I also bequeath to said Carrie Woods Sharver my "Redpath's History of the World", in three volumes.

Item 18:

I bequeath to Nellie Reed Matson my one-half dozen silver spoons engraved with the name, "Robinson".

Item 19:

I bequeath to Carrie Woods Sharver, and Sarah E. Reed, herein above named, all my household goods, wearing apparel, jewelry, books and magazines, and other articles of personal property, not herein above dispose of, in trust, to distribute and deliver the same to and among the following named persons, to-wit: Nellie Woods, Carrie Woods Sharver, and Sarah E. Reed, herein above named, and

1175-4

Amy E. Mitchell, wife of Arna E. Mitchell, in such manner as to choice of articles as to the said Carrie Wood Sharron and Sarah E. Reed shall seem just and proper they honor in addition to their own share retaining as their own, and dividing between themselves, all articles refused or for good reason, not distributed.

Item 20:

I give and devise unto Amy E. Mitchell, wife of Arna E. Mitchell, of Daryl Township Union County Ohio, her heirs and assigns forever. The premises conveyed to me by John Harris, about 7.75 acres in Unionville Locust, and Daryl Township, Union County Ohio, as described in the deed from said Harris to me. This devise to be subject to the mortgage given upon said premises to the Plain City Loan Association. Also subject to any payments made by me to said mortgagee, of interest, etc. also subject to all taxes and assessments thereon.

I authorize my Executors in order to execute the provisions of this item of my will to execute, acknowledge and deliver a deed in fee simple for said premises, to said Amy E. Mitchell, unless I shall have already done so in my life time. This item shall stand independent and apart from all other items of this my Will.

Will

Item 21:

I direct, and it is my Will, that my Executors, within two years from and after my decease, sell all my other real estate, and, with the proceeds of such sale combined with the bonds and cash, and money derived from notes and other credits, I may have at my decease pay all the money legacies aforesaid, provided, however, that if there be not enough funds thus combined to pay said legacies in full then, and in that event, said legacies shall be paid pro rata. Provided also, that in case any legacy for any reason fails, then the same shall revert to the rest ^{then} residuum of my estate and be disposed of as in Item 22.

Item 22:

I give, devise, and bequeath all the rest and residuum of my estate to the General Missionary Society of The United Presbyterian Church of North America, in trust for the use and benefit of "The Robinson Memorial Hospital" located at Millers Ferry, in the State of Alabama; said Hospital being in the "Freedmen" Department of the

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work of the said Society: Provided, said residue does not exceed \$1,000. in value, should said residue exceed One Thousand Dollars. in value then, and in that case it is my Will that said residue of my estate shall be divided:

One half as above to the General Missionary Society of the United Presbyterian Church of North America, in trust, for the use and benefit of the "Robinson Memorial Hospital" located at Melleis Ferry in the State of Alabama, said Hospital, being in the "Liebigmen" Department of the work of the said Society as above set forth originally, and I also give, devise, and bequeath the other one half of the residue of my estate (provided the said residue exceeds \$1,000. in value) unto the Trustees of Park College, Parkville, Missouri in trust for the use and benefit of said Park College, its successors and assigns forever.

Item 23:

It is my Will that, in case any legatee or devisee herein above named, shall institute or prosecute any proceedings or action to contest or set aside this my Last Will and Testament the legatee or devisee given to such legatee or devisee shall, by reason of such procedure, fail and be thereby annulled and shall revert and pass to my residuary estate herein disposed of at Item 22 hereof.

Item 24:

I do hereby nominate and appoint J. R. Woods of Plain City, Ohio, and John C. Kinkade of Marysville, Ohio, Executors of this my Last Will and Testament, should either of them for any reason, decline or fail to qualify as Executor, then the one qualifying and acting shall be the sole Executor with all the duties & powers imposed by this Will. I hereby authorize my Executor or Executors and empower him, or them to compromise, adjust, release and discharge, in such manner as he may deem proper, the debts and claims due me. I do authorize my executor, in order to pay my debts and to execute the provisions of this my Will, to sell, by private sale, or in such manner and upon such terms of credit, or otherwise, as he may think proper, all or any part of my real estate, and deeds to purchasers thereof to execute, acknowledge and deliver in fee simple without the intervention of any Court. I desire that neither

11754

appraisement nor sale of my household goods and furniture to made, and I request the Court of Probate to direct the omission of the same. I hereby revoke all former wills and codicils by me made.

(Intimation at Item 5 and 7 made before signing.

In Testimony Whereof I have hereunto set my hand this 16th day of January, in the year of our Lord 1924.
Lulu R. Robinson

The foregoing instrument was signed and acknowledged by the said Lulu R. Robinson as, and for her last will and Testament, in our presence, and signed by us in her presence, as witnesses at, Marysville, Ohio, this 16th day of January, 1924.

B. P. McLaughlin
J. J. Scott.

Codicil.

Codicil.

Lulu R. Robinson, of Darby Township, Union County, Ohio, do make, publish, and declare, This Codicil to my last Will, dated 16th day of January, 1924.

Item 1.

I desire to cancel, make null, and void Item 8 of my said Will, bequeathing \$4000. to the Board of Home Missions of the United Presbyterian Church of North America, as I have attended to that to my own satisfaction.

Item 2.

I cancel, make null and void, Item 12 of said Will, bequeathing to Rev. Nelson A. Shedd and wife \$500.

Item 3.

I cancel, make null and void Item 20 of said Will, as I have already executed and delivered deed to said Amy E. Mitchell.

Item 4.

I hereby republish and confirm my said Will, in all other respects.

Done at Marysville Ohio, this 25th day of November, 1927.
Lulu R. Robinson.

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Feb. 11-

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Signed, declared, and acknowledged, by the above-named
Lulu R. Robinson, as and for a Codicil to her last Will
in our presence; and subscribed by us as witnesses, in
her presence, at her request, and in the presence of each
other, at Mansville, Ohio, November, 25-1927,

B. P. McLaughlin
J. J. Sexton

11433

Feb. 11-
1930

In the matter of the Estate of Daniel M. Lauer, Dec'd,
Application for Transfer of Real Estate Devised,
Probate Court, Union County, Ohio.

No. 11433.

Application for Transfer of Real Estate Devised.

Now, comes Jessie Fremont Lauer and represents to the
court that by the terms of the last Will and Testament of
Daniel M. Lauer deceased, late of said County, which
Will was duly admitted to probate on the 9 day of
Nov. 1928, and recorded, in Vol. 3, Pg. 123, of the Will Records
of said Union County, all the certain real estate
belonging to said decedent was devised to him,
without any specific description of said real estate
being given.

The real estate owned by said decedent
so devised, is, as follows:

Situate in the Virginia Military District in the Township of
Blairtown, County of Union, and State of Ohio, being part
of Survey No. 6307 and bounded and described as follows:

Beginning at a stone in the north line of Lot # 6 of Philip
Chambers' subdivision of Survey No. 6307 (the north east
corner of said lot has N. 75° E. 30 3/4 poles); Thence
with said line S. 75° W. 90 3/4 poles to a stone;
thence S. 15° E. 105 6/10 poles to a stone in the
south line of said lot No. 6; Thence N. 86 1/2° E. 51 4/10 poles
to a stone; thence N. 1° W. 10 5/10 poles to a stone
in the south line of said lot No. 6; Thence with said
line N. 75° E. 36 7/10 poles to a stone (the southeast
corner of said lot # 6, has N 75° E. 30 3/4 poles) Thence
N. 15° W. 105 6/10 poles to the beginning, containing
61 acres and 50 poles more or less.

and being part of Survey No. 6307

Also, a strip of land 50 feet in width extending
from the south line of said land, on a line with

tract to the north terminus thereof containing $\frac{1}{5}$ of an acre more or less.

Said premises hereby conveyed being the same premises conveyed to the said J. D. Graham by Franklin W. Marriott, as executor of the last Will and Testament of Henry T. Marriott, deceased, by deed dated May 1-1876, recorded in Vol. 42, Pg. 627, of the Records of Deeds of Union County, Ohio.

Excepting therefrom the following premises part of said Survey No. 6307 and bounded and described as follows:

Beginning at a stone in the north line of lot no. 6 of Philip Plummer's sub-division of Survey no. 6307. (The northeast corner of said lot bears N 75° East 30.32 poles); thence with said line S. 75° W. 90.36 Poles to a stone; Thence S. 15° E. 53.12 Poles to a stone; Thence N. 75° East 90.36 poles to a stone in the east line of lot no. one (1) Thence N. 15° W. 53.12 poles to the place of beginning.

Containing thirty (30) acres of land, whether 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 he prays for an order directing the transfer of said real estate upon the tax duplicate to Jessie Fremont Farmer, name.

Jessie Fremont Farmer.

The State of Ohio, Union County,

Jessie Fremont Farmer, being first duly sworn, says that the facts stated in the foregoing application are true, as she verily believes.

Jessie Fremont Farmer.

Sworn to before me and subscribed in my presence this 11 day of Feb. 1930. W. J. Husted, Probate Judge

Journal Entry:

Probate Court, Union County, O.
Feb. 11 - 1930.

Authority to Transfer Real Estate

This day came Jessie Fremont Farmer and filed herein her application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Daniel M. Farmer, deceased,

Upon consideration whereof, the Court finds that by the terms of the Will of said decedent, said real estate was devised to Jessie Fremont Tanner.

Described in 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 herein before named, it is ordered, that said real estate be transferred upon the Duplicate of the County to the name of Jessie Fremont Tanner and that a Certificate of this order issue to the County Auditor, as required by law.

SWT Husted, Probate Judge.

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July 17
1920.

In the matter of the Last Will and Testament of
Nancy E. Lyons. Deceased.

Record incomplete as to Application:
said application never received at
the recording desk.

C. W. Fontenot
Rec. Deputy

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Legal
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Legal notice

Legal notices

To Edmund E. Lyons, you are hereby notified that the Will of Nancy E. Lyons, has been filed in the Probate Court, Union County, Ohio for probate; that hearing in same has been set for February 27-1930 at 1 P.M.

W. Husted, Probate Judge.

Oath

The State of Ohio, Union County ss.

Personally appeared before me, Lena Huber, and made solemn oath, that the notice, a copy of which is hereto attached was published for two consecutive weeks on and next after Feb. 20-1930 in the weekly Mansfield Tribune, a newspaper of general circulation in the County aforesaid.

Lena Huber.

Sworn to before me, and signed in my presence, this 28 day of Feb. 1930.

J. M. Huber, Notary Public

Feb. 27/30

Proof of Signature of Witnesses

Proof of Signature of Witness to Will Probate Court, Union County, Ohio.

Personally appeared in open Court, Julius Kallefrath and Alice Kallefrath who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Nancy E. Lyons deceased, depose and say: that A. K. Kallefrath whose name appears as one of the subscribing witnesses to the Last Will and Testament and Codicil of Nancy E. Lyons deceased, hereto annexed, has since the date of said Will and Codicil died; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said A. K. Kallefrath purporting to be his as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness.

Julius Kallefrath
Alice Kallefrath

Sworn to before me, and signed in my presence, in open Court, this 27 day of Feb. 1930.

W. Husted, Probate Judge

Proof of signature to Will

Proof of Signature of Witness to Will Probate Court, Union County, Ohio.

Personally appeared in open Court, Carrie St. Hornbeck and Clara P. Husted, who being first duly sworn to testify the truth, the whole truth, and

11756

and nothing but the truth, in the matter of the Will of Nancy E. Lyon, deceased, depose and say: that Jerry Miller whose name appears as one of the subscribing witnesses to the Last Will and Testament of Nancy E. Lyon, deceased, heretofore annexed, has, since the date of said Will, Oct. 11-1926, died; that we are each of us, well acquainted with the handwriting and signature of said deceased witness and that the signature of said Jerry 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.

Carrie H. Korubak
Clara B. Husted.

Sworn to before me, and signed in my presence, in open Court, this 27. day of Feb. 1930.

W. H. Husted, Probate Judge.

Testimony
of
Witnesses
to
Codicil

Testimony of Witnesses to Codicil.
Probate Court, Union County, Ohio.
No. 11756.

The State of Ohio, Union County, ss.

Personally appeared, in open Court, Julius Kallefrank 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 Nancy E. Lyon, deceased, depose and say:

That he was present at the execution of the instrument of writing now before them having date the 15th day of April, 1929, purporting to be the Codicil to the Last Will and Testament of Nancy E. Lyon, deceased, that they respectively subscribed his name 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 Codicil to her Will and that said Nancy E. Lyon at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Julius Kallefrank.

Sworn to before me, and signed in my presence, by said witness in open Court, this 27. day of Feb. 1930.

W. H. Husted,
Probate Judge.

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Journal Entry: Admitting to Probate and Record.

admitting to Probate and Record.

Probate Court, Union County, O. July 27th 1930.
Be it Remembered That heretofore to wit: on the 17. day of July A. D. 1930, an instrument of writing purporting to be the Last Will and Testament of Nancy E. Lyons, 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.

And it further appearing to the Court that Jerry Miller witness to the Will and W. H. Hallefrath witness to Will and Codicil, have since the making of the said Will and Codicil died.

Thereupon this day came Carrie H. Keenback, and Clara B. Husted and were duly sworn according to law testified as to the signature of the said Jerry Miller and Julius Hallefrath and Alice Hallefrath appeared in Court and testified as to the signature of W. H. Hallefrath

Thereupon this day came Julius Hallefrath the other subscribing witness and 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. 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 Charles Orm pay costs \$9.00

W. H. Husted, Probate Judge

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Will.

I Nancy E. Lyons being of sound mind and memory do make publish and declare this my last Will and Testament hereby revoking all last Wills and Testaments by me made heretofore.

My wish and will is that all my just debts medical treatment and funeral expenses be paid first out of my estate as soon as practicable.

Will

I want my executor to purchase a lot large enough for four bodies in Oakdale Cemetery, Mansville Ohio. I want him to have the bodies of my two children deceased that are buried in the Hamilton Cemetery taken up by executor and re-interred on my lot in Oakdale Cemetery. If my son Edmir Lyons should die any where near here I want him to be buried in my lot in Oakdale Cemetery.

I give and bequeath to Kenneth Orms the sum of \$25.00

I give and will and bequeath to my brother James Davis the sum of \$25.00

The real estate I have I want sold as soon after my death as can be done.

The balance of my estate real or personal I give will and bequeath to my son Edmir Lyons if living I want a guardian appointed to take charge of the estate he receives from me and to use and apply the same to the need and benefit of my son. But should my son be dead then I want the amount he would receive to be put into a monument.

If he is living I want a marker put over my grave with room for my childrens names cut thereon.

I nominate and appoint Charles Orms nephew Executor of this my estate without bond.

In testimony hereof I have hereunto set my hand this 11. day of October 1926.

Mrs Nancy E. Lyons.

Signed and acknowledged by the said Nancy E. Lyons as her last Will and Testament in our presence. This 11. day of October 1926.

A. H. Kelleprath
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Whereas I Nancy E. Lyon, on the 11 day of October in the year 1976, made my last will and testament of that day, do hereby declare the following to be a codicil to the same.

Instead of a lot in Oakdale Cemetery for four I want only a lot large enough for myself. I want my children that are buried in Hamilton Cemetery to remain and not taken up, as originally intended. If there is any money left, But in case of death of my son Edwin the amount to go towards putting up a monument or markers over my grave, and the grave of my children buried at Hamilton. I also want my executor to use my insurance of the Metropolitan Insurance Co. to first use for my burial expenses.

The names of my children are not to be put on my monument as they will not be buried on my lot.

In testimony whereof I have hereunto set my hand this 15 day of April, 1979.

Nancy E. Lyon.

In witness whereof we have hereunto set our hands as witnesses to the last Codicil of Nancy E. Lyon

In presence of A. H. Hallgrath, Julius Hallgrath.

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Mar. 3-
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In the matter of the Will of Jessie Fremont Farmer, Deceased
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that Anna Jessie Fremont Farmer late, a resident of the village of Richmond in said County, died on or about the 27th day of Feb., 1930, leaving an instrument in writing herewith produced, purporting to be her last Will and Testament:

That the said Anna Jessie Fremont Farmer died leaving no widow, and the following named persons her only next of kin, to-wit:

- Edna V. Farmer, daughter, Columbus Ohio.
- Daniel Eugene Farmer son, Columbus Ohio.
- Donald Dayman Farmer 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, resident in this State may be notified according to law of the pendency of said proceedings.

Edna V. Farmer, Petitioner

The State of Ohio, Union County,

Carth.

We, the above named Edna V. Farmer being first duly sworn, say that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Edna V. Farmer

Sworn to before me, and signed in my presence, this 3rd day of March, 1930.

W. H. Husted, Probate Judge

Wainor

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

Dated this 3rd day of March 1930.

Daniel E. Farmer,
Donald L. Farmer.

Probate Court, Union County, O. March 3- 1930.

Filing

Filing of Will & Order for Hearing.

This day an instrument of writing, purporting to be the last Will of Anna Jessie Fremont Farmer late of Richmond in this County, deceased, was produced in open Court & application made for Probate.

It is now ordered, that the said Will be

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filed in this Court and that said application will be for hearing before this Court on the 3rd day of March, 1930, at 2 P.M. and that due notice thereof be given three days prior to said hearing to the next of kin of the testator resident of the State of Ohio all next of kin in Court and waived further notice.
W.H. Husted, Probate Judge

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Testimony of Witnesses to Will
Probate Court Union County, Ohio
No. 11771.

The State of Ohio, Union County.
Personally appeared in open Court, Clara J. Anderson & J. L. 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 Arnie Jessie Fremont Janner, deceased depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 29th day of Sept. 1925, purporting to be the Last Will and Testament of Arnie Jessie Fremont Janner, 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 Arnie Jessie Fremont Janner at the time of executing the same was of full age, and of sound mind and memory & not under any restraint.

Clara J. Anderson, Deponent, Ohio
J. L. Anderson, Deponent, Ohio

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sworn to before me and signed in my presence by said witnesses in open Court this 3rd day of March, 1930.
W.H. Husted, Probate Judge.

orders

Journal Entry: Orders On Hearing, Admission to Probate & Record,
Probate Court Union County, Ohio.
March, 3rd, 1930

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Will to

Be it Remembered that hereupon, to-wit, on the 3rd day of March, 1930, an instrument of writing, purporting to be the Last Will & Testament of Arnie Jessie Fremont Janner, late of Blair Towne Twp. in this County, deceased, was produced in open Court, and offered for probate and was then filed. And it now being shown to the

11771 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 former order of this Court.

Whereupon on this day came Clara J. Anderson, and J. L. Anderson, 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 &c. filed with said Will;

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said Annie Jessie Fremont Turner, 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 Edna V. Turner, pay the costs herein taxed at \$5-

W. H. Husted

Probate Judge

Will

Will
Last Will & Testament of
Annie Jessie Fremont Turner

I Annie Jessie Fremont Turner residing at 12 E. Bonford St. Richmond, O. do make and publish this my last Will &c. testament.

I give to my daughter Edna Violet Turner the sum of \$2000. (two thousand dollars)

The said sum chauntily pattern

Whether table & bed linen, furniture, glassware, and China she may desire. The remaining portion of my estate to be divided equally among my three children, Edna Violet, Daniel Eugene & Donald Layman.

I have made this division feeling that Edna has been kept at home much on my account, and I am sure my sons will agree

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I appoint Edna V. Lamer, executrix, without Bond.

Signed this 29-day of September 1925,
Annie Jessie Fremont Lamer.

Subscribed and acknowledged as, and for her
last Will and Testament by, the said
Annie Jessie Fremont Lamer, in our presence,
and subscribed by us, as attesting witnesses, at her
request, in the her presence, and in the presence of each
other. This 29. day of September 1925.

Clara J. Anderson, Delaware, O.
J. L. Anderson Delaware, O.

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Jan. 3-
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In the matter of the Last Will and Testament of
Elizabeth Bigelow, Deceased,
Application for Probate of Will
Probate Court, Union County Ohio

To the Probate Court of said County.
Your petitioner respectfully represents that Elizabeth Bigelow late of the Village of Richmond in said County, died on or about the 3rd day of Dec. 1929, leaving in writing, herewith produced, purporting to be her last Will and Testament.

That the said Elizabeth Bigelow died leaving no widows. The following named persons, her only next of kin, to-wit:

- | | | |
|-----------------|--------|---------------------------------|
| Stella P. Hough | Miece | Columbus, O. 2605 Cleveland St. |
| Elsie Osborn | " | Ashley, Ohio. |
| Augustus Pierce | nephew | " " |
| E. W. Pierce | " | Marengo, Ohio. |
| Frank Pierce | " | Bondler, Ohio. |
| Ernie Perfect | Niece | Columbus Ohio. 39 Chapman St. |
| Addie Potts | " | " " 7th and Road. |

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.
J. F. Moore, Petitioner

Oath
The State of Ohio, Union County
The above named J. F. Wood being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he verily believes.
J. F. Wood,
Sworn to before me and signed in my presence this 3rd day of Jan. 1930.
W. H. Husted, Probate Judge

Witness
The undersigned next of kin of the within named decedent, hereby waive further notice and consent to the probate of said Will.
Dated this 13th day of Jan. 1930.
Elsie Osborn

Filing of Will
This day an instrument of writing, purporting to be the last Will of Elizabeth Bigelow late of Richmond in this County, deceased, was produced in open
Probate Court, Union County, Ohio, Jan. 3-1930.
Filing of Will and Order for Hearing.

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Testimony
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11722 open Court, and application made for Probate.
 It is now ordered, that the said Will be filed in this Court and that said application will be for hearing before this Court on the 16 day of Jan. 1930 at 10 A.M. and that due notice thereof be given three days prior to said hearing to the next of kin of the testator resident of the State of Ohio
 W. H. Husted, Probate Judge

Witness
 Waiver of Notice ^{an.} Consent to Probate
 By Ernest Pierce Marengo, Ohio
 Waiver ^{an.} Consent to Probate
 Will of Elizabeth Bigelow, Dec'd
 Mrs Stella Pierce Kough 2605 Cleveland av. Columbus, Ohio
 Miss M. Kay Perfect 48 Chatham Road " "
 Francis Adell Pierce Potts 1603 Summit St. " "

Witness
 Waiver ^{an.} Consent to Probate
 Will of Elizabeth Bigelow, Dec'd
 Mrs. Elsie Orstorn Ashley, O.
 Gus Pierce Ashley, O.

Testimony of Witnesses to Will
 Probate Court, Union County, Ohio.

Testimony of Witnesses
 The State of Ohio, Union County,
 Personally appeared in open Court J. F. Wood, and Wm. P. Wood, 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 Bigelow, deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 16 day of A. D. 1919 purporting to be the Last Will and Testament of Elizabeth Bigelow 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 Elizabeth Bigelow at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.
 Name J. F. Wood, Richmond, Ohio.
 W. P. Wood, Ridgeway Ohio.
 Sworn to before me, signed in my presence by said witnesses in open Court, this 3-day of Jan. 1930.
 W. H. Husted, Probate Judge

11722

Journal Entry: Orders On Hearing, Admission to Probate ^{an} Record
Probate Court, Union County, Ohio,
Jan. 16 - 1930.

admission
to
Probate
an
Record.

Be it Remembered, that heretofore, to-wit on the 3rd day of
Jan. 1930, an instrument of writing purporting to be the
Last Will and Testament of Elizabeth Bigelow late of Claitourus
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 decedent, resident of the
State of Ohio, pursuant to a former order of this Court.

Whereupon, on this day came J. F. Wood, and W. P. Wood
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 Elizabeth
Bigelow, deceased; that the same was duly executed
^{an} 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 J. F. Wood pay costs
11 ³⁰

W. H. Trustad, Probate Judge

Last Will and Testament.

Will

In the name of the Reverent Father of all:

I, Elizabeth Bigelow of the Village 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

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found convenient.

Second:

I give, devise and bequeath to Minnie Mc Kay, Bessie Easterday, Elsie Oatman, and Stella Pierce all of my household effects to be divided equally among them.

Third:

I give, devise and bequeath to the Trustees of Blairtown Township, Union Co. Ohio Two Hundred Dollars to be used for the keeping up of cemetery lots of Cornelius Fick and David W. Bigelow.

Will

Fourth:

I give, devise and bequeath to my brother John Pierce Twenty-five hundred dollars. if he be not living, the same is to go to his wife and children and grand-son William Pierce, share and share alike.

Fifth:

I give, devise and bequeath to Minnie Mc Kay, Three hundred dollars; Bessie Easterday, Two hundred dollars; Daisy Easterday, One hundred dollars; Bleta Easterday, One hundred dollars; Frank D. Pierce, Five hundred dollars; William Pierce, Five hundred dollars.

Sixth:

I give, devise and bequeath to the Union County Childrens Home the residus of my estate, if this Will has not been made the length of time that is required for the residus of my estate to go to such an institution as the Union County Childrens Home, then the residus of my estate is to go to the Children of my brother John Pierce.

I do hereby nominate and appoint J. F. Wood of Richmond, Ohio, 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 16-day of September

11772 in the year of our Lord One thousand Nine Hundred and nineteen

Elizabeth Bigelow.

Will

The foregoing Instrument was signed at the end thereof by the said Elizabeth Bigelow 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 hereto respectively subscribe our names as attesting witnesses at Richmond, O. this 16-day of September A.D. 1919.

J. F. Wood.

resides at Richmond, Ohio.

Wm. P. Wood

resides at Richmond, Ohio.

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Mar. 7-
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In the matter of the Will of Lemmie Longbrake, Deceased;
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents that Lemmie Longbrake late a resident of the Village of Marysville in said County, died on or about the 3rd day of March, 1930, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament:

That the said Lemmie Longbrake, died leaving John M. Longbrake her widow who resides at Marysville, Ohio, and the following named persons her only next of kin, to-wit:

- | | | |
|---------------------|----------------------|------------------|
| LeRoy Davis | brother | Kearns, Ark. |
| Stella Hamilton | sister | Dayton, Ohio. |
| Earl Davis | brother | Okla. Homad. |
| Walter Slater | nephew | Kearns, Ark. |
| John Merrill Slater | bro. nephew (14 yrs) | Kokomo, Ind. |
| Sam Pritchard | nephew | Kansas City, Mo. |
| May Bellus | " | Cleveland, Ohio. |
| Ruth Fritz | niece | Dayton, 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 resident in this State may be notified according to law of the pendency of said proceedings
Norman C. Brown, Petitioner

The State of Ohio, Union County.

The above named Norman C. Brown being first duly sworn, says that the facts stated and allegations in the foregoing application contained, are true, as he truly believes.
Norman C. Brown.

Sworn to before me, and signed in my presence, this 7th day of March, 1930.
W. H. Kusted, Probate Judge

Filing

Probate Court, Union County, O. March 7- 1930.
Filing of Will & Order for Hearing.
This day an instrument of writing purporting to be

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Entry

the last Will of Lemmie Longbrake, late of Marysville 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 will be for hearing before this Court on the 17 day of March, 1930, at 2 P.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the Testator resident of the State of Ohio.

W.T. Husted, Probate Judge

Commission to Take Deposition of Witness to Will.
Probate Court, Union County, Ohio.

Commission
To Take
Deposition

No. 11777
Commission

To: C.E. Lackler, Greeting:

You have been duly appointed by the Probate Court of said County to take deposition of Mary Purdy, one of the subscribing witnesses to the last Will and Testament of Lemmie Longbrake late of the County of Union in the State of Ohio, deceased, hereto annexed.

You will therefor cause the said Mary Purdy to come before you at a certain time and place, and there examine on oath first taken before you touching the due execution of said Will of the said Lemmie Longbrake, 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.

In Testimony whereof I have hereto set my hand and affixed the seal of said Court at Marysville, Ohio, this 8 day of March, 1930.

W.T. Husted,
Judge & Ex-officio Clerk of the Probate Court

Deposition
of
Witness
to Will

Deposition of Witness to Will.
Probate Court, Union County, Ohio.

No. 11777
Deposition

Deposition of Mary Purdy, one of the subscribing witnesses to the last Will and Testament of Lemmie Longbrake, 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

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12. day of March, 1930. at room 570, Spitzer Building, Toledo, Ohio. office C.E. Fackler

Mary Purdy of lawful age, being by me, just duly sworn, as herein after certified, deposed, and says:

That she was present at the execution of the instrument of writing now before her, bearing date the 11- day of May, 1928, purporting to be the last Will and Testament of Linnis Longtrake, deceased; that she subscribed her name therein as witness, at the request of said Testator and, in her presence; that she saw the said Testator sign said instrument at the end thereof, and heard her acknowledge the same to be her last Will, and Testament, and that said Linnis Longtrake at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Mary Purdy

The State of Ohio, Union County.

I, C.E. Fackler, duly appointed and commissioned by the Probate Court of the County of Union and State of Ohio, to take the deposition of Mary Purdy, one of the subscribing witnesses to the last Will and Testament of Linnis Longtrake, 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 Mary Purdy, one of the subscribing witnesses as aforesaid, to appear before me, at the time and place above mentioned, that she was by me, just 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 C.E. Fackler, 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 12-day of March, 1930.

C.E. Fackler, Commissioner

11777
application
for
Commission

Application for Commission to Take Deposition
of Witness to Will
Probate Court, Union County, Ohio,
No. 11777,
application.

To the Probate Court of said County:
The undersigned respectfully represents that Lemie
Longbrake late of said County, deceased, died testate
on or about the 3-day of March, 1930, and that her Will
was on the 7-day of March, 1930, produced in open Court
for Probate.

That Mary Purdy one of the witnesses to said Will
resides outside the jurisdiction of said Court, to wit:
at Toledo, Ohio.

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

Dated this 7-day of March, 1930.

Respectfully,
Norman C. Brown.

Order

The State of Ohio, Union County,
Norman C. Brown, being duly sworn, says that
the statements in the foregoing application are ^{true} as he
verily believes.

Norman C. Brown

Sworn to before me and signed in my presence
this 7-day of March, 1930.

W. W. Husted, Probate Judge.

Probate Court, Union County, Ohio,
March 7-1930.

Order for Commission

Order for
Commission

This day Norman C. Brown, appeared in open Court and made
application for a Commission to issue to some suitable
person, to take the deposition of Mary Purdy witness to the
Will of said Lemie Longbrake, deceased.

And it appearing to the Court that said
witness resides outside the jurisdiction of this Court,
to wit: at Toledo, Ohio,

It is therefore ordered, that such Commission
with said Will annexed, issue to C. E. Fackler, 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

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Convenient speed, and this cause is continued,
W.H. Dusted,

Probate Judge

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Wainor of notice and consent to Probate.

By

John M. Longlake,

Stella Keinton 3117 E. 5th Dayton, Ohio.

Ruth Keinton Lutz " " " "

Wainor of notice and consent to Probate.

By

May Bellus 14211 Coit Rd. ??

Journal Entry:

On hearing Admission to Probate and Record,
Probate Court, Union County, Ohio,
March 17, 1930

on hearing admission 7.

Probate

Be it Remembered that herebefore to wit: on the 7th day of March, 1930, an instrument of writing purporting to be the last will and testament of Lemmie Longlake late of Mansfield, 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

b. E. Fackler, the Commissioner heretofore appointed to take the deposition of Mary Purdy 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. Eva Sewell, the other subscribing witness appeared in Court and was duly sworn and testified as to the execution and attestation of said Will.

It is ordered that said testimony be reduced to writing, and by them respectively subscribed, and filed with said Will.

Whereupon, the Court finds the aforesaid instrument of writing is the last will and testament of said Lemmie Longlake, deceased; that the same was duly executed, and attested; and that the said testator at the time of making, signing and

11777 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 Norman C. Brown pay the costs \$15.00.

W. H. Husted

Probate Judge

Will.

Will

In the name of the Benevolent Father of all, I, Lemmie Longbrake, of Marysville, Ohio, do make and publish this my last Will and Testament, hereby revoking any and all former Wills by me made.

Item 1.

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

Item 2.

I give and bequeath the sum of One Hundred Dollars to each of following persons to-wit:-

1. To my nephew Walter B. Staley, (Staley) Harrison, Arkansas
2. To my niece Calista Staley, of Harrison, Arkansas
3. To my niece Ruth Fritz of Dayton, Ohio
4. To my nephew Dana E. Pritchard, of Kansas City, Mo.
5. To my nephew Max Bellus of Cleveland, Ohio
6. To William M. Longbrake, of Marysville, Ohio
7. To Dr. Pearl D. Longbrake, of Marysville, Ohio

Item 3:

All cattle owned by me, individually, together with my interest in the cattle owned jointly by myself and my husband, John M. Longbrake, I give and bequeath to my said husband, providing my said husband shall pay the expenses of my funeral and burial; or said cattle may be sold, and the proceeds arising therefrom, less said funeral expenses, be paid to my said husband.

Item 4.

I give and bequeath the sum of Two Hundred

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Dollars to the Board of Deacons (then acting) of the First Congregational Church of Mansville, Ohio, to be placed in the Deacons Fund of said Church.

Item 5.

I give and bequeath the sum of Fifty Dollars to the Pilgrim Circle of the Kings Daughters of the Congregational Church of Mansville, Ohio.

Item 6.

All house-hold goods of every kind and character I give and bequeath to my husband, John W. Long Trake, as long as he lives and remains unmarried; upon the death of the said John W. Long Trake, or upon his re-marrying, I direct that my executor shall sell all of my goods of every kind and character and the proceeds arising therefrom to add to the residue of my estate.

Item 7.

All the rest and residue of my estate after the payment of the items mentioned above, I give and bequeath to my Executor hereinafter named, in trust, for the use and benefit of my grand nephew, John Merrill Staley; my said Executor is to keep said funds at interest, and from time to time, according to his judgment, he is to provide money out of said funds for the education of the said John Merrill Staley for his care and maintenance in the time of sickness or necessity; and the judgment of my said Executor is to be final as to the payment of any funds to or for the use of the said John Merrill Staley during his minority, when the said John Merrill Staley shall arrive at the age of twenty-one years the said trust shall cease and the balance of the funds then remaining is to be paid to the said John Merrill Staley and is to be his absolutely. Should the said John Merrill Staley not live to reach the age of 21 years then I give and bequeath the said residue then remaining to the following named persons in equal shares, share and share alike, to be theirs absolutely.

1. To Elizabeth Smith, mother of the said John Merrill Staley

2. To my nephew, Walter B. Staley, of Harrison, Arkansas.

3. To my niece, Calista Staley, of Harrison, Arkansas.

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- 4. To my nephew. Dana C. Pritchard, of Kansas City, Mo.
- 5. To my nephew Max Bellus of Cleveland, Ohio.
- 6. To my niece Ruth Fritz of Dayton, Ohio.

Item 8.

I hereby make, nominate and appoint Norman C. Bomer of Mansville, Ohio, to be the Executor of this my last will and Testament, with full power and authority in order to carry into effect all the purposes and provisions of this Will, to change at any time the form or character of my investments, to invest and to re-invest said funds, to collect interest, and to do and perform all acts and things necessary in connection with my said estate; hereby giving and granting unto my said Executor all and as full power and authority to control and manage my said estate as I myself could have if living.

Will

Dated at Mansville, Ohio, this 10. day of May, A.D. 1928.

Mrs Lennie Longtrake. (Lennie Longtrake)

Signed and acknowledged by the said Lennie Longtrake, as her Last Will and Testament, before us and in our presence, and signed by us in her presence as witnesses, and in the presence of each other this 10 day of May, A.D. 1928.

Eva Small.

Residing at Mansville, Ohio.

Mary Purdy

Residing at Mansville Ohio.

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Testimony of Witnesses to Will.

Probate Court, Union County, Ohio

No 11777

The State of Ohio, Union County.

Personally appeared in open Court, Eva Small, who being first duly sworn, to testify the truth, she does truth and nothing but the truth, in relation to the execution of the Last Will and Testament of Lennie Longtrake deceased. Depose and say: That she was present at the execution of the instrument of writing now before her, bearing date the 10. day of May, 1928, purporting to be the Last Will and Testament of Lennie Longtrake deceased; that she subscribed her name thereto as witness at the request of said Testatrix and in her presence; that she said Testatrix sign said instrument at the end thereof and heard her acknowledge the same to be her Will; and that said Lennie Longtrake, at the time of executing the

Testimony of Witnesses

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Era Small
Ashtville, D.

known to before me, and signed in my presence by said
Witnesses in open Court. this 14. day Mch. 1930.
W. H. Busted, Probate Judge

11777 In the matter of The Will of Lennie Longbrake, Deceased,
Mar. 17, 1930. Widow's Election
Probate Court, Union County, Ohio
Election under said Will

I, the undersigned, widow, of Lennie Longbrake
late of Paris 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.
John M. Longbrake.

Whereupon, the Court, ordered, the said election of said
John M. Longbrake, to be entered upon its minutes
in the words and figures following, to wit:
March 17- 1930.
Election

This day personally came into open Court John
M. Longbrake widow of said Lennie Longbrake,
deceased, and applied to make his election whether
to take or not to take under the Will of said
Lennie Longbrake, deceased.

Whereupon, the Court explained to him
the provisions, of said Will and his rights under it
and, also his rights under the law in the
event of his refusal to take under the Will; and
he declared himself satisfied with the provisions
of said Will, and elected to take under it,
and asked, that his election as to take might be
entered upon the Journal of the Court, which
is accordingly done.
W. H. Busted
Probate Judge

11796
April 7
1930.

In this matter of the Will of Flora Josephine Spain, Deceased.
Application for Probate of Will.
Probate Court Union County Ohio.

To the Probate Court of said County:
Your petitioner respectfully represents, that Flora Josephine Spain late of Marysville in said County, died on or about the 4. day of April, A.D. 1930, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament:

That she said Flora Josephine Spain, died leaving no widow, & the following named persons, her only next of kin, to wit:

H. B. Spain, father, 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, resident in this State may be notified according to law of the pendency of said proceedings.

H. B. Spain, Petitioner.

The State of Ohio, Union County.

Order

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

H. B. Spain

Sworn to before me, and signed in my presence, this 7 day of April 1930

W. H. Husted, Probate Judge

Probate Court, Union County, O. April 7 - 1930.

Filing of will

Filing of Will, & Order for Hearing

This day an instrument of writing purporting to be the last Will of Flora Josephine Spain, late of Marysville 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 will be for hearing before this Court, on the 7 day of April, 1930, at 2 P.M., all next of kin, being in Court.

W. H. Husted, Probate Judge.

Testimony of Witnesses to Will.

Testimony of witnesses

Probate Court, Union County, Ohio, No. 11796.

The State of Ohio, Union County.
Personally appeared, in open Court, Barbara B. Reed, and, Ralph H. Reed, who being first

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Probate Judge
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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 Flora Josephine
Spain, 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 Dec. 1929, purporting to be the Last Will
and Testament of Flora Josephine Spain 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 Flora Josephine Spain
at the time of executing the same was of full
age, and of sound mind and memory, and not under
any restraint.

Barbara B. Reed
Ralph H. Reed
shown to before me, and signed in my
presence, by said witnesses in open Court, this 7th day
of Apr. 1930.
W. H. Husted Probate Judge

Journal Entry:

Orders
on
Hearing

Orders on Hearing, admission
to Probate ^{and} Record
Probate Court, Union County, Ohio,
April 7th 1930.

Be it Remembered, that heretofore, to wit, on the
7th day of April, 1930, an instrument of writing
purporting to be the Last Will and Testament of
Flora Josephine Spain, 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 Testatrix resident of
the State of Ohio, pursuant to a former order of
this Court.

Whereupon, on this day came, Barbara B. Reed and
Ralph H. Reed, the subscribing witnesses to said
Will; who, being duly sworn, testified as to
the execution of said Will, which testimony
was reduced to writing by said witnesses

11796

respectively subscribed, and filed with said Will,
 whereupon the Court finds the aforesaid instrument
 of writing is the Last Will and Testament of said
 Flora Josephine Spain, 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 V. B. Spain pay costs \$4.00
 W. T. Husted Probate Judge.

Will

Last Will and Testament of
 Flora Josephine Spain.

I, Flora Josephine Spain, of the Village of Marysville
 Union County, Ohio, do make, publish and declare this
 to be my last Will and Testament, hereby revoking all
 former Wills and Codicils by me made.

Item 1.

I give and bequeath to Amanda M. Spain of
 Northampton, O. One Thousand Dollars.

Item 2.

I give and bequeath to Nettie Toy of Columbus, O.
 Five Hundred Dollars.

Item 3.

I give and bequeath to the Ohio Branch of the
 American Anti-Slavery Society Fifty Dollars

Item 4.

I direct that my executor hereinafter
 named, as soon as convenient after my demise
 sell my residence property, No 256 West 7th Street
 in the Village of Marysville, Ohio, being the property
 devised to me by my Aunt, Mary J. Voshury,
 either at public or private sale, at such price,
 and upon such terms and conditions as he may
 direct, and without an order of Court, and make
 & deliver to the purchaser a good and sufficient
 deed as such executor therefor; and after

11796

Will

Item 1 - I give or bequeath to Amanda M. Spain
 One Thousand Dollars
 Item 2 - I give or bequeath to Nettie Toy
 Five Hundred Dollars
 Item 3 - I give or bequeath to the Ohio Branch of the
 American Anti-Slavery Society Fifty Dollars
 Item 4 - I direct that my executor hereinafter
 named, as soon as convenient after my demise
 sell my residence property, No 256 West 7th Street
 in the Village of Marysville, Ohio, being the property
 devised to me by my Aunt, Mary J. Voshury,
 either at public or private sale, at such price,
 and upon such terms and conditions as he may
 direct, and without an order of Court, and make
 & deliver to the purchaser a good and sufficient
 deed as such executor therefor; and after

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11796 deducting the necessary expenses of sale, he pay the balance remaining from the proceeds of said sale as follows:

Will One fourth to Emma A. Tyrell, if living, if not, then to the children of her body, share and share alike.

One fourth to Hattie Cogsd, if living, if not, then to the children of her body, share and share alike.

One fourth to the children of the body of Amelia M^{rs} Masters, deceased, share and share alike.

One fourth to Herman Votary, if living, if not, then to the children of his body, share and share alike.

Item 5.

I give and devise to my father H. H. Spain, all the rest and residue of my property, be it of whatsoever nature and where so found, including any property given or devised to me or otherwise acquired, be the same real or personal, he to have and to hold the same, absolutely.

Item 6.

I hereby appoint my father H. H. Spain, executor of this my Last Will and Testament, and direct that he be permitted to qualify as such without bond.

In Testimony Whereof I have hereunto set my hand this 14th day of December, 1929.

Flora Josephine Spain.

Signed and acknowledged, by the said Flora Josephine Spain, as her last will and testament, in our presence, and signed by us, as witnesses thereto, in her presence, and in the presence of each other, this 14th day of December, 1929.

Barbara B. Reed,
Ralph H. Reed,

Item 7. I give and devise or bequeath to William Polking am. Royal Polking thirty - five dollars, each.

11802
Apr. 10.
1930

In the matter of the Last Will and Testament of
George Vanskinn, Deceased.
Application for Probate of Will
Probate Court, Union County, Ohio.

To the Probate Court of said County
Your petitioner respectfully represents, that George Vanskinn
late of the Township of Liberty, Raymond, in said County
died in or about the 4th day of April 1930, leaving
an instrument in writing herewith produced, purporting
to be his last Will and Testament.

That the said George Vanskinn died leaving Isadora
Vanskinn, his widow who resides at Raymond, Ohio.

Application. The following named persons his only next of kin, to-wit:

- Lillian Wilgus, daughter, Columbus, Ohio.
- Gertrude Logan, " address unknown
- Ethel Williams, " 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, resident
in this State may be notified according to law of the
pendency of said proceedings.

Lillian Wilgus, Petitioner

In the State of Ohio, Union County.

60th The above named Lillian Wilgus being first
duly sworn, says that the facts stated and allegations
in the foregoing application contained, are true as she
verily believes.

Lillian Wilgus.

Sworn to before me and signed in my presence this
10 day of April 1930.

W.H. Husted, Probate Judge

Probate Court, Union County, O. Apr. 16-1930.
Filing of Will and Order for Hearing

Filing 7 This day an instrument of writing purporting
to be the last Will of George Vanskinn late of
Raymond, 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 will be
for hearing before this Court on the 16th day of April
1930, at 1 P.M. and that due notice thereof be given
3 days prior to said hearing, to the next of kin
of the testator, resident of State of Ohio.

W.H. Husted.

Probate Judge -

Wills

Wills

Testimony

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waiver

Waiver of notice & Consent to Probate,
for hearing of George Vansticker, deceased,
April 16-1930. 1. P.M.
Isadora Vansticker,

waiver

Waiver of notice & Consent to Probate.
George Vansticker, deceased,
Will for hearing April 16-1930. 1. P.M.
Edith Williams

Testimony

Testimony of Witness to Will
Probate Court, Union County, Ohio,
no 11803.

The State of Ohio, Union County.
Personally appeared, in open Court, Blair S. 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
George Vansticker deceased, depose and say: That
he was present at the execution of the instrument
of writing now before him bearing date the 26-
day of April 1930; purporting to be the Last Will and
Testament of George Vansticker deceased; that he
subscribed his name thereto, as witness at the
request of said testator and in his presence; that
they said said testator sign said instrument
at the end thereof and heard him acknowledge
the same to be his Will, and that said George Vansticker
at the time of executing the same, was of full age,
and of sound mind and
and of sound mind and memory, and not under any
restraint.

Blair S. Winter, Mansfield, O

Sworn to before me, and signed in my presence,
this 16 day of April 1930.

Ed W. Husted, Probate Judge

Prof. of Signature of Witnesses to Will.

Probate Court Union County, Ohio,

Personally appeared, in open Court, Clara B.
Husted, and Carrie W. Counsel, who being
first duly sworn, to testify the truth, the whole
truth, and nothing but the truth, in the
matter of the Will of George Vansticker deceased,
depose and say: that A.E. Hurst whose name
appears as one of the subscribing witnesses to the
Last Will & Testament of George Vansticker deceased,

11802 has since the date of said Will April 26th A.D. 1920. died that we are each of us well acquainted with the handwriting and signature of said deceased witness and that the signature of said A.E. Knox purporting to be his as one of the subscribing witnesses to said Will is the true and genuine signature of the said deceased witness.

Clara B. Husted
Carrie W. Houbrecht

Sworn to before me and signed in open court this 14 day of April 1930.

W.H. Husted, Probate Judge

Admittedly
to
Probate
and
Records

Journal Entry:

Admittedly to Probate & Record.

Probate Court, Union County, O. Apr. 16-1930.

Be it Remembered that heretofore to wit on the 10. day of April 1930. an instrument of writing purporting to be the last Will and Testament of George VanSkiver late of Raymond 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.

And it further appearing to the Court that A.E. Knox one of the subscribing witnesses to said Will has since the date of said April 26-1920 died.

Whereupon Clara B. Husted and Carrie W. Houbrecht appeared in open Court and were duly sworn and examined according to law touching the genuineness of the signature of said A.E. Knox attached to said Will.

Whereupon this day came Blair A. Winter the other subscribing witness and being duly sworn testified as to the execution & 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 VanSkiver 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

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11802 and memory, and not under any restraint.

It is therefore by this 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 Linnis Wilgus pay the costs \$9.40

W. H. Husted, Probate Judge

Will

Will

I, George Vauskine, of Raymond, Union County, this being now about 67 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 expenses be paid out of my estate.

Clause 2.

I give and bequeath to my grand son Donovan Williams my watch.

Clause 3.

I give and bequeath to my beloved wife Isadora, in lieu of her dower the residue of my personal property, to be hers absolutely. And I also give and bequeath to her, our home and all real estate of which I may be seized at the time of my death, to be hers so long as she may live.

Clause 4.

After the death of my said wife, I give and bequeath my said home and all my real estate in equal shares to each of my three daughters, Linnis Wilgus, Gertrude Logan, and Edith Williams, to be theirs absolutely, and in the event that I should survive my said wife, then and in such case, I also give and bequeath to my said three daughters, in equal shares the residue of my present property of every kind and description, other than my watch, after my debts funeral and incidental expenses shall have been paid.

Clause 5 -

11802

I name and appoint my said daughter Lillian Wilgus to be executor of this my last Will without Bond.

Witness my hand this 26-day of April 1920.
Georgy Vansticker.

We certify that the foregoing instrument of writing was signed by the above named Georgy Vansticker before us and that at the time of signing he declared the same to be his last Will and that at his request and in his presence and in the presence of each other we have hereunto subscribed our names as such witnesses this 26-day of April 1920 at Raymond, Minn.

A. E. Kehoy,
Blair W. Winter

Witnesses

11727

July 26-

1930.

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11727
July 25-
1930.

In the matter of the Estate of Andrew J. Jenkins, Deceased
Application for Transfer and
Record of Real Estate Deceased
Probate Court Union County, Ohio,
no. 11727.

Now comes Irolus Skillman and represents to the Court that by the terms of the last Will and Testament of Andrew J. Jenkins deceased, late of said County, which Will was duly admitted to probate on the 13 day of January, 1930, and recorded in Vol. 5, Pg. 460, of the Will Records of said Union County certain real estate was devised to

Iris E. Jenkins, Irolus Skillman, and Nellie Golden, by the following item:

"Second I give, will and devise to my children, Iris E. Jenkins, Irolus Skillman and Nellie Golden, or the heirs of their body all my real estate and personal property of whatever nature the same may be to them and assigns forever."

That the following is a description of said real Estate such as is contained in the Will to wit:

Real estate situate in the State of Ohio, County of Union, and Village of Marysville and bounded and described as being the south half of In lot no. 123, in said Village of Marysville.

Being the same premises conveyed by Adam Strong Executor of the estate of Louis Strong Sr. deceased, to Andrew J. Jenkins, by deed dated July 14-1908 and recorded in Union County Deed Record no. 87, page 31.

Excepting therefrom two and one half feet off the south side owned by Joseph and Sarah J. Roff

The premises above described have a frontage of 38.70 feet on Oak Street and extend back 132 feet to an alley.

Also the undivided one-half interest in certain premises, situate in the State of Ohio, County of Union and Village of Marysville and bounded and described as follows:

Being the west half of In lots no. 151, 154, and 159 in said Village and being the same premises conveyed by Rosa Hofman and husband, to Andrew J. Jenkins, and Clem Jenkins, by deed dated Oct. 25-1920, and recorded in Union County Deed Record no. 123, page 5-81

Excepting therefrom 40 feet off the north side of

of the west one-half of In lot # 151 conveyed to Phillip Kuhlman, December 26, 1906, and also all of the west half of In lot no. 159 and 37 1/2 feet off the south side of the west half of In lot no. 154, conveyed by Andrew J. Jenkins and Glenn Jenkins to Vir E. Jenkins and Effie Jenkins by deed dated May 26, 1921, and recorded in Union County Deed Record no. 125, page 279.

Leaving the south part of the west half of In lot no. 151, facing 42.50 feet on Walnut Street and extending back 66 feet

And also leaving the north part of the west half of In lot no. 154 facing 45 feet on Walnut Street and extending back 66 feet.

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 to the County Auditor directing the transfer of said real estate upon the tax duplicate to Vir E. Jenkins, Ival Skillman & Nellie Golden, and for a certificate to the County Recorder, as provided by law.

Ival Skillman

The State of Ohio, Union County,

Ival Skillman being first duly sworn says that the facts stated in the foregoing application are true, as she verily believes.

Ival Skillman,

Sworn to before me, and subscribed in my presence, this 25th day of January, 1930

Wm. W. Husted, Probate Judge

Probate Court, Union County, O. January 25, 1930.

Authority to Transfer Real Estate Devised.

This day came Ival Skillman 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 Andrew J. Jenkins, deceased,

upon consideration whereof the court finds that by the terms of the Will of said decedent, said real estate was devised to Vir E. Jenkins Ival Skillman & Nellie Golden by the following item:

"I, Andrew J. Jenkins, will and devise to my children, Vir E. Jenkins, Ival Skillman & Nellie Golden, or the heirs of their body, all my real estate and personal

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property of whatever nature the same may be, to them and assigns forever
 see description in 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 herein before named, it is ordered, that said real estate be transferred upon the Duplicate of the County to the name of F. W. Jenkins, Walter Skillman and Welle Goedew. That a certificate of this order together with the description contained in the application, issue to said Auditor, as required by law.
 W. H. Husted, Probate Judge.

9526 In the matter of the Estate of George W. Longbrake, Dec'd
 Feb. 25, 1930. Application for Transfer of Real Estate Devised,
 Probate Court, Union County, Ohio.
 vs. 9526

Now comes Alma E. Stimml and represents to the Court that by the terms of the last will and testament of George W. Longbrake, deceased late of said County, which will was duly admitted to probate on the 7 day of January 1921, and recorded in Vol. D, page 312, of the Will Records of Union Co. all certain real estate belonging to said decedent was devised to Isabelle J. Longbrake for life and then to Alma E. Stimml and Emma Pursol, 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:

In the State of Ohio, County of Union, Township of Millcreek, part of U. M. Survey no. 3956, and bounded as follows:

Beginning at a Dogwood and Ash in the southerly line of said survey; thence, with said line, S. 82° W. 110 poles to a Sugar tree and two Beeches; thence, N. 11 1/2° W. 155 poles to a Sugar tree on the bank of Mill creek; thence, down the creek, with the meanderings thereof S. 82° E. 64 poles; N. 30° E. 40 poles; S. 78° E. 11 poles; N. 58° E. 8 poles to a large Sycamore; thence S. 11 1/2° E. 176 poles to the beginning.

Containing 100 acres, more or less.
 Your petitioner represents that all the provisions and conditions of said will have been fully complied with upon part of devisee.

Wherefore she prays for an order directing the transfer of said real estate upon the tax duplicate to their said names

Alma E. Stimmel

The State of Ohio Union County

Alma E. Stimmel being first duly sworn says that the facts stated in the foregoing application are true, as he truly believes

Alma E. Stimmel

Sworn to before me and subscribed in my presence this 20 day of February, 1930.

(Signature)

Norman C. Brown

(Signature)

Notary Public

Journal, 42, Pg. 492

11803
Apr. 11,
1930.

In the matter of the Will of Daphene L. Stephens, Deceased,
Application for Probate of Will.

Probate Court, Union County, Ohio.

To the Probate Court of said County

Your petitioner respectfully represents that Daphene L. Stephens late a resident of the Township of Jerome, in said County, died on or about the 17 day of March, 1930, leaving an instrument in writing, herewith produced, purporting to be her last Will and Testament.

That the said Daphene L. Stephens died leaving P. M. Stephens her widower and the following named persons her only next of kin to wit:

- Doris Stephens - son. Powell.
- Anna Johns daughter "
- Blyde Hill G. son Plain City, 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 resident in this State may be notified according to law of the pendency of said proceedings.

D. M. Stephens Petitioner.

The State of Ohio Union County

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

D. M. Stephens.

(Signature)

11803

Sworn day

Filing of

Filed this 11th day of April 1930

Warrant

Testimony of witness

Will

Proved and limited relation of Testament and instrument the Testator of said State shall Will time 9. of

11803

Shown to before me and signed in my presence this 11 day of April 1930.

W. H. Husted, Probate Judge.

Probate Court, Union County, D.

April 11 - 1930.

Filing of Will and Order for Hearing.

Filing of

This day an instrument of writing purporting to be the last Will of Daphene L. Stephens late of Jerome Twp. 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 will be for hearing before this Court on the 16 day of April 1930 at 10 A.M. and that due notice be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of this.

W. H. Husted, Probate Judge.

Notice

Notice of notice and Consent to Probate.

- Mrs. of Daphene L. Stephens, Deceased
- Anna Johns. Powell, Ohio
- Clyde L. Hill Plain City, D.
- David L. Stephens Powell, Ohio
- Abu Cochran Plain City, R. D.

Testimony of witness

Testimony of Witness to Will. Probate Court, Union County, Ohio. No. 11803.

Personally appeared in open Court Anna R. Cochran 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 Daphene Stephens deceased, depose and say: that she was present at the execution of the instrument of writing now before them bearing date the 15 day of Feb. 1929 purporting to be the last Will and Testament of Daphene Stephens, deceased; that she subscribed her name as witness at the request of said Testator and in her presence; that she saw said Testator sign said instrument at the end thereof and heard her acknowledge the same to be her Will; and that said Daphene L. Stephens at the time of executing the same was of full age, of sound mind and memory, not under any restraint.

Anna R. Cochran

11803

Sworn to before me and signed in my presence by said witnesses in open court this 16th day of Apr. 1930.
W. Husted, Probate Judge

Proof of Signature

Proof of Signature of Witness to Will,

Probate Court Union County, Ohio.
Personally appeared in open Court Carrie W. Hornback, ^{and} Clara B. Husted who being first duly sworn, to testify the truth, the whole truth and nothing but the truth in the matter of the will of Joseph L. Stephens deceased, depose and say: that Abr Cochenour whose name appears as one of the subscribing witnesses to the last Will and Testament of Joseph L. Stephens deceased, hereunto Annexed, has since the date of said Will, March 15-1924, is sick and in Hospital and not able to testify, that we, each of us, well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Abr Cochenour purporting to be his as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness,

Carrie W. Hornback
Clara B. Husted

Sworn to before me and signed in my presence in open court this 16th day of April 1930.

W. Husted, Probate Judge

Admittedly to Probate ^{and} Record.

Journal Entry: admitting to Probate ^{and} Record.
Probate Court Union County, O April 16th 1930.

Admitting to Probate ^{and} Record.

Be it Remembered that hereupon, to wit: on the 11 day of April 1930, an instrument of writing, purporting to be the last Will and Testament of Joseph L. Stephens, late of Jerome, Ind. 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 Abr Cochenour one of the subscribing witnesses to said Will, is sick and in the Hospital and unable to testify.

Therefore, Carrie W. Hornback ^{and} Clara B. Husted appeared in open Court and were duly sworn

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and examined according to law, touching the genuineness of the signature of said Abv Cochennor attached to said Will, thereupon this day came Anna Cochennor the other subscribing witness to said Will, being 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 Joseph L. Stephens 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 D. M. Stephens pay costs \$7.00

W. W. Husted, Probate Judge

Will

Will

I Joseph L. Stevens of the County of Union and State of Ohio, being of full age, and sound mind and memory, do make and declare this to be my last Will and Testament, reposing full confidence in my husband David M. Stephens, and knowing the welfare of our children can be safely entrusted to him. I give, devise and bequeath all of my estate both real and personal wherever situated to my said husband David M. Stephens

I hereby nominate and appoint my said husband David M. Stephens the executor of this my last Will, authorizing him to sell at private or public sale the whole or any part of my real estate or personal property, as he may deem best.

I desire that no bond be required of my said executor, and that no inventory or appraisal of my estate be made.

Signed and acknowledged by the said Joseph L. Stephens in our presence and signed by us as witnesses in her presence, and the presence of each other, at Jerome Ohio, on March the 15-1924. J. L. Stephens.

11803 Witness. Anna R. Cochran
Witness. Aba Cochran.

11807
April 14
1930.

In the matter of the Last Will and Testament of
Aaron F. Robinson Deceased
Application for Probate of Will.
Probate Court, Union County, Ohio.
To the Probate Court of said County.

Your petitioner respectfully represents that Aaron F. Robinson late a resident of the village of Marysville in said County died on or about the 11- day of April 1930 leaving instrument in writing hereunto produced purporting to be his last will and Testament, that the said Aaron F. Robinson died leaving Harriett Robinson his widow who resides at Marysville and the following named persons his only next of kin to-wit:

Lucille Robinson daughter Marysville, Ohio
Larrie Shriver " Nellis W. Va.

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.

Harriett Robinson, Petitioner

oath

The State of Ohio, Union County.

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

Harriett Robinson.

Sworn to before me and signed in my presence, this 14 day of April, 1930.

W. W. Husted, Probate Judge.

waiver

The undersigned next of kin of the within named decedent hereby waives further notice & consent to probate of Will.

Dated this 14 day of April, 1930.

Lucille Robinson
Larrie Shriver.

Filing

Probate Court, Union County, O. April 14 - 1930.
Filing of Will & Order for Hearing.

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This day an instrument of writing purporting to be the last will and testament of Aaron F. Robinson, late of Marysville 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 will be for hearing before this court on the 17th day of April 1930, at 2 P.M. and that due notice thereof be given 3 days prior to said hearing, to the widow and next of kin of the testator, resident of the State of Ohio

W. H. Husted, Probate Judge

Testimony of Witnesses

Testimony of Witnesses to Will, Probate Court, Union County, Ohio, No. 11807

The State of Ohio, Union County

Personally appeared in open Court James E. Robinson and Vida S. Adkins 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 Aaron F. Robinson deceased, depose and say:

That they were present at the execution of the instrument of writing now before them bearing date the 10th day of April 1930, purporting to be the last will and testament of Aaron F. Robinson deceased; that they respectively subscribed their names, etc. as witnesses at the request of said testator and in his presence; that they saw said testator sign said instrument at the end thereof & heard him acknowledge the same to be his will; and that said Aaron F. Robinson at the time of executing the same, was of full age, of sound mind and memory, and not under any restraint.

James E. Robinson

1998 Cambridge Rd., Columbus, Ohio

Vida S. Adkins

63 Beech Road, Columbus, Ohio

Done to before me & signed in my presence by said witnesses in open Court this 14th day of April, 1930,

W. H. Husted

Probate Judge

l. 14 - 1930, hearing.

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Journal entry: Admitting to Probate ^{and} Records,
Probate Court, Union County, Ohio
April 17th 1930.

Admitting
to
Probate
and
Records.

Be it Remembered, that heretofore, to wit, on the 14th day of April, 1930, an instrument of writing purporting to be the Last Will and Testament of Aaron F. 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 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 James E. Robinson and Vida S. Adkins 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 Aaron F. 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 Harriett Robinson pay costs \$ 5.-

W. H. Husted, Probate Judge

Will.

Last Will and Testament

I, Aaron F. Robinson, resident of Mansville, Ohio, being of sound and disposing mind, and memory do make, publish and declare this my last Will and testament, hereby revoking any and all Will or Wills by me heretofore made.

Item First:

I desire that my just debts be paid out of my estate.

Item Second:

I bequeath to my daughter, Lucille Robinson

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Five Thousand Dollars (\$5000⁰⁰) conditioned upon her cancelling any indebtedness she may have or might claim against my estate, and, conditioned upon her saving my estate harmless from any claim which any one else, claiming under her, may have or might claim against my estate.

Item Third:

I bequeath to my daughter, Carrie Shriver Fifteen Hundred Dollars (\$1500⁰⁰) conditioned upon her cancelling any indebtedness she may have or might claim against my estate, and, conditioned upon her saving my estate harmless from any claim which any one else, claiming under her, may have or might claim against my estate.

Wife

Item Fourth:

I bequeath and devise to my wife, Harriet Robinson, all the residue of my estate, real, personal and mixed, absolutely.

Item Fifth:

Without diminishing or limiting the character of the estate, I have bequeathed to my wife, Harriet Robinson, in Item Four hereof, I desire to charge her with the moral obligation to provide by Will for the payment out of the estate which she may leave upon her death, to my grandson Elsworth Shriver, providing he be living at the time of her decease, the sum of Three Thousand Dollars (\$3000⁰⁰) to be used in his education; and, a like sum to my grand daughter, Harriet Shriver, providing she be living at the time of the death of my said wife, said sum to be used in the education of such grand daughter.

Because I do not desire that my wife discriminate between my two daughters, it is my wish, in the event my daughter Lucille should marry and bear children, and there be but two such children living at the time of the death of my said wife, that she bequeath to each of them Three Thousand Dollars (\$3000⁰⁰) to be used in their education; and, in the event that she should bear more than two children and more than two such children should be

11807

living at the time of the death of my said wife that she support the sum of six thousand Dollars (\$6000⁰⁰) among all of such children but in no event do I charge my wife with the moral obligation to bequeath to any grand child more than three thousand Dollars. (\$3000⁰⁰).

Will

I hereby appoint my wife Harriet Robinson, my executrix with all the powers incident to such appointment and in addition thereto, power to sell any or all of the assets of my estate including real estate upon such terms and at such price as she shall deem wise and the power to make deeds of conveyance therefor, without any order or approval of the probate or any other Court, and to serve without bond.

I hereby empower her at her discretion, with the consent of my legatees to make settlement of the bequests herein provided for them by the conveyance of a portion or an interest in a portion of my real estate.

In Witness Whereof I have hereunto subscribed my name this tenth day of April, 1930.
Aaron F. Robinson.

Signed in our presence by Aaron F. Robinson, as and for his last Will and Testament and we in his presence and in the presence of each other and at his request have hereunto signed our names as witnesses to his signature and his execution and publication of this his last Will and Testament

James E. Robinson
Vida S. Atkins

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Mar. 10
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In the matter of the Estate of John H. Montgomery, deceased
Application for Transfer ^{to} Record of Real
Estate Devised
Probate Court Union County, Ohio,
No. 5408

Now comes John H. Montgomery, and represents to the
Court that by the terms of the last Will and
Testament of John H. Montgomery, deceased, late of
said County, which will was duly admitted to
probate on the 4. day of September 1929, and recorded
in Vol. 16, Pg. 89, of the Will Records of said Union
County, certain real estate was devised to
Sarah E. Montgomery his widow, and
John H. Montgomery, his son.

That the following is a description of said real
estate such as is contained in the Will, to wit:

Item 3. I give, devise and bequeath to my
beloved wife for and during her natural life my
interest in the real estate which her, and I own
jointly in Richmond, Ohio, being the property conveyed
to us by Mary F. Baker, and husband, by deed dated
March 7, 1894, and at her death I give, devise
and bequeath my interest in the said real estate
to my son John H. Montgomery.

"The following is a specific description of the
said Real Estate:

Situate in the County of Union, State of Ohio, and
in the village of Richmond, being a strip of land
66 feet wide off the north side of sub lot no. 13.

For a more specific description reference is hereby
made to the records of the Plat, duly recorded
in the Recorder's office, at Mansville, Ohio.

And the following real estate:
Item 2 nd

I give, devise and bequeath to my beloved
wife, Sarah E. in case she survive me, my interest
in the farm of 10 1/2 acres, which we own jointly,
situate in York, Township, Union Co., Ohio, as long
as she remains my widow. But should she marry
then and in that event it is my will that
my interest in the said farm pass to my son,
John H. Montgomery, or, upon the death of my said
wife she having not remarried, I give
devise and bequeath my interest in the said
farm to my son, John H. Montgomery.

The following is a specific description of the

said real estate.

Located in York Township, Union County, Ohio. Survey No. 12124

Beginning at a stake in the Greenville Treaty line N.W. corner of a lot of land owned by David Sterling; thence with the said line 37° N. 219 poles to an ash tree and water birch; thence N. 83° W. 79 poles to a stake in the line of J. S. Coons; thence 7° E. 194 3/10 poles to an ash and water birch in the Greenville Treaty line; thence with the said line N. 79° 79 3/10 poles to the place of beginning.

Containing one hundred and two ^{and} half acres more or less.

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

Wherefore he prays for an order to the County Auditor directing the transfer of said real estate upon the tax duplicate to Sarah E. Montgomery, namor, life estate in the undivided one-half remainder.

and certificate to County Recorder as provided by law.

John H. Montgomery.

The State of Ohio, Union County.

John H. Montgomery being first duly sworn, says that the facts stated in the foregoing Application are true, as he truly believes.

John H. Montgomery.

Sworn to before me and subscribed in my presence this 7 day of March, 1930

[Signature] Erynn Sanders Notary Public
Erynn Sanders

Journal 42 Pg. 524

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April 8
1930.

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In the matter of the Last Will and Testament of
William M^cElroy, Deceased.
Application for Probate of Will.

To the Probate Court of said County,

Your petitioner respectfully represents that William M^cElroy late a resident of the village of Richmond in said County, died on or 3rd day of April, A.D. 1930, leaving an instrument in writing, herewith produced, purporting to be his last will and Testament:

That the said William M^cElroy died leaving Esther M^cElroy his widow, who resides at Richmond and the following named persons, his only next of kin, to wit:

application	Charles W. M ^c Elroy	brother	Fulton, Ohio
	Mary E. Alright	niece	Columbus, Ohio
	Mildred Jones	"	"
	Charles Stickle	nephew	mechanic, Ohio
	Ruth Brown	niece	Richmond, Ohio
	J. W. M ^c Elroy	nephew	Lamoni, Iowa
	Geo. W. M ^c Elroy	niece	" "
	Estella Salitz	"	W. Mansfield, Ohio
	Barrie E. Taylor	"	Richmond, Ohio
	Oran M ^c Curdy	nephew	Marion, Ohio
	Chauncey E. Fiedler	"	"

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.

Esther M^cElroy, Petitioner.

The State of Ohio, Union County,

Carle, I, sworn, say that the facts stated and allegations in the foregoing application contained, are true as she verily believes.

Esther M^cElroy.

Sworn to before me and signed in my presence this 8th day of April, 1930.

Wm. M. Kuster, Probate Judge.

Probate Court, Union County, O.

April 8-1930.

Filing of Will and Order for Hearing

Probate Court Union Co. O. Apr. 8 1930
Filing of Will^{aw}. Order for Hearing

11801

Hearing
of
Will

This day an instrument of writing purporting to be the last Will of William M^cElroy late of Richmond 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 will be for hearing before this Court on the 18 day of April 1930 at 2 P.M. and that notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W. H. Husted, Probate Judge

waiver

waiver

I Charles B. Stickell next of kin of William M^cElroy deceased late of Clairborne Twp. Union Co. Ohio resident of said State do hereby waive the issuing and service of notice and voluntarily enter my appearance herein.

And I do hereby consent to the Probate of the Will of said decedent according to the prayer of the Application filed in said Court.

April 10 - 1930.

Chas. B. Stickles

Chas. B. Stickles

P.O. Mechanicsburg, Ohio.

waiver

Waiver of notice^{aw}. Consent to Probate.

By

Mildred Home Dones

482 Third Ave., Columbus, O.

Mary E. Albright

Testimony of witnesses to Will.

Probate Court Union County, Ohio.

Testimony

This State of Ohio, Union County.

Personally appeared in open Court W. D. Cameron and Arthur Marriott who being first duly sworn, to testify the truth the whole truth & nothing but the truth in relation to the execution of the Last Will and Testament of William M^cElroy deceased. depose and say: that they were present at the execution of the instrument of writing now before them bearing date the 8 day of Dec. 1929 purporting to be the Last Will and Testament of William M^cElroy deceased: that

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11801 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 McElroy at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Arthur Marriott
W.D. Cameron.

Richmond, Ohio.

Shown to before me, and signed in my presence by said witnesses in open Court, this 18th day of April, 1930.

W.T. Husted, Probate Judge

Journal Entry:

Order on
Hearing
Admission
to

Order on Hearing, admission to Probate Record
Probate Court Union County, Ohio,
April 18th 1930.

Probate
Record

Be it Remembered, that heretofore, to-wit: on the 8th day of April 1930, an instrument of writing purporting to be the Last Will and Testament of William McElroy late of Blair 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 Arthur Marriott, and W.D. Cameron, the subscribing witnesses to said Will who, being duly sworn testified as to the execution & 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 McElroy, deceased; that the same was duly executed and attested & 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

11801 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 Charles M^c Elroy pay the costs \$ 11.²⁰

W. H. Husted. Probate Judge.

Last Will and Testament.

Wille I, William M^c Elroy 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 Esther M. M^c Elroy my home property, known as number 221 on the east side of South Franklin Street in Richmond Union County, Ohio. To be the property of my said wife in fee simple, after my decease.

Third:

I further give, devise and Bequeath to my said wife Esther M. M^c Elroy all the personal property contained in our home at my death, to be hers absolutely and forever.

Fourth:

I give, devise, and Bequeath to Mary J. Kinney who is the wife of Rev. N. J. Kinney, Two thousand (\$2000⁰⁰) Dollars.

Fifth:

I give, devise and Bequeath to Mary E. Kinney, who is the daughter of Rev. N. J. Kinney, Five Hundred (\$500⁰⁰) Dollars.

Sixth:

I give, devise, and Bequeath to Ethel Goran, who is the daughter of Rev. N. J. Kinney, Two Hundred & fifty (\$250⁰⁰) Dollars.

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Seventh:

I give, devise and bequeath to Lela Ayers, who is the daughter of Rev. W. J. Kinney two hundred and fifty (\$250⁰⁰) Dollars.

Eighth:

I give, devise, and bequeath to Edith Mello, who is the daughter of John B. Shisler two hundred and fifty (\$250⁰⁰) Dollars.

Ninth:

I give, devise and bequeath to Chauncy E. Brooks, of Mansville, Ohio. Five hundred (\$500⁰⁰) Dollars.

Tenth:

I give, devise and bequeath to Dr. John P. Brooks of Richmond, Ohio. Five hundred (\$500⁰⁰) Dollars.

Eleventh:

Niece

I give, devise and bequeath to Estella Felt, who is the daughter of J. L. Fish, deceased. Two hundred and fifty (\$250⁰⁰) Dollars.

Twelfth:

I give, devise and bequeath to Chauncy E. Fish two hundred and fifty (\$250⁰⁰) Dollars.

Thirteenth:

I give, devise and bequeath to Carrie E. Taylor, who is the wife of William Taylor. Two hundred and fifty (\$250⁰⁰) Dollars.

Fourteenth:

I give, devise and bequeath to Ora M^cCurdy who is the wife of Ora M^cCurdy Two hundred and fifty (\$250⁰⁰) Dollars.

Fifteenth:

I give, devise and bequeath to James H. M^cGray, now of Lamoni Iowa. Five hundred (\$500⁰⁰) Dollars.

Sixteenth:

I give, devise and bequeath to William H. M^cGray, now of Lamoni Iowa. Five hundred (\$500⁰⁰) Dollars.

11 801

Seventeenth:

I give, devise and bequeath to my brother Charles A. McElroy the farm of 20 acres of land in Morrow County, Ohio, on which he now lives. To be his in fee simple after my decease.

Eighteenth:

I give, devise and bequeath to Charles B. Stickels Five Hundred (\$500⁰⁰) Dollars.

Nineteenth:

Wife

I give, devise and bequeath to Ruth Brown, who is the wife of J. B. Brown, Five Hundred (\$500⁰⁰) Dollars.

Twentieth:

I give, devise and bequeath to Mary E. Albright, who is the wife of Louis P. Albright, Five Hundred (\$500⁰⁰) Dollars.

Twenty-first:

I give, devise and bequeath to Mildred R. Dones, who is the wife of Attorney Hoyt Dones, Five Hundred (\$500⁰⁰) Dollars.

Twenty-second:

Should there be a residue after all the foregoing bequests have been complied with: It is my will that the said residue be divided share and share alike, between my brother and sister children, viz: James H. McElroy, William H. McElroy, Estella Salt, Carrie E. Taylor, Chauncey E. Fish, Ora McCurdy, Charles Stickels, Ruth Stickels, Mary E. Albright and Mildred R. Dones.

I do hereby nominate and appoint Rev. H. J. Keimery of Washington, D.C. and Attorney Hoyt R. Dones of Columbus Ohio, my executors of this my last will and Testament.

I hereby revoke all other Wills by me heretofore made.

In Testimony whereof I hereto subscribe my name at Richmond Ohio, this 8 day of December in the year of our Lord one Thousand, nine Hundred & Twenty-five.

William McElroy

The foregoing instrument was signed at the end thereof, by the said William McElroy, in our presence, and we heard him acknowledge the same, as his last will and Testament, at his request and in his presence, we hereto respectfully subscribe our names, as attesting

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1930.

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11 801 Witnesses at Richmond Ohio, this 8. day of December, 1925

Nice Arthur Marriott resides at Richmond Ohio
W.D. Cameron resides at Richmond Ohio

Wainor }
Learie E. Taylor }
ora E. McCurdy }
Stella Balty }
C.A. McCarty }
Witness of Summons Consent to Probate
Will of William McCarty, Dec'd

11 801 In the matter of the Will of William McCarty, Dec'd
Filer Widow's Election
Apr. 16, 1930. Probate Court Union County, Ohio
Election under said Will.

I the undersigned widow of William McCarty late of Blairtown Township Union County, Ohio Dec'd 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.

Esther M. McCarty

Whereas the Court ordered the said election of said Esther M. McCarty to be entered upon its minutes in the words and figures following to wit:

April 18- 1930.
Election

This day personally came into open Court Esther M. McCarty widow of said William McCarty deceased and applied to make her election whether to take or not to take under the Will of said William McCarty 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

11684

Apr. 17.

1930.

In the matter of the Estate of Henry E. Spain, Deceased.
Application for Transfer and Record of
Real Estate Devised.

Probate Court, Union County, Ohio,
No. 11684

now comes Perry S. Spain and represents to the Court, that by the terms of the last Will and Testament of Henry E. Spain deceased late of said County, which will was duly admitted to probate on the 18th day of November 1929, and recorded in Vol. 5, Pg. 408, of the Will Records of said Union County certain real estate was devised to Perry S. Spain.

That the following is a description of said real estate such as is contained in the Will, to-wit:

In the State of Ohio, County of Union, Township of Allen, part of Survey No. 2669.

Beginning at a stone and piece of rockery at being the most easterly corner of Robert V. Abraham's land and in the line between Surveys No. 2669, and 2980; thence with said survey line N. 50° W. 116.76 poles to a stake and stone; thence S. 57° 15' W. 148.80 poles to a stone and piece of rockery in the center of the Mieford and North Dairy Gravel Road; thence with the center of said road S. 1° W. 10.68 poles; thence S. 8° E. 54.40 poles; thence S. 24° E. 7.20 poles; thence S. 31 1/4° E. 44.08 poles to the north west line of Luther A. Woods' land; thence with said Luther A. Woods' line N. 57° 45' E. 213.72 poles to the beginning containing 129 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 deviser.

Wherefore he prays for an order to the County Auditor directing the transfer of said real estate upon the tax duplicate to Perry S. Spain name, and for a certificate to the County Recorder as provided by law.

Perry S. Spain

The State of Ohio, Union County

Perry S. Spain being just duly sworn says that the facts stated in the foregoing application are true, as he truly believes.

Perry S. Spain

Done to before me and subscribed in my presence this 17 day of April, 1930.

Norman C. Bown Notary Public
NORMAN C. BOWN.

Probate Court, Union County, O. April 17 - 1930
Authority to transfer and record
Real Estate Devised.

This day came Perry S. Spain 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 Henry E. Spain deceased and for 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 Perry S. Spain
see description in 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 herein before named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Perry S. Spain, et al. that a certificate of this order issue to said Auditor et al. Recorder, as required by law.

W. H. Husted, Probate Judge

9720
Mar. 10,
1930

In the matter of the Estate of Onesimus A. Shearer. Dec'd
Application for Transfer. ^{4th} Record of
Real Estate Devised.

Probate Court, Union County, Ohio
No. 9720.

Now comes Clarence O. Shearer and represents to the
court, that by the terms of the last will and Testament
of Onesimus A. Shearer, deceased, late of said County,
which will, was duly admitted to probate on the 6th day
of December, 1921, and recorded in Vol. O Pg. 466, of the
Will Records of said Union County, certain real estate
was devised to Mary E. Shearer, for life, and then to
Minnie O. Crawford, Parker J. Shearer, David H. Shearer,
and Clarence O. Shearer in fee.

That the following is a description of said real
estate such as is contained in the Will, to wit:

See -

The undivided one-half interest in the following
real estate, to wit:

In the State of Ohio, County of Union, ^{4th} in the
Township of Taylor, V. M. Survey, No. 5635 and 15-015.

Tract 1.

Tract No. 1

in Survey 5-635.

Beginning at a stone in the
east line of John R. Taylor's lands and at the south
west corner of an 18.85-acre tract of land owned
by the said O. A. Shearer and M. E. Shearer; thence
with two consecutive lines of said tract S. 78° E. 47.75-
poles to a stone; thence N. 15° E. 61.55-poles to a stone
in a south line of another tract of land owned
by the said O. A. Shearer and M. E. Shearer;

thence with said line S. 78° E. 38.65-poles to a
stone at the north west corner of Arthur M.
Wright's land; thence with the west line of said
land S. 9° W. 76.85-poles to a stone in the north
line of D. V. Wright's land; thence with said line N.
76° W. 96-poles to the east line of John J. Taylor's
lands; thence with said line N. 13 1/4° E. 13.60-poles
to the beginning.

Containing 26.50 acres more or less.

Tract 2

Tract No. 2.

in Survey # 5635 and 15-015 -

Commencing at an Iron Pin driven down in

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the center of the Mansville and Heaton Road, at a point where the line between Taylor and York Townships cross said Road; and on the south line of Survey No. 3470; thence from the said Iron Pin with said Survey and Township line N. 83° W. 170 ⁷/₁₆ rods to the northeast corner of land owned formerly by H. M. Ginnis; thence S. 8° W. 33 rods to a stake and stone south east corner of the said H. M. Ginnis land; thence easterly remaining parallel of the aforesaid Township line 180 ¹⁴/₁₆ rods to the center of the aforesaid Mansville and Heaton Road to a steel file driven down in the center of the said Road; thence north westerly along the center of the said Road 33 rods and 16 inches to the aforesaid Iron Pin, the place of beginning

Containing 36 ¹/₄ acres of land more or less.

Tract 3.
Tract No. 3
in Survey No. 3635
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Tract 3. Tract No. 3
in Survey No. 3635:
at the north west corner commencing at a stone of the Parker J. Myrtle lands and in the south line of O. A. Shearer and M. E. Shearer's lands; thence with the said south line S. 78° E. 51 poles to a stone; thence with two consecutive lines of said Parker J. Myrtle lands S. 15° 30' W. 61-55 poles to a stone; thence N. 78° W. 47.75 poles to a stone in the west line of the said Parker J. Myrtle lands; thence, with said line and the east line of Marion Middleton's lands N. 13° 15' E. 62-10 poles to the place of beginning.

Containing 18.85 acres more or less.

Your petition represents that all the provisions & conditions of said Will have been fully complied with upon the part of said devisees.

Wherefore he prays for an order to the County Auditor directing the transfer of said real estate upon the duplicate to the names of said devisees as above recited, and for a certificate to the County Recorder as provided by law.

Clarence O. Shearer

in

The State of Ohio, Minn County.

Clarence O. Shearer, being first duly sworn, says that the facts stated in the foregoing application are true, as he truly believes.

Clarence O. Shearer.

Done to before me, and subscribed in my presence, this 10th day of March, 1930.

Norman C. Brown, Notary Public

Probate Court, Minn County, O. March 10-1930.
Authority to Transfer and Record
Rehe estate devised.

This day came Clarence O. Shearer, and filed his application duly verified, for an order to the County Auditor directing the transfer upon the tax duplicate of Minn County of certain real estate devised by Mrs. Minnie M. Shearer, deceased, and for a certificate to the County Recorder.

Upon the consideration whereof the Court finds that by the terms of the Will of said decedent, said real estate was devised to Mary E. Shearer, for life and then to Minnie O. Crawford, Parker D. Shearer, David H. Shearer, and Clarence O. Shearer, in fee.

That the following is a description of said real estate.

See description in 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 Mary E. Shearer, for life, and then to Minnie O. Crawford, Parker D. Shearer, David H. Shearer

By Clarence O. Shearer, and that a certificate of this order issue to said Auditor and Recorder as required by law.

W. H. Busted, Probate Judge

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In the matter of the Last Will & Testament of
Presley R. Sherwood, Deceased
Application for Probate of Will

To the Probate Court of said County:
Your petitioner respectfully represents that Presley
R. Sherwood late a resident of the village of Marysville
in said County, died on or about the 16 day of April
1930, leaving an instrument herewith produced
purporting to be his last Will and Testament.

That the said Presley R. Sherwood died leaving
no widow the following named persons his only
next of kin to wit

- Frank D. Sherwood Son Marysville, O.
- Emma E. Trapp G-daughter " "
- Jessie B. Sherwood 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, resident in
this State may be notified according to law of the
pendency of said proceedings

Jessie B. Sherwood, Petitioner

The State of Ohio, Union County.

State The above named Jessie B. Sherwood being first
duly sworn, says that the facts stated and allegations
in the foregoing application contained, are true, to
the verily believes.

Jessie B. Sherwood

Done to before me, and signed in my presence this
24. day of April, 1930.

W. H. Husted, Probate Judge

W. H. Husted In the undersigned next of kin of the within named
decedent hereby gives further notice & consent to
the probate of said Will.

- Frank D. Sherwood.
- Emma E. Trapp.

Filing Probate Court Union Co. O. April. 24 - 1930

Filing of Will and Order for Hearing
This day an instrument of writing purporting
to be the last Will of Presley R. Sherwood late of
Marysville, 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

11 814 for hearing before this Court on the 26 day of April, 1930, at 10 o'clock a.m. and that due notice thereof be given 3 days prior to said hearing to the next of kin of the testator, resident of the State of Ohio.

M. Husted, Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio
No. 11 814

Testimony of witnesses to

Testimony of Witnesses.

The State of Ohio, Union County.

Will

Personally appeared in open Court Charlotte Henderson and William J. Porter 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 Presley R. Sherwood, deceased, depose and say: that they were present at the execution of the instrument of writing now before their hearing date the 9 day of July, 1928, purporting to be the Last Will and Testament of Presley R. Sherwood, 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 Presley R. Sherwood, at the time of executing the same, was of full age and of sound mind and memory and not under any restraint.

Charlotte Henderson.

William J. Porter

Sworn to before me, and signed in my presence, by said witnesses in open Court, this 25 day of April, 1930.

M. Husted, Probate Judge.

Orders bearing admission to Probate

Journal entry: Orders on hearing, Admission to Probate & Record. Probate Court, Union County Ohio, April 26-1930.

Be it Remembered that heretofore to wit: on the 24 day of April, 1930, an instrument of writing purporting to be the Last Will and Testament of Presley R. Sherwood, 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

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To probate said record in this Court has been given to the next of kin of the Testator, resident of the State of Ohio pursuant to former order of this Court.

Whereupon on this day came William J. Porter and Charlotte Henderson, 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 Wesley R. Sherwood 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 Jennie B. Sherwood pay the costs \$7.00

W. H. Husted, Probate Judge

Will

Will

In the name of the Reverend Father of all amen:

I, Wesley R. Sherwood, of the Village of Marysville County of Union and State of Ohio, being about -- years of age, and being of sound and disposing mind and memory, Do make, Publish & declare, this my Last Will & Testament hereby revoking and making null and void all other 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 & bequeath to my daughter, Jennie Belle Sherwood, the piano, sewing machine, Automobile and the furnishings of her bed-room to be hers absolutely & in fee-simple.

11814

Third:

I Give, Devise and Bequeath to my son, Frank D. Sherman, the sum of One Thousand Dollars (\$1,000.00) to be his absolutely and in fee simple.

Fourth:

It is my wish and Will that it be understood that my reason for not leaving more of my estate to my beloved daughter, Jennie B. Sherman, is because I have heretofore, to wit; on the 7. day of February A.D. 1928, deeded to her my undivided one-half interest in the house and lot now in our occupation as our home, and located on West sixth street, in Mansville, Ohio, to be hers absolutely and in fee-simple.

Will

Fifth:

It is my wish and will that my household goods except those mentioned in Item Second, be divided among my three heirs, Jennie Belle Sherman, Frank D. Sherman and my grand-daughter Erma Trapp, daughter of my daughter Caroline Sherman Trapp deceased, to share and share alike. Any household goods not divided among them to be sold at Public Auction.

Sixth:

It is my Will, and Wish, that all the rest ^{or} residus of my estate be the same real, personal, or mixed be divided equally between my three heirs, Jennie B. Sherman, Frank D. Sherman, and Erma Trapp, to be theirs absolutely and in fee-simple, share and share alike.

Seventh:

It is my wish, and Will that any one taking under this my Last Will and Testament who attempts in any manner to revoke this my last Will and Testament should be desolved of any interest whatsoever he or she may have had herein.

I nominate and appoint Jennie B. Sherman to be executrix of this my Last Will and Testament to serve, without Bond, the executrix, to be paid for her services out of my estate.

In Testimony whereof, I have set my hand and seal to this, my last Will and Testament, at

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11814 Marysville, Ohio, this 9-day of February in the year of our Lord One Thousand Nine Hundred and Twenty-eight
 Presley R. Sherwood (seal)

Prob. The foregoing instrument was signed by the said Presley R. Sherwood 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, Ohio, this 9-day of February A. D. 1928.

Charlotte Henderson resides at Marysville, Ohio.
 William J. Porter resides at Marysville, Ohio.

7437 In the matter of the Estate of Ray L. Jordan, Deceased
 Mon. 14 Application for Transfer of Real Estate devised
 1930 Probate Court Union County, Ohio.

Now comes Leah Ann Kautzman, and represents to the Court that by the terms of the last Will and Testament of Ray L. Jordan, deceased, late of said County, which Will was duly admitted to probate on the 15-day of December A. D. 1911 and recorded in Vol. K. page 428 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:

Situated in the State of Ohio, County of Union
 3/4

Village of Richmond, and being the undivided one-half of lots nos. 153 and 154 in Gill's First Addition to said Village of Richmond.

For a more definite description reference is made to the Recorded Plat of said Addition at the Union County Recorder's office.

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 her name.

Leah Ann Kautzman.

The State of Ohio, Union County.

Leah Ann Kautzman being first duly sworn, says that the facts stated in the foregoing application are true, as she truly believes.

Leah Ann Kautzman.

Sworn to before me, and subscribed in my presence, this 14 day of March, 1930.

C. A. Hoopes, Notary Public

C. A. Hoopes.

Journal Entry: Probate Court, Union County, O.

Authority to transfer Real Estate Devised this day came. Leah Ann Kautzman, now filed herein her application duly verified for an order to the County Auditor and filed herein her application duly verified for an order to the County Auditor directing the transfer upon the tax duplicate of Union County, Ohio, of certain real estate devised by Ray L. Jordan, deceased.

Upon consideration whereof the Court finds that by the terms of the will of said decedent, said real estate was devised to Leah Ann Kautzman.

and that said real estate so devised is described as follows:

Situated in the State of Ohio, County of Union, Villages of Richmond, and being the undivided one-half of Lots nos. 15-3 and 15-4, in Gill's First Addition to the Village of Richmond.

For a more definite description reference is made to the recorded plat of said Addition at the Union County Recorder's office.

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 herein before named, it is ordered that said real estate be transferred upon the Duplicate of the County to the name of Leah Ann Kautzman, 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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In the matter of the Estate of William B. Goff, deceased
application for transfer, and

Record of Real Estate Deceased.

Probate Court, Union County, Ohio,

now comes Lorrin B. Goff, and represents to the Court that
by the terms of the last will and Testament of
William B. Goff, deceased, late of said County,
which will was duly admitted to probate on the
12. day of February, 1929, and recorded in Vol. 8
pg. 199, of the Will Records of said Union County,
certain real estate was devised to Lorrin B. Goff

that the following is a description of said real
estate such as is contained in the will, to-wit:

"I give, devise and bequeath to my said son,
Lorrin, my so called North farm, located in
Taylor Township in said County, consisting of 136 acres;
also my saw mill as now located in Broadway, and
lots 57 and 58 in Broadway, Ohio, all to him absolutely
and in fee simple."

(The following is a specific description of the
real estate)

Situate in the State of Ohio, County of Union
and Township of Taylor, and part of Survey nos
5778, & 5641, and 5806 and 6495. Said premises
being all of Lot, no. 11 of the Division of said Survey
are described by metes and bounds as,

Beginning at two Leeches, and a sugar north east
corner, to said Survey; thence with the east line
of said Survey S. 71° W. 190 poles to a sugar Leech
& Elm; thence N. 83° W. 115 poles to an Elm;
thence N. 7° E. 190 poles to a stake in the north
line of said Survey; thence with the said line
S. 83° E. 115 poles, to the place of beginning

Containing 136 acres of land to the same
more or less.

Also the following described real estate situated
in Union County, State of Ohio, all of Lot # 57
in the village of Broadway, Ohio.

also the following described real estate
situated in Union Co., State of Ohio. Being lot
58 in the town of Broadway, Union Co. O.,
and for further particulars see town plat.

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

Wherefore he prays for an order to the County Auditor directing the transfer of said real estate upon the tax duplicate to the name of Lorn B. Goff and for a certificate to the County Auditor, as provided by law.
Lorn B. Goff

The State of Ohio, Union County.
Lorn B. Goff, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.
Lorn B. Goff

Sworn to before me, and subscribed in my presence this 17. day of March, 1930
W. H. Husted, Probate Judge

Probate Court, Union County, O. March 12 - 1930
Authority to transfer & record.

This day came Lorn B. Goff and filed herein his application duly verified for an order to the County Auditor directing the transfer upon the tax duplicate of Union County certain real estate devised by William H. Goff 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 Lorn B. Goff.

That the following is a description of said real estate such as is contained in Will book:

See description of land in 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 hereunto named, it is ordered that said real estate be transferred upon the duplicate of the County to the name of Lorn B. Goff and that a certificate of this order issue to said Auditor & Recorder, as required by law.

W. H. Husted, Judge

Journal Pg. 529

11817
April 26

Application

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11817
April 26.

In the matter of the Last Will & Testament
of Jane A. Shelton, Deceased,
Probate Court, Union County, Ohio,
application to admit to Probate

To the Probate Court of said County:
Your petition respectfully represents that Jane A. Shelton
late a resident of the Township of Taylor in said
County, died on or about the 21 day of April 1930,
leaving an instrument in writing herewith produced,
purporting to be her last will and Testament,

that the said Jane A. Shelton, died leaving
no widow and the following named persons
her only next of kin, to-wit:

- John E. Shelton son Columbus Ohio
- Grant F. Shelton son Troy Ohio
- Jennie Turitt daughter Marion Ohio
- Bert J. Shelton son Marion O
- Leona Shelton Grand daughter New Castle Ohio
- Floora Butler " " " " "
- Edua Stevens " " Dayton Ohio
- James Shelton " son Canton O
- Alice Shelton daughter Marion 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 proceeding.
Bert J. Shelton, Petitioner.

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

Sworn to before me - and signed in my presence
this 5 day of May 1930
W. H. Husted Probate Judge

In the undersigned verb of Rice of the within named
testator resident of the State of Ohio, hereby waive
further notice and consent to the probate of said Will
J. E. Shelton Lauretta Shelton, Edm of
G. F. Shelton Alice Shelton
Jennie Turitt James W. Shelton
Bert Shelton Leona A. Shelton
Floora J. Butler

11 817 Journal Entry: Orders for Filing Will, notice ^{and} Hearing.
Probate Court, Union County, Ohio.
April 29th 1930.

This day an instrument of writing purporting to be the last Will and Testament of Jane A. Shelton, late of Taylor Twp. in this County, deceased, was produced in open Court for Probate. It is now ordered that 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 the 3 day of May, 1930. at 2 P.M.
W. H. Husted, Probate Judge

Notice
to
next of
kin

Notice to next of kin
Probate Court, Union County, Ohio

To Edna Stevens

You are hereby notified that on the 26th day of April 1930, an instrument of writing purporting to be the last Will and Testament of Jane A. Shelton late of Taylor 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 3rd day of May, 1930. at 2 P.M.

Witness my signature and the seal of said Court, this 26th day of April 1930.
W. H. Husted, Probate Judge

Return

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The State of Ohio, Montgomery County:

E. J. Hooper, being duly sworn, says that on the 28th day of April, 1930, he served the within notice by delivering a true copy thereof personally to the within named Edna Stevens

E. J. Hooper

Sworn to before me and signed in my presence, this 28th day of April, 1930.

John R. Gray, Notary Public

Witness

The undersigned person, within named, hereby acknowledges service of the within notice this 28th day of April, 1930 to Edna Stevens.

E. J. Hooper

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Testimony of Witnesses to Will

Probate Court, Union County, Ohio,
No. 11817

Testimony

The State of Ohio, Union County,
Personally appeared, in open Court, L. H. Collins J. D. Williamson 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 Jane A. Shelton deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 7-day of August 1929, purporting to be the Last Will and Testament of Jane A. Shelton 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 her Will; and that said Jane A. Shelton at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

L. H. Collins

J. D. Williamson, married.

Sworn to before me and signed in my presence by said witnesses in open Court, this 26-day of April, 1930. @ W. H. Husted, Probate Judge

Orders on Hearing admission

Journal Entry: Orders On Hearing Admission to Probate²⁴ Record
Probate Court, Union County, Ohio,
May 3- 1930

Probate

Be it Remembered, That heretofore to wit, on the 26-day of April, 1930, an instrument of writing, purporting to be the Last Will and Testament of Jane A. Shelton 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 Testatrix resident of the State of Ohio, pursuant to a former order of this Court.

Thereupon, on this day came L. H. Collins and J. D. Williamson 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

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ans. filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the Last Will and Testament of said Jane A. Shelton 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 B. J. Shelton pay the costs herein taxed at \$5-

W. H. Husted Probate Judge.

Will

Last Will and Testament

I, Jane A. Shelton, of the Village of Broadway, County of Union, and State of Ohio being of full age and 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.

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 son, John E. Shelton the looking glass and old clock, one solid oak rocking chair, one plate with tulip design.

Item 3.

I give and bequeath to my son, Grant T. Shelton, the cupboard, one feather bed, one small bedstead, my organ, and one plate.

Item 4.

I give and bequeath to my daughter, Mary Stearns, one feather bed, one stand with castors, one rocking chair, with cushion.

Item 5.

I give and bequeath to my daughter Jennie Smith, my cook stove, one dresser, one rocking chair with velvet back, large picture, painted by father.

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one feather bed, one stand without castors, the old iron
drawn dresser, the stair carpet, my good plates
and cups, one large dresser, all table linen, all sheets
and pillow cases, all cooking utensils, one plate with a
bird design and, all my clothes.

Item 6.

I give and bequeath to my son, Bert J. Shelton
the picture in the kitchen, the base rocker, looking
glass, in the dining room, the dining room
table and chairs, rays light, plate rack, one plate.

Item 7.

I give and bequeath to my grand children
Jane and Alice Shelton the silver knives and forks
and, one water pitcher.

Item 8.

I give and bequeath to Mrs. C. D. Shelton, the
old fashioned wash stand.

Will

Item 9.

I give and bequeath to my children the old
dining chairs, there being one for each of them.

Item 10.

I give and bequeath large feather pillows to
my three sons.

Item 11.

I give, and bequeath to Nellie Will, one plate.

Item 12.

I give, and bequeath to Jimmy and Pauline Shelton
my china set.

Item 13.

I give and devise to my children living at
the time of my decease, the house and lot which
I own in the village of Broadway, Union County, Ohio,
in fee simple, share and share alike.

Item 14.

All the rest and residue of my estate, both
real and personal, I give, devise and bequeath to my
children living at the time of my decease.

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Item 15.

I make, nominate and appoint Bert J. Shelton, of the City of Marion, Ohio to be the executor of this, my last will and Testament, and in case it becomes necessary for any reason to sell my real estate, I hereby grant to him full power and authority, to sell and dispose of my real estate 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 necessary or proper deeds and other instruments of conveyance and transfer thereof.

Will

In Witness whereof, I have hereunto set my hand at Marion, Ohio, this 7th day of August, 1929.

Jane A. Shelton

Signed by Jane A. Shelton and by her acknowledged to be her last will and Testament in our presence, sight and hearing who, at her request have hereunto subscribed our names as witnesses in her presence and in the presence of each other, at Marion, Ohio, this 7th day of August, 1929.

J. D. Williams, residing at Marion, Ohio.

L. H. Collins residing at Broadway, Ohio.

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May 12.
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In the matter of the Last Will & Testament of
Nelson Martins, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County,
your petitioner respectfully represents that Nelson Martins
late a resident of the Township of Jackson in said
County died on or about the 8. day of May, 1930
leaving an instrument in writing, heretofore produced,
purporting to be his last Will and Testament.

That the said Nelson Martins died leaving as
widow and the following named persons, his only
next of kin, to wit:

L.W. Martins	son.	Richmond, Ohio
Mar Mavor	daughter	Columbus, Ohio.
Euna Salsor	"	" "
Ruth Van Horn	"	" "
Frances Schiff	"	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 resident in
this State may be notified according to law of the
pendency of said proceedings.

L.W. Martins Petitioner.

The State of Ohio, Union County
Oath The above named, L.W. Martins being first duly sworn
says that the facts stated and allegations in the
 foregoing application contained, are true, as he truly
 believes.

L.W. Martins

Sworn to before me and signed in my presence, this
12. day of May, 1930. (sw) W.T. Hustad.

Probate Judge

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

Dated this 12. day of May, 1930.

Mrs Mar Mavor.

Mrs Ruth Van Horn.

Mrs Euna Salsor

Probate Court, Union County, O. May 12th 1930

Filing of Will & Order for Hearing

Filing

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Testimony of Witnesses to Will

Probate Court, Union County, Ohio

The State of Ohio, Union County.

Testimony of witnesses

Personally appeared in open Court David C. Bidle and F. O. Lytle 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 Nelson Martins 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 March, 1930, purporting to be the Last Will and Testament of Nelson Martins 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 Nelson Martins at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

David C. Bidle

Richmond, Ohio

F. O. Lytle

Richmond, Ohio

Known to before me, and signed in my presence, by said witnesses in open Court, this 10 day of May, 1930.

Geo. W. Husted, Probate Judge.

Hearing admission to Probate or Record

Journal Entry: Orders on Hearing, Admission to Probate & Record Probate Court Union County, Ohio

Be it Remembered, that heretofore, to wit: on the 12 day of May, 1930, an instrument of writing, purporting to be the Last Will and Testament of Nelson Martins 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 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 David C. Bidle and F. O. Lytle 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 Nelson Martins deceased; that the same was

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1825 - 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. G. Zuppan, pay costs \$11.00

W. H. Husted, Probate Judge

Last Will and Testament.

Do, the name of The Reverent Father of all sinners I, Nelson Martin of the Township of Jackson County of Union Co. 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 Testament by me made heretofore:

First:

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

Second:

I give, devise, and bequeath, to my daughter Mary Mann the sum of fifty dollars.

Third

I give to my daughter Frances, the sum of five dollars

Fourth:

The balance of my estate shall be divided equally share and share alike between my daughters Mary Mann, Edna Sulzer, Rich Van Horn.

Fifth:

I hereby appoint J. G. Zuppan, as executor of this, my last Will and Testament.

In Testimony whereof I have hereunto set my hand to this, my last Will and Testament at, Richmond Ohio, this 31 day of March, in the year of our Lord, one thousand, nine hundred, and thirty

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Nelson + Martins
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Witness to mark
F. O. Lytle. Richmond, O.
David C. Sidle " "

The foregoing instrument was signed by the said Nelson Martins 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 Richmond Ohio, this 31 day of March, A. D. 1930.

F. O. Lytle
Residing at Richmond, Ohio
David C. Sidle
Residing at Richmond, Ohio

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In the matter of the Last Will and Testament of
C. L. Clegg, Deceased.
Application for Probate of Will.
Probate Court, Union County, Ohio.

To the Probate Court of said County:

Your petitioner respectfully represents that C. L. Clegg late a resident of the village of Milford Center in said County, died on, or about, the 20 day of May, 1930, leaving an instrument in writing herewith produced, purporting to be his last Will and Testament.

That the said C. L. Clegg died leaving Lizzie Clegg his widow who resides at Milford Center, Ohio.

That the following named persons his only next of kin, to-wit:

Samuel E. Clegg son Ray, Ohio.
Chester G. Clegg son Marysville, O. # 5.
Nellie Johnson daughter 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 resident in this State may be notified according to law of the pendency of said proceedings.

Lizzie Clegg, Petitioner.

The State of Ohio, Union County.

I, the above named Lizzie Clegg being first duly sworn, says that the facts and allegations in the foregoing application contained, are true as she verily believes.

Lizzie Clegg.

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Shown to before me and signed in my presence this 24-day of May 1930

W. W. Husted, Probate Judge

Witness

to the undersigned widow and next of kin of the intestate named decedent hereby waives further notice and consent to the probate of said will.

Dated this 24 day of May
Nellie Johnson
Chester M. Clegg

Filing

Probate Court Union County, O. May 24-1930

Filing of Will and Order for Hearing

This day an instrument of writing purporting to be the last will of C. L. Clegg late of Winford Center 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 will be for hearing before this court on the 29 day of May 1930 at 2 P.M. and that due notice thereof be given 3 days prior to said hearing to the widow and next of kin of the testator resident of the State of Ohio.

W. W. Husted, Probate Judge

Witness

Waiver of notice & Consent to Probate
Samuel E. Clegg Key, Ohio

Testimony of witnesses

Testimony of Witnesses to Will

Probate Court Union County, Ohio
No. 11836

The State of Ohio Union County
Personally appeared in open Court Guy A. Robinson & John Clemans 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. L. Clegg deceased depose and say that they were present at the execution of the instrument of writing now before them bearing date the 4 day of April 1930 purporting to be the last will and Testament of C. L. Clegg 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. L. Clegg at the time of executing the same was of full age & of sound mind and memory and not

11836 under any restraint.

John Clemans.

Guy D. Robinson, Milford Ctr., Ohio.

Sworn to before me, and signed in my presence, by said witnesses in open court this 26. day of May, 1930.

W.H. Husted Probate Judge.

Journal Entry: Orders On Hearing, Admission to Probate of Record. Probate Court Union County, Ohio. May 29 - 1930.

On hearing admission

to Probate

Record

Be it Remembered, that heretofore, to-wit on the 24. day of May 1930. an instrument of writing purporting to be the Last Will and Testament of L. L. Clegg 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.

Whereupon, on this day came Guy D. Robinson and John Clemans, 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 L. L. Clegg 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 Lizzie Clegg, pay costs \$5.50

W.H. Husted, Probate Judge

Last Will, and Testament.

Milford Center, Ohio, April 4 - 1930.

To whom it may concern.

Will

I Clem L. Clegg, being in sound mind; do hereby make my last Will and Testament, bequeathing all my earthly possessions both real and personal, unto my beloved wife Lizzie Clegg; To have, and to hold as her own in fee simple for herself, and to administer

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11836 same, as she may see fit, without bond or other impediment,
signed L. L. Glegg.

Witnesses L. H. Osborne, John Clemons, Guy W. Robinson.

Be it remembered, that on this 4 day of April 1930,
the above named L. L. Glegg, of his own Will and accord
affixed his signature, in my presence, to the above document.

L. H. Osborne, Notary Public. *(Seal)*

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