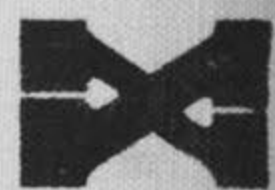


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**RECORD
OF
WILLS**



**PROB. COURT
UNION CO.**

**RECORD OF
WILLS**

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TO DUPLICATE THIS
ORDER

No. C. D. 12462

FROM

THE F. J. HEER PRtg. Co.

PRINTERS, BOOKBINDERS, RULERS,
BLANK BOOK MFGRS., STATIONERS,
OFFICE FURNITURE, SUPPLIES

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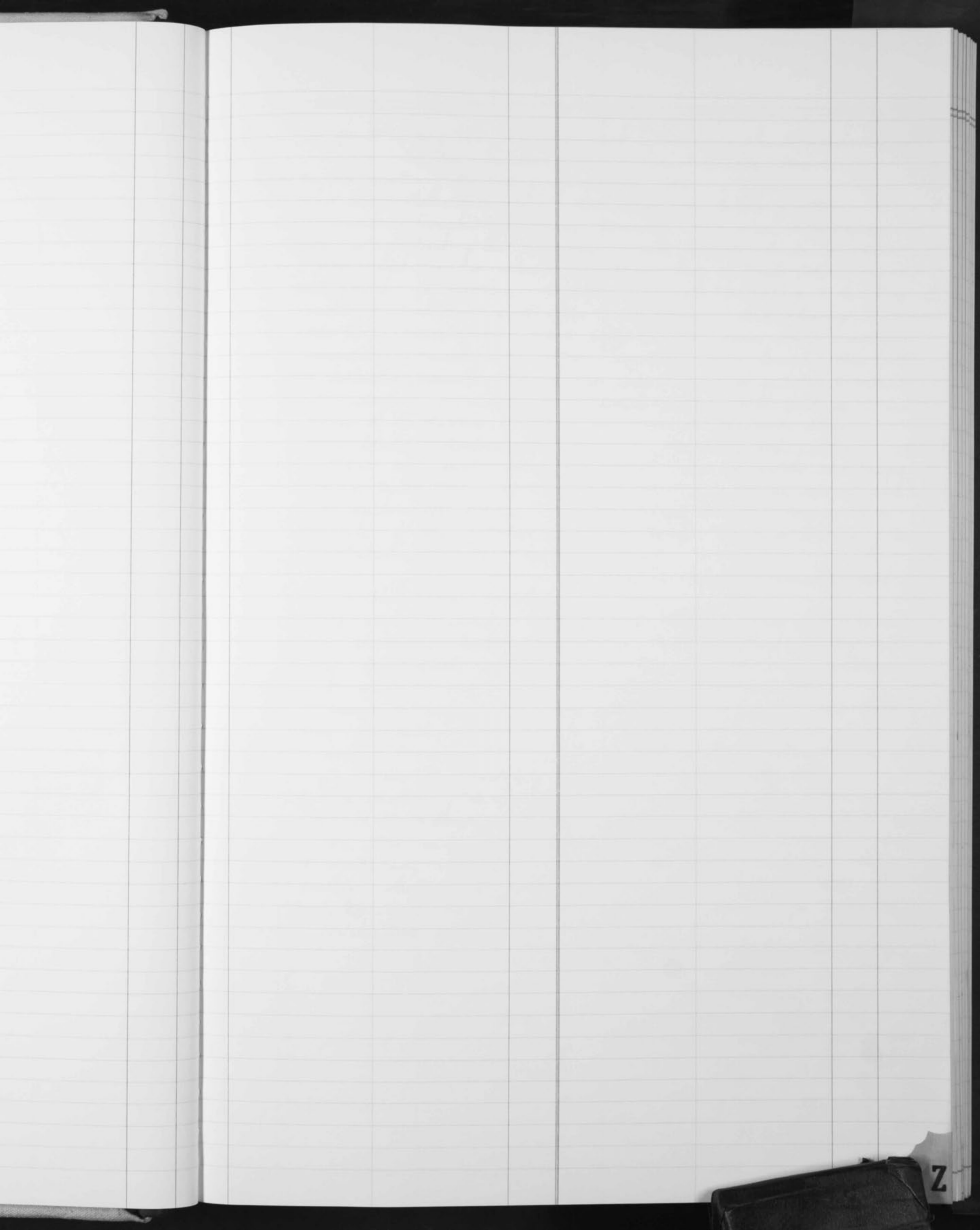
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 Apr 29-1939. In the Matter of the Last Will and Testament of John H. McMahan, Deceased.
 In the Probate Court of Union County, Ohio.
 Case No. 13849.

In the Matter of the Will of John H. McMahan, Deceased. Application for Probate of Will.
 Your applicant respectfully represents that John H. McMahan, late a resident of the Township of York, County of Union and State of Ohio, died on or about the 21st day of April, 1939, leaving an instrument in writing, herewith produced, purporting to be his Last Will; that the said John H. McMahan died leaving Helah Dale McMahan, of the age of fifty-two (52) years, as his surviving spouse, who resides in York Township, Union County, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Degree of Kinship	Age	P. O. Address
Abner H. McMahan	Son	over 21	Richwood, Ohio.
Helena Eloise McMahan	Daughter	18	Richwood, Ohio.

Your applicant offers the said Will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this State, may be notified according to law of the presentation of said Will for probate.

Helah Dale McMahan - Applicant.

State of Ohio, Union County, ss:

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

Wath

Helah Dale McMahan.

Sworn to before me and signed in my presence this 29th day of April, 1939.

Robert F. Allen - Notary Public.

In the Probate Court of Union County, Ohio.
 In the Matter of the Will of John H. McMahan, Deceased. Case No. 13849. Waiver of Notice and Consent to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of John H. McMahan, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's Will, for probate, and consent to the admission of the same to probate.

Dated this 29th day of April, 1939.

Helah Dale McMahan - Surviving Spouse.
 Abner H. McMahan.
 Helah Dale McMahan, Mother and Custodian of Helena Eloise McMahan, a minor of 18 years of age.

13849

Journal Entry on Presentation of Will for Probate.

In the Probate Court of Union County, Ohio.

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

Case No. 13849 - Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Relah Dale McMahon, praying that any instrument in writing, purporting to be the last Will and Testament of John H. McMahon, deceased, be admitted to probate;

Journal Entry.

It is ordered that notice in writing of the presentation of said Will and of the admission of the same for probate is not required by reason of the fact that the surviving spouse and the next of kin of said testator, known to be resident of the State, have waived the same and that an hearing on said application will be had on the 29th. day of April, 1939, at 10 o'clock A.M.

L. W. Hazen - Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

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

No. 13849.

Testimony of Witnesses.

Personally appeared in open Court Robert F. Allen 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 John H. McMahon, deceased, depose and say: We were present at the execution of the instrument in writing sworn before us, dated March 2, 1939, purporting to be the last Will and Testament of John H. McMahon, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said John H. McMahon at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses.

Sworn to before me and signed in my presence by said witnesses in open Court, this 29th. day of April, 1939.

Robert F. Allen.
Richwood, Ohio.
Mildred F. Allen.
Richwood, Ohio.

L. W. Hazen.
Probate Judge.

Last Will and Testament.

I, John H. McMahon, of the Township of York, 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 convenient after the time of my decease.

Item II. I give, devise and bequeath to my wife, Relah Dale McMahon, during her natural life, or so long as she

13849

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Signed his last ing, who, witnesses Richwood, Robert Mildred

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remain my widow, all of my property, real and personal, of every kind and description, wheresoever situate, which I may own or have the right to dispose of at the time of my decease.

Last Will
 Testament.

After the death of my said wife, Leah Dale McMahon on in the event of her remarriage, I give, devise and bequeath all of said property, real and personal, to my children, Abner H. McMahon and Helen Eloise McMahon, or their heirs, share and share alike, absolutely and in fee simple.

Item 3. I make, nominate and appoint my wife, Leah Dale McMahon, to be the Executrix of this, my last Will and Testament and I request that no bond be required of her as such.

Dated at Richwood, Ohio, this second day of March, A.D. 1939.
 John H. McMahon.

Signed by John H. McMahon and by him acknowledged to be his last Will and Testament in our presence, sight and hearing, who, at his request, have herewith subscribed our names as witnesses in his presence and in the presence of each other, at Richwood, Ohio, this second day of March, A.D. 1939.

Robert V. Allen Residing at Richwood, Ohio.

Mildred V. Allen Residing at Richwood, Ohio.

Journal Entry Admitting Will to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of John H. McMahon, Deceased. Case No. 13349 - Journal Entry Admitting Will to Probate.

Entry Admitting
 Will to
 Probate.

The Last Will and Testament of John H. McMahon, deceased, late of the Township of York in this County, having been presented to the Court for probate and record, and it appearing to the Court that said decedent died leaving a widow, Leah Dale McMahon surviving him, and that she and all of the next of kin of said decedent, resident of the State of Ohio, have waived notice of the presentation of the Will for probate; and Robert V. Allen and Mildred V. Allen, the subscribing witnesses to the said Will having appeared in open Court, were duly sworn and examined according to law as to the due execution and attestation of the said Will and the testimony of said witnesses was reduced to writing and filed.

Whereupon, it appearing to the Court from the testimony so taken that said Will was duly executed and attested and that at the time of the execution of the same, the testator was of full age, of sound mind and memory and not under any restraint, the Court now admits the said Will to probate and states that the same, together with the testimony taken as aforesaid, shall be recorded in accordance with the statute in such cases made and provided.

L. W. Hazen - Judge.

13827
Filed
Apr. 18-1939

In the Matter of The Last Will and Testament of Benjamin Carter, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Benjamin Carter, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Benjamin Carter, late a resident of the Village of Richwood, in said County, died on or about the 20th. day of March 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Benjamin Carter died leaving Mamie M. Carter of the age of — years as his surviving spouse, who resides at Richwood, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Stella S. Green		Daughter	Marion, Ohio.
Addie E. Keutze		Daughter	
Mary A. Temple		Daughter	
Ira A. Carter		Son	
Ralph E. Carter		Grandson	
Clyde E. Carter		Grandson	
B. E. Carter		Grandson	

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Mamie M. Carter - Applicant.
Residence - Richwood

The State of Ohio, Union County.

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

Mamie M. Carter.

Sworn to before me and signed in my presence, this 13th. day of April, 1939.

Ruth Hays - Notary Public.
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Benjamin Carter, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.

We, the undersigned, surviving spouse and next of kin of Benjamin Carter, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Mamie M. Carter.
Dated this 13th. day of April 1939.

Waiver of Notice.

13827

The State of Ohio, Union County.
In the Matter of the Will of Benjamin Carter, Deceased.
Application for Probate of Will.
To the Probate Court of said County:
Your applicant respectfully represents that Benjamin Carter, late a resident of the Village of Richwood, in said County, died on or about the 20th. day of March 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Benjamin Carter died leaving Mamie M. Carter of the age of — years as his surviving spouse, who resides at Richwood, Ohio, and the following named persons as his only next of kin, to-wit:

Journal Entry.

Waiver of Notice.

The State of Ohio, Union County.
In the Matter of the Will of Benjamin Carter, Deceased.
Application for Probate of Will.
To the Probate Court of said County:
Your applicant respectfully represents that Benjamin Carter, late a resident of the Village of Richwood, in said County, died on or about the 20th. day of March 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Benjamin Carter died leaving Mamie M. Carter of the age of — years as his surviving spouse, who resides at Richwood, Ohio, and the following named persons as his only next of kin, to-wit:

Testimony of Witnesses to Will.

In the Matter of the Will of Benjamin Carter, Deceased.
Application for Probate of Will.
To the Probate Court of said County:
Your applicant respectfully represents that Benjamin Carter, late a resident of the Village of Richwood, in said County, died on or about the 20th. day of March 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Benjamin Carter died leaving Mamie M. Carter of the age of — years as his surviving spouse, who resides at Richwood, Ohio, and the following named persons as his only next of kin, to-wit:

Benjamin Carter,
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Carter - Applicant.
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13827 The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Benjamin Carter, Deceased. April 13-1939 - Journal Entry on Presentation of Will for Probate.
An application having been this day presented to the Court by Marie M. Carter praying that an instrument in writing purporting to be the last will and testament of Benjamin Carter, deceased, be admitted to probate:
It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be residents of the state, and that a hearing on said application will be had on the 6 day of May, 1939, at 1 o'clock P. M.
L. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Benjamin Carter, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, surviving spouse and next of kin of Benjamin Carter, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.
Ira A. Carter - La Rue, Ohio.
Addie E. Heutze - 308 Willow St., Marion, Ohio.
Blyde E. Carter - Richwood, O. R. R.
Mary A. Temple - " " "
Ben E. Carter - Mt. Pleasant, Ohio.
Stella Green - 59 University, Delaware, O.

Dated April 21 - 1939.
Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
In the Matter of the Will of Benjamin Carter, Deceased. No. 13827. Testimony of Witnesses.
Personally appeared in open Court Mrs. Huldah Hall 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 Benjamin Carter, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated December 24, 1932, purporting to be the last will and testament of Benjamin Carter, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Benjamin Carter at the time of executing the same was of full age and of sound mind and memory, and not under any restraint.

13827

Sworn to before me and signed in my presence by said witnesses in open Court, this 14th. day of April, 1939.

L. W. Hazen.
Probate Judge.

Mrs. Huldah Hall
Richwood, Ohio.

Declination of Executor and of Administration with Will Annexed. To the Probate Court of Union County, Ohio:

The undersigned named as the executor of the last will and testament of Benjamin Carter, deceased, late of said County, heretofore admitted to probate in said court, hereby declines to accept said trust.

April 15, A. D. 1939.

Addie E. Heutze.

Testimony of Witnesses to Codicil of Will,
Probate Court, Union County, Ohio.

In the Matter of The Will of Benjamin Carter, Deceased, The State of Ohio, Union County.

No. 13827.

Testimony of Witnesses.

Testimony of Witnesses to Codicil.

Personally appeared in open Court Emma W. Blue and Gladys L. Cheney who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last will and testament of Benjamin Carter deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 13th. day of October, A. D. 1937, purporting to be a codicil to and a part of the last will and testament of Benjamin Carter 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 a codicil to and a part of his will; and that said Benjamin Carter at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Gladys L. Cheney.

Emma W. Blue.

Sworn to before me and signed in my presence by said witnesses in open Court, this 18th. day of April, 1939.

L. W. Hazen - Probate Judge.

13827

Applica

In the Benjamin Carter to the

The late of 30th. day of the 30th

application for Commission.

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Order for Commission.

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13827

Application for Commission to Take Deposition of Witness to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Benjamin Carter, Deceased, No. 13827.
Application for Commission to the Probate Court of said County:

The undersigned respectfully represents that Benjamin Carter late of said County, deceased, did testate on or about the 30th day of March A.D. 1939; and that his Will was on the 30th day of March 1939 produced in open Court for probate.

application for Commission.

That U. J. Zeigler witness to said Will reside out of the jurisdiction of said Court, to-wit: at 124 1/2 S. Washington St., Pitts., 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 22nd day of April, 1939.

Respectfully, C. A. Hoopes.

The State of Ohio, Union County.

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

Sworn to before me and signed in my presence, this 22nd day of April, 1939.

Ruth Hess - Notary Public.

Probate Court, Union County, Ohio.

In the Matter of the Will of Benjamin Carter, Deceased, April 22 - 1939.
Order for Commission.

Order for Commission.

This day C. A. Hoopes appeared in open Court and made application for a commission to issue to some suitable person to take the deposition of U. J. Zeigler witness to the will of said Benjamin Carter deceased. And it appearing to the Court that said witness reside out of the jurisdiction of this Court, to-wit: at 124 1/2 S. Washington St., Pitts., Ohio.

It is therefore ordered that such Commission, with said Will annexed, issue to V. A. Bernerhoff, 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.

L. W. Hazen - Probate Judge.

with Will Annexed.

Last will and said County, hereby declined to

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witnesses.

U. Blue and to testify the with, in relation of Benjamin were present at before them

1937, purporting Will and they respectively at the request they saw said thereof, and codicil to and

Ben Carter at age, and of any restraint, Cherry.

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presence by said April, 1939.

- Probate Judge.

13827

Commission to Take Deposition of Witness to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Benjamin Carter, Deceased. No. 13827. Commission.

V. A. Benschhoff, Greeting:

Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of W. J. Feigler subscribing witness to the instrument in writing, herewith annexed, purporting to be the Will of Benjamin Carter, deceased, late of Village of Richwood, County of Union, in the State of Ohio; and therefore I command you that, at certain times and places appointed by you, you cause the said W. J. Feigler to be brought before you, and there and there examine him, on oath or affirmation first taken before you, touching the due execution of said Will, and that you reduce such examination to writing and return the same, together with this commission and the Will of the said Benjamin Carter, deceased, thereto annexed, closed up under your seal, unto our said Probate Court, with all convenient speed.

Commission

In Testimony Whereof, I have herewith set my hand and affixed the seal of said Court at Mansville, Ohio, this 24th day of April, 1937.

L. W. Hazen - Judge and Ex-officio Clerk of the Probate Court.

Deposition of Witness to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Benjamin Carter, Deceased. No. 13827. Deposition.

I, V. A. Benschhoff, duly appointed and commissioned by the Judge of the Probate Court of the County of Union in the State of Ohio, to take the deposition of W. J. Feigler the subscribing witness to the instrument in writing purporting to be the Will of Benjamin Carter, deceased, late a resident of said County of Union in the State of Ohio, which commission and the said Will are herewith annexed, do hereby certify, that in pursuance of said commission, I caused W. J. Feigler said subscribing witness to come personally before me at Tiffin, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

Deposition.

I was present at the execution of said Will hereto attached and at the request of the decedent, subscribed my name to said Will as subscribing witness in the presence of said decedent, and that I saw said

13827

Benjamin and to and the signing and

certificates

I have by myself by said Tiffin,

Commission Witness Postage

Know Richwood my last by me first, in the Ohio, a Baptist I, a funeral after u of my enough of my County, is due to be West, all of Richwood live a kind wherever, Marie rest u after It is M. she Price to death

Will.

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Clerk of the Probate

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18827

Benjamin Carter, deceased, sign said Will at the end thereof
and heard him acknowledge the same to be his last Will,
and that said decedent, at the time of the making and
signing of said Will, was of full age, of sound mind
and memory, and not under any restraint.
U. F. Feigler.

Certificate

Certificate.
I hereby certify that the foregoing was reduced to writing
by myself, in the presence of said witness and subscribed
by said witness in my presence, on this — day of April, 1939.
In testimony whereof, I have hereunto set my hand, at
Piffin, Ohio, this first day of May, 1939.

V. A. Reuschhoff - Commissioner.
Commissioner's Fees \$5.00
Witness Fees \$1.00 → this fee of \$1.00 was paid by Judge Reuschhoff.
Postage .24
Total \$6.24

Will.
Know all men by these presents that I, Benjamin Carter of
Richwood, Union County, Ohio, do make and publish this
my last Will and Testament, hereby revoking all former wills
by me made.
First, I desire and direct that my body be decently interred
in the Price Cemetery at Jackson Township, Union County,
Ohio, and according to the rites and ceremonies of the
Baptist Church.

Will.

I, next and further direct that all of my just debts, and
funeral expenses to be fully paid by my Executors herein-
after named and to be paid out of the sale and proceeds
of my personal property. First, in Richwood, and if not
enough here, the balance shall be paid out of the sale
of my personal property on my farm in Jackson Tp. Union
County, O. This request is to be complied with before there
is any division of my property (both real and personal)
to be made.

Next, I give and bequeath to my beloved wife Marie M.
all of my household furniture at No. 133 W. Bonford Street,
Richwood, O. All money and notes she shall have, my
live stock, farm tools, and machinery, chattels of every
kind and description (except as above stated) whatever and
whenever, be sold and the proceeds shall go to my wife,
Marie M. I also give her the use of my farm, or the
rent money accrued therefrom, for the period of one year
after my decease.

It is my request that at the death of my wife Marie
M. she shall be buried on my family Burial Plot in the
Price Cemetery, and that her name, date of birth and
death be carved on my family monument, if agreeable

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to her three children.

I further give to my wife Mamie W. all my share of the income from rents and leases on the two and one story brick and concrete block building, at No's 15 and 15-1/2 West Ottawa Street, Richwood, W. In the event there is still a small amount of indebtedness unpaid on above described buildings, at the date of my death, I desire it to be paid from the incomes from buildings. At the death of my wife I desire that the above mentioned buildings be sold, and my undivided one-half interest shall then, and not before, go to my two sons Charles E. and Ira A. and to my three daughters, Stella S. Addie E. and Mary A.

I further direct and request, that in the event of any one, or more, of my said mentioned children, who shall attempt to break, or cause to break this my last Will and Testament, shall be paid the sum of five (\$5.00) Dollars each, and the one, or those satisfied, and want to accept the amount allotted to him, her or them shall be paid the amount of the total shares, equally divided, share and share alike, less the five (\$5.00) Dollars above mentioned.

In testimony, whereof I, the said Benjamin Carter, have to this my last Will and Testament, on this single sheet of paper have subscribed my name, and affixed my seal, this 24th day of December, A.D. One Thousand Ninety-two.

Benj. Carter.

Signed, sealed, published and declared by the said Benjamin Carter, as and for his last Will and Testament, on this single sheet of paper, in the presence of us, who at his request, and in the presence of each other, have subscribed our names as witnesses.

Witnesses:

Mrs. Huldah Hall.

W. J. Zeigler.

Codicil

I, Benj. Carter of Richwood, Ohio do make, publish and declare this to be a codicil to my last Will and Testament dated this 13th day of October, 1937 at Richwood, Ohio.

Codicil

I hereby revoke Paragraph (4) of my Last Will and Testament and substitute therefore the following:

It is my request that at the death of my wife Mamie W. she shall be buried on my family Burial lot in the Wise Cemetery and that her name, date of birth and death be carved on my family monument, if agreeable to her three children.

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I further give to my wife Mamie W. all my share of the income from rents and leases on the two and one story brick and concrete block building, at No's 15 and 15-1/2 West Ottawa Street, Richwood, W. In the event there is still a small amount of indebtedness unpaid on above described buildings, at the date of my death, I desire it to be paid from the incomes from buildings. At the death of my wife I desire that the above mentioned buildings be sold, and my undivided one-half interest shall then, and not before, go to my two sons Charles E. and Ira A. and to my three daughters, Stella S. Addie E. and Mary A. I further direct and request, that in the event of any one, or more, of my said mentioned children, who shall attempt to break, or cause to break this my last Will and Testament, shall be paid the sum of five (\$5.00) Dollars each, and the one, or those satisfied, and want to accept the amount allotted to him, her or them shall be paid the amount of the total shares, equally divided, share and share alike, less the five (\$5.00) Dollars above mentioned. In testimony, whereof I, the said Benjamin Carter, have to this my last Will and Testament, on this single sheet of paper have subscribed my name, and affixed my seal, this 24th day of December, A.D. One Thousand Ninety-two. Benj. Carter. Signed, sealed, published and declared by the said Benjamin Carter, as and for his last Will and Testament, on this single sheet of paper, in the presence of us, who at his request, and in the presence of each other, have subscribed our names as witnesses. Witnesses: Mrs. Huldah Hall. W. J. Zeigler. Codicil I, Benj. Carter of Richwood, Ohio do make, publish and declare this to be a codicil to my last Will and Testament dated this 13th day of October, 1937 at Richwood, Ohio. Codicil I hereby revoke Paragraph (4) of my Last Will and Testament and substitute therefore the following: It is my request that at the death of my wife Mamie W. she shall be buried on my family Burial lot in the Wise Cemetery and that her name, date of birth and death be carved on my family monument, if agreeable to her three children.

Order Admitting to Probate

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Last Will and
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I further give to my wife Mamie M. all my share of the
income from rents and leases on the two and one story
Brick and Concrete Block building at No's 15 and 15 1/2
West Ottawa Street, in Richwood, Ohio. In the event there
is still a small amount of indebtedness unpaid on
above buildings, at the date of my death, I desire it to
be paid from the incomes from buildings. At the death of
my wife I desire the above mentioned buildings be sold,
and my undivided one half interest shall there, and
not before go to my two sons Charles E. and Ira A.
and to my three daughters, Stella S. Addie E. and Mary
A. (The Note for \$100. given me by Ira A. with all of
accrued interest thereon to be deducted from his share
in this distribution) if not settled before my death.

I hereby nominate and appoint my daughter Addie
E. Heritage, Executrix of my last Will and Testament,
without Bond, hereby granting to her as such executrix, full
power and authority to sell and convey all or any part
of my property, Real or Personal of mixed, upon such terms
and in such prices as she may deem proper and
without obtaining any order of the Court therefore.

I also grant to her, full power and authority in
the settlement of my Estate to compromise, compound,
adjust and settle any and all debts and liabilities
due to or from my Estate, for such sums and upon
such terms and in such manner as my Executrix
shall deem best.

Witness as to Codicil. Benj. Carter.

Emma M. Blue, Carey, Ohio, Address.

Gladye L. Cheney, Richwood, W. Va. Address.

Order Admitting to Probate and Record (Commission Returned).
Probate Court, Union County, W. Va.

In the Matter of the Will of May 6-1937
Benjamin Carter, Deceased. Order Admitting to Probate & Record.
(Commission Returned).

This matter came on this day further to be heard,
on the application of Mamie M. Carter to admit to
probate and record the will of Benjamin Carter, deceased,
late of the Village of Richwood in said County, heretofore
filed in this Court.

Order Admitting to Probate & Record It is now shown to the satisfaction of the Court that said
decedent died leaving Mamie M. Carter, surviving spouse, and
that the surviving spouse and all the next of kin of
said decedent known to be resident of the State 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

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

V. A. Kenehoff, the Commissioner heretofore appointed to take the deposition of C. J. Feigler one of the subscribing witnesses to said will, duly returned the commission issued to him, with said will annexed, and also the deposition so taken, duly certified. Said subscribing witnesses to said will, having been duly sworn, testified as to the execution and attestation of said will, which testimony was reduced to writing, was subscribed by him, and was filed with said will.

Whereupon the Court finds that the aforesaid instrument of writing is the last will of said Benjamin Carter deceased; that it was duly executed and attested; and that the said testator at the time of signing said will, was of full 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. Hazen Probate Judge.
Order Admitting to Probate and Record.
Probate Court, Union County, N. C.

In the Matter of the Will of Benjamin Carter, Deceased May 6 - 1939.

This matter came on this day further to be heard, on the application of Mamie M. Carter to admit to probate and record the Will of Benjamin Carter deceased, late of the Village of Richwood, in said County, heretofore filed in this Court.

Order Admitting to Probate & Record. It is now shown to the satisfaction of the Court that said decedent died leaving Mamie M. Carter surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be residents of the State 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 Huldah Hall, the subscribing witness to said Will, and Gladys L. Cheney and Emma M. Blue, the subscribing witnesses to the Codicil, a part thereof, having appeared in open Court and having been duly sworn, testified respectively to the due execution and attestation of said Will and of said Codicil, 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, together with said Codicil, is the last Will and Testament of said Benjamin Carter deceased; that it

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was due at the mind Therefore probate, witnesses

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Filed May 10 - 1939.

In the Matter of the Estate of Elizabeth T. the late a died on instrument last surviving her or

Mary & Nellie James your prayer: cause, who are notified will for

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deceased; that it

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was duly executed and attested; and that the said testator,
at the time of signing said Will, was of full 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 this Court.
L. W. Hazen - Probate Judge.

18857

Filed

May 10 - 1939.

In the Matter of The last Will and Testament of Elizabeth Murphy, Deceased,
Application for Probate of Will,
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Elizabeth Murphy, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Elizabeth Murphy,
late a resident of the Village of Marysville, in said County,
died on or about the 4th day of May, 1939, leaving an
instrument in writing, herewith produced, purporting to be her
last will; that the said Elizabeth Murphy died leaving no
surviving spouse, and the following named persons as
her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Mary Catherine Otte	lg.	Sister	Marysville, Ohio.
Hellie Strub	lg.	Niece	Linna, Ohio.
James Edward Brown	lg.	Nephew	Quincy, Ohio.

Your applicant offers the said will for probate and
prays that a time may be fixed for the proving of the
same, and that said next of kin heretofore named
who are known to be residents of this State, may be
notified according to law of the presentation of the said
will for probate.

Louis Edward Otte - Applicant,
Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

Subscribed

Louis Edward Otte.

Sworn to before me and signed in my presence,
this 10th day of May, 1939.

Richard C. Small - Notary Public.

Seal

13857

The State of Ohio, Union County, Probate Court.
 In the Matter of the Will of, May 10-1939. Journal Entry on
 Elizabeth Murphy, Deceased. Presentation of Will for Probate.
 An application having been this day presented to the Court
 by Louis Edward Otte praying that an instrument in writing
 purporting to be the last will and testament of Elizabeth
 Murphy, deceased, be admitted to probate:
 It appearing that all heirs at law and next of kin
 have signed waivers consenting to the probate of this Will,
 the hearing on said application, shall be had forthwith.
 D. W. Hazen - Probate Judge.

Journal Entry

Waiver of Notice.

The State of Ohio, County of Union, 38: In the Probate Court.
 In re Estate of Elizabeth Murphy. Waiver of Notice and Consent to
 Probate of Last Will and Testament.
 We, the undersigned next of kin of Elizabeth Murphy, de-
 ceased, resident of the State of Ohio, hereby waive further
 notice of the presentation of said decedent's will for probate,
 and consent to the admission of the same to probate.
 Dated this 6 day of May, 1939.

Waiver of Notice

- William C. Otte.
- James Edward Brown.
- Mellie Irene Strub.
- Helen Boyland.
- Ued Strub.
- Evelyn Blake.
- Mary Catherine Otte.
- Louis Edward Otte.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.
 In the Matter of the Will of No. 13857.
 Elizabeth Murphy, Deceased. Testimony of Witnesses.

Personally appeared in open Court Bruce B. Ganner
 and Frank P. Ganner, 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 Murphy, deceased, depose and say;
 We were present at the execution of the instrument in
 writing now before us, dated September 3, 1937, purport-
 ing to be the last Will and Testament of Elizabeth Murphy,
 deceased; that we, at the request of said testatrix and
 in her presence, respectively subscribed our names thereto
 as witnesses; and that we saw said testatrix sign
 said instrument and heard the testatrix acknowledge
 the signature affixed to said instrument to be hers,
 and that said Elizabeth Murphy at the time of exe-
 cuting the same, was of full age and of sound mind
 and memory, and not under any restraint.

Testimony of Witnesses

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Sworn to before me and signed
 in my presence by said witnesses
 in open Court, this 10th day
 of May, 1937.

Seal L. W. Hazen.
 Probate Judge.

Bruce B. Hammer.
 Marysville, Ohio.
 Frank T. Hammer.
 Marysville, Ohio.

Last Will and Testament.

I, Elizabeth Murphy of the City of Marysville of the County
 of Union, of the State of Ohio, do make, publish, and
 declare this to be my last will and testament.

(1). I give to my sister, Mary Catherine lltte, a life
 interest in my property and real estate and household
 goods, located at 1303 West Fifth Street, Marysville, Ohio.
 At her decease the said property real estate and house-
 hold furnishings shall be given and devised to my
 nephew Louis Edward lltte, of Marysville, Ohio.

(2). I give and bequeath to my sister Mary Catherine
 lltte my solitaire diamond ring and my wrist watch.

(3). I give and bequeath to my nephew William
 Cornelius lltte, of Marysville, Ohio, the sum of (\$5000.00)
 Five Thousand Dollars.

Last Will
 and
 Testament.

(4). I give and bequeath to my niece Nellie Oriene Strub,
 of Lima, Ohio, the sum of Two Thousand Dollars (\$2000.00)

I give and bequeath to my niece Nellie Oriene Strub, of
 Lima, Ohio, my opal and diamond ring.

(5). I give and bequeath to my nephew James Edward
 Brown of De Graff, Ohio, the sum of Two Thousand Dollars
 (\$2000.00).

(6). I give and bequeath to my grand nephew, William
 Cornelius lltte, jr. the sum of one thousand dollars
 (\$1000.00).

(7). I give and bequeath to my grand nephew, Fred
 Strub of Lima, Ohio, the sum of five hundred dollars
 (\$500.00).

(8). I give and bequeath to my grand niece, Helen
 Boyland, of Columbus, Ohio, the sum of five hundred
 dollars (\$500.00).

(9). I give and bequeath to my grand niece, Evelyn
 Blake of Quincy, Ohio, the sum of (\$500.00) five
 hundred dollars.

(10). I give, devise and bequeath to my nephew, Louis
 Edward lltte, of Marysville, Ohio, all the rest and
 residue of my property, real, personal and mixed, of
 which I shall die seized or possessed.

(11). In case of the death of any of the above legatees
 before my own decease, his or their bequests shall
 accrue to my estate.

13807

(12). I hereby appoint Louis Edward Otte, of Mansville, Ohio, as Executor, without bond, with full power to sell, convey, rent, mortgage, transfer and assign any or all of my said property upon such terms and conditions as he may deem to be to the best interests to my estate.

Witnesses.
Bruce B. Hammer.
Frank P. Hammer.

Elizabeth Murphy (Seal).
Sep. 3rd 1937.

Subscribed, sealed, published and declared by the said Elizabeth Murphy, the above named testator and for her last will in our presence, who at her request, and in her presence and in the presence of each other have subscribed our names as witnesses thereto this third day of September, 1937, in the City of Mansville, County of Union, State of Ohio.

Bruce B. Hammer, Mansville, Union County, Ohio.
Frank P. Hammer, Mansville, Union County, Ohio,
Journal Entry-Order Admitting to Probate and Record,
Probate Court, Union County, O.

In the Matter of the Will of May 10-1939.
Elizabeth Murphy, Deceased. Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Louis Edward Otte, to admit to probate and record the Will of Elizabeth Murphy, deceased, late of the Village of Mansville in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate & Record.

And Bruce B. Hammer and Frank P. Hammer, 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 Elizabeth Murphy deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

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May 8-1939.

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- Probate Judge.

8685
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May 8-1939.

In the Matter of The Estate of Ida Belle Lake, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 8685.
Ida Belle Lake, Deceased Application for Transfer of Real Estate.
Now comes Linnie D. Lake, and represents to the Court that Ida Belle Lake, a resident of Richwood in said County, died testate on the 28th. day of May, 1916; that the last Will and Testament of said decedent was filed for probate in the Probate Court of Union County, Ohio, on the 3rd. day of April, and duly admitted to probate therein on the 27th. day of April, 1917, there has been no administration of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.
First tract:- Being all the right title and interest of said Ida Belle Lake in the following described real estate:-

Situate in the Township of Thompson, County of Delaware and State of Ohio, being in Survey # 5750 and described as follows: Beginning at a stone on a post at point "A" on Plat of Land of Jane Lake, et al., made by A. W. Smith, Surveyor and Recorded in Volume 9, pages 289, Delaware County Surveyor's Office; thence S. 89 deg. 31' W. 18 chains to point "B"; on Plat; thence S. 0 deg. 13' E. 40.47 chains to point "C" on Plat; thence S. 89 deg. 45' W. 3.67 chains to "D"; thence S. 0 deg. 51' E. 1 chain to point "E"; thence S. 89 deg. 47' W. 8 chains to point "F"; thence S. 0 deg. 56' W. 1.728 chains to point "G"; thence S. 74 deg. 29.5' E. 6.742 chains to point "H"; thence S. 0 deg. 21' W. 28.375 chains to point "I"; thence S. 0 deg. 51' W. 12.95 chains to point "J"; thence N. 77 deg. 32' E. 20.45 chains to point "K"; thence N. 0 deg. 11' W. 18.44 chains to point "L"; thence N. 0 deg. 27' W. 17.51 chains to point "M"; thence N. 0 deg. 31' E. 14.79 chains to point "N"; thence N. 76 deg. 36' E. 3.75 chains to point "O"; thence N. 0 deg. 17' W. 30.49 chains to place of beginning, containing 156.72 acres of which 113.52 acres lie in Lot # 38 and 43.20 acres is in Lot # 39; and being part of the estate of Linnie Lake, de'd.

2nd. Tract: An undivided one-third interest in the following described real estate situated in the Township of Thompson, County of Delaware and State of Ohio, and bounded and described as follows:

Being in Survey No. 5750, Virginia Military Land, Beginning at the northeast corner of Lot No. Twenty-nine (29); thence north 3 deg. W. 76 poles to a stone and post; thence south 70 deg. 170 poles to a stone on post; thence south 3 1/2 deg. E. 73 poles to a stone and post; thence

8685

north 73 deg. E. 170 poles to the place of beginning, containing 77 acres and 37 poles of land. Being in Thompson Township, Delaware County, Ohio, and being part of lot No. 38 as surveyed by Josh Wright for Balsam and Perry - a corner on the northeast, north of the road, that was heretofore conveyed by Bezeel Bridge to Samuel Decker, supposed to contain one eighth (1/8) of an acre is hereby excepted. See description in said deed from said Bridge to said Decker. Being the same premises conveyed by Aaron A. Maize and wife to Jane Lake on March 24, 1898, and recorded in Vol. 112, page 252, Delaware County Deed Records.

That there has heretofore been an application for transfer of said real estate, of record in Will Records Vol. V, page 317, which application contained an incorrect description of the trust tract above set forth, and this application is made for a certificate of transfer to correctly transfer said real estate.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Linnie D. Lake - Legal Age - Richwood, Ohio - Sister - All.
 Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Linnie D. Lake.

The State of Ohio, Union County.

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

Linnie D. Lake.

Sworn to before me and signed in my presence, this
 — day of May, 1939.

[Signature]

Rachel E. Rausome-Neuhouse
 Notary Public.

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Journal Entry.
 Probate Court, Union County, Ohio.
 In the Matter of The Estate of No. 3685.
 Ida Belle Lake, Deceased. Authority to Transfer Real Estate.
 This day came Linnie D. Lake, devisee under the Will
 of Ida Belle Lake, deceased, and filed herein her application,
 duly verified, which application is attached hereto and made
 a part hereof, for an order directing the transfer of certain
 real estate belonging to said decedent, as set forth in the
 application. Said application being made to correct a description
 of said real estate contained in a former application of
 record in Will Records Vol. 5, page 317.
 It appearing to the satisfaction of the Court that all of the
 representations set forth in said application are true; that
 the description of said real estate and the list of persons
 to whom each such parcel thereof passed, by descent or
 devise is as set forth in said application; and it ap-
 pearing to the satisfaction of the Court that the law has
 been fully complied with by said applicant, it is hereby
 ordered that said real estate be transferred upon the
 duplicate of the County where such parcels are situated,
 to the persons named therein and that a certificate for the
 transfer of said real estate, together with the description con-
 tained in the application, be filed with the Recorder of
 the proper County for record, as provided by law.
 L. W. Hager - Probate Judge.

13834
 Filed
 May 12 - 1939.

In the Matter of the Estate of W. M. Johnson, Deceased.
 Application for Transfer of Real Estate,
 Probate Court, Union County, Ohio.
 In the Matter of The Estate of No. 13834.
 W. M. Johnson Deceased. Application for Transfer of Real Estate.
 Now comes William Pearson, and represents to the Court
 that W. M. Johnson, a resident of Liberty Township in said
 County, died testate on the 13th. day of March, 1939,
 his last will and testament was filed for probate
 in the office of the Probate Court, of Union County, Ohio,
 on the 6th. day of April, 1939, and therein probated on
 said day and recorded in Will Record W. Page 604,
 and that on the 6th. day of April, 1939, William Pearson
 was duly appointed and qualified as Executor of the
 estate of said decedent.
 The following is a description of each parcel of real
 estate, situated in Ohio, owned by the decedent at
 the time of his death.

13334

First Tract:- Situated in the Township of Liberty, County of Union, State of Ohio, and a part of Surveys Nos. 12400, 12403, 12414, and 12393.

Beginning at a stone in the center of the old original Crowder road and in the Easterly side of T. Mc Gray; thence with said line and the easterly line of George Humpfer North 36° West 61 poles to a stone Southwesterly corner to Julia Craunton; thence with her South line North 53 3/4° East 97 1/2 poles to a stone corner to said Julia Craunton; thence with another of her lines South 36° East 49.20 poles to a stone corner to said Julia Craunton and in the center of the old original Crowder Road; thence with the center of the original Crowder Road South 46 3/4° West 98 poles to the beginning.

Containing 33 1/2 acres, more or less.

Second Tract:- Situated in the Township of Liberty, County of Union, State of Ohio, and a part of Survey No. 12400.

Beginning at a stone at the Southwesterly corner to a lot of land containing 20 acres conveyed by John T. Wilson to Stephen Craunton on the third day of February 1882; and in the center of the Newton and Crowder gravel road; thence with the center of said road South 47° West 48.76 poles to a stone, thence North 44° West 133.60 poles to a stone corner of Julia Craunton's land; thence North 54 1/2° East 46.16 poles to a stake Northwesterly corner to said 20 acre lot; thence with the line of said 20 acre lot South 44° East 173.12 poles to the beginning.

Containing 55 acres, more or less.

Third Tract:- Situated in the Township of Liberty, County of Union, State of Ohio, and a part of Surveys Nos. 12400, 12403, 12413 and 12393.

Beginning at two Sugar trees and a Beach, Westerly corner to the original 100 acre tract formerly owned by Lucinda Ford, and in the South line of Survey No. 12282. Thence with said Survey line North 52° East 72.38 poles to a stake, westerly corner of the lands of S. + E. A. Ballinger; thence with the West line South 38° East 124 poles to a stake in the South line of said Survey No. 12400, T. C. T. Thence with said South line of said Survey South 52° East 72.38 poles to an Elm and Hickory the southerly corner to said 100 acre tract, formerly owned by Lucinda Ford, thence North 28° West 125 poles to the beginning.

Containing 60 acres, more or less.

Fourth Tract:- Situated in the Township of Liberty, County of Union, State of Ohio, and a part of Survey No. 12282.

Beginning at a stone Southeast corner to Survey No. 12282, thence with the South line of said Survey

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South 57° West 95.60 poles to a stake in the center of the road where said Survey line crosses said road, thence with the center of said road North 25 1/2° East 18 poles to a stake in the center of the road and in the West line of Survey No. 12282, thence with the East line of said Survey South 35 1/2° East 51 poles to the place of beginning. Containing 15 1/4 Acres, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Parcel
David Johnson		Reoria, Ohio.	Brother	One-fourth.
Emilie Parmenter		Reoria, Ohio.	Sister	One-fourth.
Maie Brall		Middleburg, Ohio.	Sister	One-fourth.
Daisy Pearson		Reoria, Ohio.	Sister	One-fourth.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

William Pearson.

The State of Ohio, Union County.

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

William Pearson.

Sworn to before me and signed in my presence, this 11th day of May, 1939.

Wm. R. Myers - Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of May 12th, 1939.

W. M. Johnson, deceased, Authority to Transfer Real Estate. This day came William Pearson, Executor of the estate of W. M. Johnson, deceased, and filed herein this application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that W. M. Johnson, a resident of Liberty Township, in said County, died testate on

13384

March 13th, 1939, his last will and testament was filed for probate in the office of the Probate Court, of Union County, Ohio, on the 6th. day of April, 1939, and therein probated on said day and recorded in Will Record W. Page 604, and that on the 6th. day of April, 1939, William Pearson was duly appointed and qualified Executor of the estate of said decedent, that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
David Johnson		Reoria, Ohio	Brother	One-fourth
Eunice Parmenter		Reoria, Ohio	Sister	One-fourth
Mac Ball		Middleburg, Ohio	Sister	One-fourth
Daisy Pearson		Reoria, Ohio	Sister	One-fourth

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13624

Filed

May 13-1939.

In the Matter of the Estate of Amy Hamilton, Deceased.
Application for Transfer of Real Estate.

In the Matter of the Estate of Amy Hamilton, Deceased. Case No. 13624. Probate Court, Union County, Ohio.

Now come Merlin Hamilton, Clarence Hamilton Smith, Weldon Hamilton, Clarence Hamilton, H. K. Hamilton and A. C. Hamilton and represent to the Court that Amy Hamilton, a resident of Jackson Township in said County, died testate on the 11th. day of May, 1938, and that her Last Will and Testament was filed in the Probate Court of Union County, Ohio, on June 10, 1938, admitted to probate on June 10, 1938, and recorded in Vol. W, Page 292 of the Record of Wills in said County, and that on the 13th. day of June, 1938, H. K. Hamilton and A. C. Hamilton were duly appointed and qualified as Co-Executors of the Estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

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was filed for Union County, Ohio, in probate on Page 604, and Pearson was duly te of said decedent, following is a list and relationship to each such devise.

Relationship	Portion Passed
brother	One-fourth
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Union County, Ohio, Hamilton Smith, Hamilton and that Amy Hau- said County, 8, and that they the Probate Court admitted to probate W, Page 292 of that on the and A. C. Hau- s Co-Executors parcel of real decedent at the

13624

Situate in the State of Ohio, County of Union, and Township of Jackson, being part of Survey No. 9940, and being the west 25 acres of the following described tract.

Beginning at a stone and bisk in the east line of said Survey No. 9940, in the middle of the Arbela and Holmesville road, and being the southeast corner of a tract formerly owned by Perry Longberry running thence with said Survey line and the middle of said road S. 6° E. 50.60 poles to a stone and bisk; thence S. 82° 45' W. 158.20 poles to a stone and bisk in the west line of said Survey; thence with said Survey line N. 6° W. 50.60 poles to a stone and bisk, the southwest corner of E. A. Vandemark's land, and thence with said Vandemark's south line and continuing with the south line of lands formerly owned by said Longberry N. 83° 45' E. 158.20 poles to the place of beginning.

Also that part of Survey No. 9940, bounded and described as follows:

Beginning at a stone at the root of an oak, northwest corner of said survey running thence with the westerly line of said Survey, S. 6° E. 101.50 poles to a stone, corner of the Barth land, formerly owned by J. W. Robinson; thence with the north line of the Barth tract N. 84° E. 78.80 poles to a stake and stone; thence N. 6° W. 101.50 poles to a stone in the north line of said Survey and thence with the Survey line S. 84° W. 78.80 poles to the place of beginning.

Containing 100 acres, more or less.

Containing in all 175 acres, more or less.

The Last Will and Testament of the said Amy Hamilton, deceased, contained the following provisions, to-wit:

"If I own any real estate, the same not being placed in my name, it shall be given to my son, H. Kent Hamilton for his lifetime, and if, at his death my daughter, Florence is living, she shall have the use of and income for all real property for her lifetime.

After the death of Kent and Florence, the real estate shall be sold and the money equally divided among my children. And if any of them be dead and survived by children, such legal heirs shall inherit their share. But if any of them be dead without lawful issue, their share and shares shall be divided among those remaining."

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by decedent or devise.

18624

Name	Age	Residence	Relationship	Portion
H. Kent Hamilton (H. Kent Hamilton and H. K. Hamilton being one and the same person)	all over 21 yrs. of age	Jackson Twp., Union Co., Ohio.	Son	life estate.
Flource Hamilton		Jackson Twp., Union Co., Ohio.	Daughter	life estate subject to rights of H. Kent Hamilton.
Arnette C. Hamilton (Arnette C. Hamilton and A. C. Hamilton being one and the same person.) Or his lawful issue.		Richwood, Ohio.	Son	fee, subject to the life estates of H. K. Hamilton and Flource Hamilton.
Merlin Hamilton (Merlin Hamilton and Merlin C. Hamilton being one and the same person.) Or his lawful issue.		Richwood, Ohio.	Son	fee, subject to the life estates of H. K. Hamilton and Flource Hamilton.
Claryce Hamilton Smith (Claryce Hamilton Smith and Claryce Smith being one and the same person.) Or her lawful issue.		Reoria, Ohio.	Daughter	fee, subject to the life estates of H. K. Hamilton and Flource Hamilton.
Weldon Hamilton (Weldon Hamilton and L. W. Hamilton being one and the same person.) Or his lawful issue.		Prospect, Ohio.	Son	fee, subject to the life estates of H. K. Hamilton and Flource Hamilton.

Your petitioner further represents that all known debts of decedent's estate have been paid, or secured to be paid, and that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by H. K. Hamilton and A. C. Hamilton, Co-Executors.

Wherefore, they pray for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

H. K. Hamilton
Flource Hamilton
A. C. Hamilton

Merlin Hamilton
Claryce Hamilton Smith
Weldon Hamilton.

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State of Ohio, County of Union, ss:

H. K. Hamilton, Florence Hamilton, A. C. Hamilton, Merlin Hamilton, Clarence Hamilton Smith and Weldon Hamilton, being first duly sworn, say that the facts stated in the foregoing application are true as they verily believe.

H. K. Hamilton
Florence Hamilton
A. C. Hamilton
Merlin Hamilton
Clarence Hamilton Smith
Weldon Hamilton

Subscribed to before me and subscribed in my presence this 13th day of May, A. D., 1938.

Robert N. Allen - Notary Public.

Journal
Entry.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of the Estate of
Amy Hamilton, Deceased.
May 13 - 1939.

This day came H. K. Hamilton and A. C. Hamilton, Co-Executors of the Estate of Amy Hamilton, Deceased, and filed herein their application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Amy Hamilton, a resident of Jackson Township, Union County, Ohio, died testator on the 11th day of May, 1938, that her Last Will and Testament was filed in the Probate Court of Union County, Ohio, on June 10, 1938, admitted to probate on June 10, 1938, and recorded in Vol. W, Page 292 of the Record of Wills in said County, and that on the 18th day of June, 1938, H. K. Hamilton and A. C. Hamilton were duly appointed and qualified as Co-Executors of the Estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Residence	Relation Ship	Portion.
H. Kent Hamilton (H. Kent Hamilton and H. K. Hamilton being one and the same person)	21 yrs.	Jackson Twp., Union Co., Ohio.	Son	life estate.
Florence Hamilton	age	Jackson Twp., Union Co., Ohio.	Daughter	life estate subject rights of H. Kent Hamilton.
Arnette C. Hamilton (Arnette C. Hamilton and A. C. Hamilton being one and the same person) or his lawful issue.		Richwood, Ohio.	Son	fee, subject to the life estates of H. K. Hamilton and Florence Hamilton.

13624

Merlin Hamilton (Merlin Hamilton and Merlin E. Hamilton being one and the same person) or his lawful issue.

Richwood, Ohio.

Son fee, subject to the life estates of H. K. Hamilton and Clarence Hamilton.

Claryce Hamilton Smith (Claryce Hamilton Smith and Claryce Smith being one and the same person) or her lawful issue.

Beoria, Ohio.

Daughter fee, subject to the life estates of H. K. Hamilton and Clarence Hamilton.

Weldon Hamilton (Weldon Hamilton and L. W. Hamilton being one and the same person)

Rospect, Ohio.

Son fee, subject to the life estates of H. K. Hamilton and Clarence Hamilton.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the court that the law has been fully complied with by said applicants; it is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13866

Filed

May 22-1939.

In the Matter of The Last Will and Testament of Jeff Wilque, Deceased, Application for Probate of Will.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Jeff Wilque, Deceased. application for Probate of Will. In the Probate Court of said County;

Your applicant respectfully represents that Jeff Wilque, late a resident of the Township of York, in said County, died on or about the 10th. day of May 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Jeff Wilque died leaving Mary J. Wilque of the age of 58 years, as his surviving spouse, who resides at York Township and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Neva Krantz	37	Daughter	998 Miller Avenue, Columbus, Ohio.
Ximena Smith	32	Daughter	1817 East Main St. Columbus, Ohio.
Doris Worbe	25	Daughter	P. O. #2, West Mansfield, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named

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Journal Entry.

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Son fee, subject to the life estates of H. K. Hamilton and Florence Hamilton.

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Son fee, subject to the life estates of H. K. Hamilton and Florence Hamilton.

is as set out to the satisfaction of the application, to be made, as Probate Judge.

Wilgus, Deceased, Court.

Probate of Will, Jeff Wilgus, late of Union County, Ohio, died leaving an inventory to be filed, leaving his surviving and the following to-wit: Address.

Columbus, Ohio. in St. Columbus, Ohio. East Mansfield, Ohio, probate and proving of the before named

13866

who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate, Mary J. Wilgus - Applicant, Residence - R. D. #1, W. Mansfield, Ohio.

The State of Ohio, Union County.

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

Sworn to before me and signed in my presence, this 18th day of May, 1939. Wm. R. Cameron - Notary Public in and for Union County, Ohio.

The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Jeff Wilgus, Deceased. Warnings of Notice and Consent to Probate of Last Will and Testament. We, the undersigned, surviving spouse and next of kin of Jeff Wilgus, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Mary J. Wilgus, Vera Krantz, Doris Wober, Ximena Smith

Dated this 18th day of May, 1939.

The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Jeff Wilgus, Deceased. May 22, 1939. Journal Entry on Presentation of Will for Probate. An application having been this day presented to the Court by Mary J. Wilgus praying that all instruments in writing purporting to be the last will and testament of Jeff Wilgus, deceased, be admitted to probate; It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 25 day of May, 1939, at 10:00 o'clock P.M.

L. W. Hazer - Probate Judge.

Proof of Signature of Witnesses to Will, Probate Court, Union County, Ohio.

Personally appeared in open Court Homer Bates and Ida Bates who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Jeff Wilgus deceased, depose and say; that Ethel Rader whose name appears

13866
 Proof of
 Signature
 of Witness
 to Will.

as one of the subscribing witnesses to the Last Will and Testament of Jeff Wilgus deceased, herewith annexed, has, since the date of said Will, February 27th A.D. 1934, died, the date of her death being on or about December 30th, 1932; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Ethel Bates purporting to be hers, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Ethel Bates.

Homer Bates.
 Ida Bates.

Sworn to before me and signed in my presence, in open Court, this 24th day of May, 1939.

L. W. Hazen - Probate Judge.

Proof of Signature of Witness to Will,
 Probate Court, Union County, Ohio.

Personally appeared in open Court Anna Van Voorhis and A. A. Van Voorhis, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Jeff Wilgus deceased, depose and say; that Benj. Bates whose name appears as one of the subscribing witnesses to the Last Will and Testament of Jeff Wilgus deceased, herewith annexed, has, since the date of said Will, February 27th, A.D. 1934, died, the date of his death being on or about December 16th, 1934; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Benj. Bates purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Benj. Bates.

Anna Van Voorhis.
 A. A. Van Voorhis.

Sworn to before me and signed in my presence, in open Court, this 24th day of May, 1939.

L. W. Hazen - Probate Judge.

Last Will and Testament.

I, Jeff Wilgus, of York Township, Union County, Ohio, do make and publish this my Last Will and Testament. Item 1st. It is my wish that my funeral expenses and just debts be paid out of my Estate as soon after my death as may be found convenient. Sec. I give and devise to my beloved wife Mary J. Wilgus, all of the property both real and personal of which I may be possessed at the time of my death to her absolutely to be used or transferred by her to

Last Will
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Third: I hereby appoint my wife Mary J. Wilkus my
Administratrix and ask the court to make said
appointment without bond. I hereby revoke all former
wills by me made.

In Testimony whereof I hereunto set my hand this 27th
day of February, 1924.

Signed and acknowledged by the said Jeff Wilkus as
his Last Will and Testament in our presence and at
his request signed by us in his presence.

Witness - Ethel Rader at West Mansfield.

Witness - Benj. Bates, West Mansfield.

Order Admitting to Probate and Record.

Probate Court, Union County, O.

In the Matter of the Will of Jeff Wilkus, deceased.
May 25th, 1939.
Order Admitting to Probate & Record.
(A Witness Dead, Etc.)

This matter came on this day further to be heard, on
the application of Mary J. Wilkus to admit to probate and
record the will of Jeff Wilkus deceased, late of the Township
of York in said County, heretofore filed in this Court.
It is now shown to the satisfaction of the Court that said
decedent died leaving Mary J. Wilkus, surviving spouse, and
that the surviving spouse and all the next of kin of
said decedent known to be resident of the State 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.

Order Admitting to Probate & Record. And it further appearing to the Court that Ethel Rader
and Benj. Bates the subscribing witnesses to said will,
are dead.

Whereupon Homer Bates and Ida Bates appeared in
open Court, and were duly sworn and examined ac-
cording to law touching the genuineness of the signa-
ture of said Ethel Rader attached to said will, and
Anna Van Voorhis and A. A. Van Voorhis appeared in open
Court, and were duly sworn and examined according
to law touching the genuineness of the signature of said
Benj. Bates attached to said will, which testimony
was reduced to writing, was subscribed by them respec-
tively, and was filed with said will.

Whereupon the Court finds that the aforesaid instrument
of writing is the last will of said Jeff Wilkus deceased;
that it was duly executed and attested; and that the said
testator at the time of signing said will, was of full

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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. Hazen - Probate Judge.

13814

Filed

May 20 - 1939.

In the Matter of the Estate of Lillia V. McMillen, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of Lillia V. McMillen, Deceased. No. 13814.
Application for Transfer of Real Estate.
Now comes Edith M. Sumpk, and represents to the Court that Lillia V. McMillen, a resident of Claibourne Township in said County, died testate on the 9th day of March, 1939, that her Last Will and Testament was filed in the Probate Court of Union County, Ohio, on March 18th, 1939, admitted to probate on March 27th, 1939, and recorded in Vol. W, page 572 of the Record of Wills in said county, and that on the 31st day of March, 1939, Edith M. Sumpk was duly appointed and qualified as Administratrix with the Will annexed of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of her death.

Situated in the State of Ohio, County of Union, Township of Claibourne and part of Survey No. 16367, bounded and described as follows:

Beginning at the southeast corner of W. H. Osborn's Lot; Thence N. 82° E. with the center of the Pike 12 Rods; Thence N. 16° W. 26 2/3 Rods; Thence S. 82° W. 13 Rods; Thence S. 16° E. 26 2/3 Rods to the place of beginning.
Containing two acres of land.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Minnie V. Boggs (being one and the same person as Mrs. Minnie Boggs).	over 21.	Richwood, Ohio.	Niece.	one-fifth.
Nettie M. Kiiskie (being one and the same person as Mrs. Nettie Kiiskie).	over 21.	Richwood, Ohio, R.D. 2.	Niece.	one-fifth.
Maggie Baker (being one and the same person as Mrs. Maggie Baker).	over 21.	Wood County, Ohio.	Niece.	one-fifth.

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- Probate Judge.

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Relationship	Portion	Passed
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13814	Bertha Livingston	over 21	Johantown, Ohio	Niece	one-fifth.
	Edith M. Smock (being one and the same person as Edith Smock)				
	Dewey V. Smock (being one and the same person as Dewey Smock).	over 21	Richwood, Ohio.	Cousin	one-fifth.

Your petitioner, further, represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Edith M. Smock - Administratrix.
The State of Ohio, Union County.

Edith M. Smock, Administratrix with the Will annexed, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Sworn to before me and signed in my presence, this 18th day of May, 1939,
H. De Roy Alley - Notary Public,
Union County, Ohio.
My commission expires February 6 - 1942.

Journal Entry.

In the Matter of the Estate of Lillia V. McMillen, Deceased. Authority to Transfer Real Estate.
This day came Edith M. Smock, Administratrix with the Will annexed of the estate of Lillia V. McMillen, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.
It appearing to the Court that Lillia V. McMillen, a resident of Fairbourn Township, in said County, died testate on March 9, 1939, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on March 18th, 1939, admitted to pro-

13814 late on March 27th, 1939, and recorded, in Vol. 20, Page 572 of the Record of Wills in said County, and that on the 31st. day of March, 1939, Edith M. Smock, was duly appointed and qualified, Administratrix, with the Will annexed of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relation	Portion Passed
Minnie V. Bogge (being one and the same person as Mrs. Minnie Bogge).	over 21	Richwood, Ohio.	Niece	one-fifth.
Nettie M. Hinikin (being one and the same person as Mrs. Nettie Hinikin).	over 21	Richwood, Ohio, R. D.	Niece	one-fifth.
Maggie Baker (being one and the same person as Mrs. Maggie Baker).	over 21	Wood County, Ohio.	Niece	one-fifth.
Bertha Livingston.	over 21	Johnstown, Ohio.	Niece	one-fifth.
Edith M. Smock (being one and the same person as Edith Smock) and Dewey V. Smock (being one and the same person as Dewey Smock).	over 21	Richwood, Ohio.	Cousins	one-fifth.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

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18827
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 May 22-1939

In the Matter of the Estate of Benjamin Carter, Deceased,
 application for Transfer of Real Estate.
 Probate Court, Union County, Ohio.

In the Matter of the Estate of Benjamin Carter, Deceased, Application for Transfer of Real Estate, No. 18827.
 Now comes Jewell Travis, and represents to the Court that Benjamin Carter, a resident of Richmond in said County, Ohio, died testate on the 30 day of March, 1939, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio, on Apr. 13, 1939, admitted to Probate on the 6th day of May, 1939, and recorded in Volume X, Page 4, of the Records of Wills in said County, and that on the 11 day of May, 1939, Jewell Travis was duly appointed and qualified, as Administrator with the Will annexed of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Being an undivided one-half interest in the following real estate: Being a part of Sec. Lot No. Ninety-six (96) and eight (8) feet off the East side of Sec. Lot Number Ninety-five (95) and further bounded and described as follows:

Beginning at an iron stake on the West alley line running North parallel with said alley line a distance of seventy-seven feet four inches (77 ft. 4 in.); thence West parallel with West Ottawa Street a distance of forty-one (41) feet; thence South parallel with Pella Boggs East lot line to an iron stake a distance of seventy-seven feet four inches (77 ft. 4 in.); thence Eastward a distance of forty-one (41) feet to an iron stake on the place of beginning.

Also, an undivided one-half interest in the following real estate:

Known as part of Survey No. 1040 and in Virginia Military Survey and bounded and described as follows, to-wit:

Lot No. 2 in said Survey in the name of M. Sawyer, beginning at an Oak and two beeches (corner) to Lot No. 1; thence North 80° East 59½ poles to a stake in said line; thence 10° West 130 poles to a stake in the North line of said lot; thence South 80° West 61 poles to a beech corner to lot 5; thence with the line of Lot No. 5, South 10° East 130 poles to an Oak and two beeches to the place of beginning.

Containing 50 acres of land, more or less, Being square premises conveyed by Maria L. March + Milton March to Benjamin Carter + Catherine Carter

13827

by deed dated March 3, 1903, and recorded in Vol. 85 page 428 of the deed records of Union County, Ohio. Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Mamie W. Carter		Richwood, Ohio.	Widow	Life Estate.
Stella S. Green		Delaware, Ohio.	Daughter	1/5 of remainder.
Addie E. Heutze		Marion, Ohio.	Daughter	1/5 of remainder.
Mary A. Temple			Daughter	1/5 of remainder.
Gray A. Carter			Son	1/5 of remainder.
B. E. Carter			Grandson	1/15 of remainder.
Ralph E. Carter			Grandson	1/15 of remainder.
Clyde E. Carter			Grandson	1/15 of remainder.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, so that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Newell P. Travis.

The State of Ohio, Union County.

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

Newell P. Travis.

Sworn to before me and signed in my presence, this 30 day of May, 1939.

Wm. Guyton Sanders - Notary Public.

Journal Entry.

Journal Entry.

In the Matter of the Estate of Benjamin Carter, Deceased. Authority to Transfer Real Estate. May 22 - 1939.

This day came Newell Travis, Administrator, with the Will annexed of the estate of Benjamin Carter, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Benjamin Carter, a resident of Richwood, in said County, died testate on March 20, 1939, that his Last Will and Testament

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was filed Apr. 13, 1939, and will is admitted 1939, Admin. decedent following of residue passing, by deposit of the Mamie W. Stella Addie Mary A. Gray A. B. E. Ralph Clyde.

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13861 Filed May 13 - 1939.

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Relationship	Portion Passed
Wife	Life Estate
Daughter	1/5 of remainder
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was filed in the Probate Court of Union County, Ohio, on
Apr. 13, 1939, admitted to Probate on the 6th day of May,
1939, and recorded in Volume X, Page 4, of the Record of
Wills in said County, and that on the 11 day of May,
1939, Hurrell Travis was duly appointed and qualified
Administrator with the Will annexed of the estate of said
decedent; that insofar as they can be ascertained, the
following is a list of persons, with their ages, places
of residence and relationship to the decedent, and interest
passing, to whom each such parcel of Real Estate passed
by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Mamie M. Carter		Richwood, Ohio	Widow	Life Estate
Stella S. Green		Delaware, Ohio	Daughter	1/5 of remainder
Addie E. Heutze		Marion, Ohio	Daughter	1/5 of remainder
Mary A. Temple			Daughter	1/5 of remainder
Oral A. Carter			Son	1/5 of remainder
B. E. Carter			Grandson	1/15 of remainder
Ralph E. Carter			Grandson	1/15 of remainder
Clyde E. Carter			Grandson	1/15 of remainder

And that the description of said real estate is as
set out in said application, and it appearing to the
satisfaction of the Court that the law has been fully
complied with by said applicant, It is hereby ordered
that said real estate be transferred upon the duplicate
of the County, where such parcels are situated, to the
persons named herein and that a certificate for the
transfer of said real estate, together with the description
contained in the application, be filed with the Re-
corder of the proper County for record, as provided by law,
L. W. Hazen-Probate Judge.

13861
Filed
May 13-1939

In the Matter of The Last Will and Testament of M. F. Kilbury,
Deceased,
Application to Admit to Record Authenticated Copy of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of The Estate of M. F. Kilbury,
Deceased, No. 13861.

Your applicant respectfully represents that M. F. Kilbury
late of Plain City Ohio died testate on or about the
day of , 19-, and that his Will was duly
admitted to probate in Madison County, London,
Ohio; and that said M. F. Kilbury, deceased, left
an estate in this County.

Your applicant further represents that the following
persons living in the State of Ohio are interested
in said Will:
None.

13861

Wherefore, your applicant presents to the Probate Court of this County a duly authenticated copy of said Will, and asks that the same be admitted to record in this Court.

Sworn to before me and signed in my presence, this 13 day of May, 1939. W. P. Carey (as attorney).
L. W. Hazen - Probate Judge.

Last Will and Testament.

I, M. F. Hilbury, of the Village of Plain City, Madison County, Ohio, being of sound mind and memory do hereby make, publish and declare this my Last Will and Testament, hereby revoking all other Wills by me heretofore made.

Item I. I hereby direct my executor to pay all of my just debts as soon after my decease as is convenient.

Item II. I hereby give and bequeath to my wife, Laura E. Hilbury, all my personal property in whatever form, including notes, bonds, chattels, etc., to belong to her absolutely. I also give and devise to my wife, Laura E. Hilbury, the real property, where I now reside, located on South Chillicothe Street, Plain City, Ohio, in fee simple.

Item III. I hereby give and devise to my wife, Laura E. Hilbury, my farm of One Hundred Fifty Acres and Two Fifths of an acre, located in Darby Township, Union County, Ohio, for her use and benefit, and during her natural life, and during which time she shall have full control over the operation and tenancy of said farm.

Item IV. After the death of my wife, I direct the executor of this my Last Will and Testament, to sell the farm designated in Item III of this Will upon the terms and for the price which he shall deem proper and to give a good and sufficient deed therefor. After the expenses of the sale and all administration have been paid, it is my will that the proceeds thereof shall be divided in three equal shares, one of said shares to go to the Plain City Methodist Episcopal Church, another to the Methodist Childrens Home at Worthington, Ohio, and the other to Eli A. Miller, now a tenant on said farm, or in case said Eli A. Miller should die prior to the decease of my wife, then the said share to go to the children of said Eli A. Miller. It is my will, that, should the said Eli A. Miller desire to purchase said farm after the

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death of my wife, he shall have two years from the
time of her decease to obtain the purchase price there-
for, without any interest charge, and during which
time, the executor of this my last Will and Testa-
ment, shall collect the rental therefrom, for the bene-
fit of the devisees of this Will. It is my will,
furthermore, that should the said Eli A. Miller
cease to be a tenant on my farm prior to the
death of my wife, for any cause, other than death,
then the share that was to go to him or his children,
shall become the property of the Plain City Methodist
Episcopal Church and the Methodist Childrens Home
at Worthington, Ohio, share and share alike. I
furthermore direct that any inheritance tax which
my executor may be required to pay, shall remain
and become a charge against the share of the
three residuary legatees of this Will, share and share
alike.

Item V. I hereby nominate, constitute and appoint
Elton M. Nile, Executor of this my last Will and Testa-
ment.

W. F. Hilbury.

In Testimony Whereof, I hereunto subscribe my
name at Plain City, Ohio, this fourth Day of April,
in the year of our Lord, One thousand Nine hundred
Thirty Four.

W. F. Hilbury.

The foregoing instrument was signed at the end
thereof by the said W. F. Hilbury 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 Plain City, Ohio, this fourth
Day of April, A. D. 1934.

Edith W. Nile.
H. C. Summitt.

Journal Entry.
Probate Court, Madison County, Ohio.

In the Matter of the Will of October 3-1935.
W. F. Hilbury, Deceased. Order Admitting to Probate & Record.
This matter came on this day to be heard, on
the application of Laura E. Hilbury, to admit to probate
and record the Will of W. F. Hilbury, deceased, late
of the Village of Plain City, in said County, hereto-
fore filed in this Court.
It is now shown to the satisfaction of the Court
that said decedent died leaving Laura E. Hilbury,

13861

surviving spouse and that the surviving spouse and all the next of kin of said decedent husband to be resident of the State have waived notice and given consent to the probate of said Will.

And Edith W. Nile and H. C. Gurnett, 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 Mr. F. Kilbury, deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of fully 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.

Harvey B. Edwards - Probate Judge.

Certificate to Copies.

The State of Ohio, Madison County, ss, Probate Court. I, Harvey B. Edwards Judge and ex officio Clerk of the Probate Court, within and for said County, having the custody of the files, journals and records of said Court, do hereby certify that the foregoing is a true copy of the Will of M. F. Kilbury, deceased, and Entry, admitting to probate and record said Will, filed on October 8, 1935 and recorded in Will Record Vol. 18, page 345, as the same appears upon the records of said Court; and I further certify, that I have carefully compared the foregoing copy with the original record, and that the same is a full and correct transcript thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court, at Loudon, Ohio, this 8 day of May, A. D. 1939.

Harvey B. Edwards.
Probate Judge and ex officio
Clerk of said Court.

13861

The State of Ohio, I the undersigned Clerk of the Probate Court do hereby certify that the foregoing is a true and correct copy of the Will of M. F. Kilbury, deceased, 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.

The State of Ohio, I the undersigned Clerk of the Probate Court do hereby certify that the foregoing is a true and correct copy of the Will of M. F. Kilbury, deceased, 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.

The State of Ohio, I the undersigned Clerk of the Probate Court do hereby certify that the foregoing is a true and correct copy of the Will of M. F. Kilbury, deceased, 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.

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13861

The State of Ohio, Madison County, ss.
 I the undersigned sole judge of the Probate Court, with-
 in and for said County and State, the same being a
 Court of Law and of record, do hereby certify that under
 the laws of the State of Ohio the Judge of the Probate
 Court is ex-officio the Clerk of his own Court. And
 I further certify that I the said Harvey B. Edwards
 whose genuine signature is attached to the foregoing
 certificate, am, 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 my 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 8th day of May, A. D. 1939.

Harvey B. Edwards
 Judge as aforesaid.

The State of Ohio, Madison County, ss.
 I, the undersigned ex-officio Clerk of the Probate Court
 within and for said County, and State aforesaid,
 hereby certify that I the said W. F. Kilbury am also
 the sole Judge of said Probate Court, duly commis-
 sioned 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 8th day of May, A. D. 1939.

Harvey B. Edwards
 Ex-officio Clerk of said Court.

Journal Entry.

The State of Ohio, Union County, Probate Court.
 In the Matter of The Estate of Ws. 13861. Admitting
 W. F. Kilbury, deceased. Authenticated Copy of Will to Probate.
 This day an authenticated copy of the last Will
 and Testament of W. F. Kilbury, deceased, late of
 Plain City was presented to the Court for record;
 and it appearing to the Court that said Will was
 duly executed and proved in accordance with the laws
 of the State of Ohio and admitted to probate in the
 Court of Madison in the State of Ohio and that part
 of the property to which said Will relates is sit-
 uated in this County, it is ordered that said au-
 thenticated copy of said Will be admitted to record
 in this Court as provided by law, and it is fur-
 ther ordered that said W. P. Carey pay the costs
 herein taxed at \$2.50.
 L. W. Hazen - Probate Judge.

13871
Filed
May 25-1939.

In the Matter of The Last Will and Testament of Elizabeth March Wood, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Elizabeth March Wood, Deceased. Application for Probate of Will.
1. The Probate Court of said County:

Your applicant respectfully represents that Elizabeth March Wood, late a resident of the Village of Marysville, in said County, died on, or about the 18th. day of May 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Elizabeth March Wood died leaving J. D. Wood, of the age of 90 years as her surviving spouse, who resides at Marysville, Ohio, and the following named persons as her only next of kin, to-wit:

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

J. D. Wood - Applicant.
Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 25th. day of May, 1939.

Wm. S. Hoopes
William S. Hoopes - Notary Public.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Wainor of Notice and Consent, Elizabeth March Wood, Deceased, to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of Elizabeth March Wood, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

J. D. Wood Per. Hoopes, Sanders & Hoopes, his Attorneys.
Dated this 25th. day of May, 1939.

13871
The State of Ohio
In the Matter of the Will of Elizabeth March Wood, Deceased.
Application for Probate of Will.
Journal Entry.

In the Matter of the Will of Elizabeth March Wood, Deceased. Application for Probate of Will.
The Probate Court of said County:
Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.
J. D. Wood - Applicant.
Residence - Marysville, Ohio.
The State of Ohio, Union County.
The above named J. D. Wood, being first duly sworn, says that the facts stated and the allegations in the foregoing application contained, are true as he verily believes.
Sworn to before me and signed in my presence, this 25th. day of May, 1939.
William S. Hoopes - Notary Public.

Last Will and Testament.
In the Matter of the Will of Elizabeth March Wood, Deceased. Application for Probate of Will.
The Probate Court of said County:
Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.
J. D. Wood - Applicant.
Residence - Marysville, Ohio.
The State of Ohio, Union County.
The above named J. D. Wood, being first duly sworn, says that the facts stated and the allegations in the foregoing application contained, are true as he verily believes.
Sworn to before me and signed in my presence, this 25th. day of May, 1939.
William S. Hoopes - Notary Public.

Elizabeth March Wood,
Deceased,
Probate Court.

for Probate of Will.

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village of Marysville,
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Applicant:
Marysville, Ohio.

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Hoopes - Notary Public,
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The State of Ohio, Union County. Probate Court.

In the Matter of the Will of May 25th. 1939 - Journal Entry
Elizabeth March Wood, Deceased, on Presentation of Will for Probate.

Journal
Entry.

An application having been this day presented to the
Court by W. D. Wood praying that an instrument in
writing purporting to be the last will and testament
of Elizabeth March Wood, deceased, be admitted to
probate forthwith.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of The Will of
Elizabeth March Wood, Deceased. No. 13871.

Testimony of Witnesses.

Testimony
of Witnesses.

I personally appeared in open Court Gilbert E. Ferrel
and William R. 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 Elizabeth March Wood, deceased,
depose and say: We were present at the execution
of the instrument of writing now before us, dated June
22, 1935, purporting to be the last Will and Testa-
ment of Elizabeth March Wood, deceased; that we, at
the request of said testatrix and in her presence,
respectively subscribed our names thereto as witnesses,
and that we saw said testatrix sign said instru-
ment and that said Elizabeth March Wood at the
time of executing the same, was of full age and of
sound mind and memory, and not under any restraint.

Sworn to before me and
signed in my presence by Gilbert E. Ferrel.
said witnesses in open Court, this 25th day of May, 1939. Marysville, Ohio.
Wm. R. Cameron
Marysville, Ohio.

L. W. Hazen
Probate Judge.

Last Will
and Testament.

Last Will and Testament of Elizabeth March Wood.
In the name of the Benevolent Father of All, I,
Elizabeth March Wood, of Marysville, Paris Township,
Union County, Ohio, being of sound and disposing
mind and memory, and in my usual health, but
mindful of the uncertainty of life, and desiring to
make such disposition of my estate as seems
best for me, do make, publish, and declare this
my last will and testament hereby revoking all my
former wills and codicils.
Item I. I direct that all my just debts and funeral
expenses be paid out of my estate as soon as

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practicable after my decease.
 Item II. All the property, both real and personal, of every kind and description, and wheresoever situate, which I may own or have the right to dispose of at the time of my decease, I give, devise and bequeath unto my husband J. D. Wood, to be his absolutely and in fee simple. My husband will dispose of certain family relics as he deems proper according to an understanding between us. This provision to be in lieu of all rights of inheritance otherwise given to him by law.

Item III. I hereby nominate my said husband, J. D. Wood, executor of this my last will and testament and direct that no bond be required of him as such executor, trusting to his justice and integrity. Done at Marysville, Ohio, this 22nd. day of June, 1935.
 Elizabeth March Wood.

The foregoing instrument was signed, declared and acknowledged by Elizabeth March Wood as and for her last will and testament, in our presence, and subscribed by us, as witnesses, at her request, in her presence, and in the presence of each other this 22nd. day of June, 1935.
 Gilbert E. Kerrel.
 Wm. R. Cameron.

Order Admitting to Probate and Record,
 Probate Court, Union County, Oh.

In the Matter of the Will of Elizabeth March Wood, Deceased, May 25-1939.
 Order Admitting to Probate & Record,
 This matter came on this day further to be heard, on the application of J. D. Wood to admit to probate and record the Will of Elizabeth March Wood, deceased, late of the Village of Marysville in said County, heretofore filed in this Court.

Order Admitting to Probate & Record. It is now shown to the satisfaction of the Court that said decedent died leaving J. D. Wood surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be resident of the State 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 Gilbert E. Kerrel, and William R. Cameron 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

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and personal, wheresoever situate, dispose of or bequeath is absolutely and in full force of certain according to an opinion to be in service given to said husband, J. will and testat- ized of him justice and in- ed. day of June, 1935. March Wood. declared and as and for presence, and his request, in each other this Ferrel. Cameron. and Records, y, W. ? thing to Probate & Record, to be heard, mit to probate Wood, deceased, nity, heretofore of the Court Wood surviving and all the he resident h notice of the ion to admit nt, pursuant e waived notice said Will. R. Cameron this day ap- duly sworn, and at- y was reduced

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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 Elizabeth Marsh Wood deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13884

In the Matter of The Last Will and Testament of Albert Rausch, Deceased. Application for Probate of Will.

Filed

The State of Ohio, Union County. Probate Court.

June 15-1939.

In the Matter of the Will of Albert Rausch, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Albert Rausch, late a resident of the Township of Willcreek, in said County, did on or about the 11th day of June, 1939, execute an instrument in writing, herewith produced, purporting to be his last will; that the said Albert Rausch died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Anna Mader		Sister	Marysville, Ohio.
Clara Kasper		Sister	Marysville, Ohio.
Margaret Hoerner		Sister	Marysville, Ohio.
Leo Rausch		Brother	Marysville, Ohio.
Pauline Renner		Sister	Marysville, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Pauline Renner - Applicant, Residence - R. P. D. Marysville, Ohio.

The State of Ohio, Union County.

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

Pauline Renner.

Oath.

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Sworn to before me and signed in my presence, this 15th day of June, 1939.

Blifton L. Coaryl - Notary Public, Union County, Ohio. Probate Court.

The State of Ohio, Union County. In the Matter of the Will of Albert Rausch, Deceased.

June 15-1939 - Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Probate Court by Pauline Kemmer praying that an instrument in writing purporting to be the last will and testament of Albert Rausch, deceased, be admitted to probate;

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 17th day of June, 1939, at 10 o'clock a.m., L. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Albert Rausch, Deceased. Waiver of Notice and Consent to Probate.

We, the undersigned, next of kin of Albert Rausch, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

- Clara Kasper - Marysville, W. R. 2.
Leo P. Rausch - Marysville, W. R. #2.
Anna Wagner - Marysville, W. R. #2.
Maggie Koerner - 327 E. 5th St., Marysville, W.
Pauline Kemmer - Marysville, W. R. 2.

Dated June 16-1939.

Testimony of Witnesses to Will. Probate Court, Union County, Ohio.

In the Matter of The Will of Albert Rausch, Deceased.

No. 13884. Testimony of Witnesses.

Personally appeared in open Court J. P. Volbrath and Norman E. Barr 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

Testimony of Albert Rausch, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated June 1, 1939, purporting to be the last Will and Testament of Albert Rausch, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Albert Rausch at the

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time of mind of Sworn signed said Court, June,

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Last Will & Testament.

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time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 17th day of June, 1939.
Woman C. Brown.
Marysville, W.
J. P. Vollbrath.
#2. W.

L. W. Hazen,
Probate Judge.

Last Will and Testament.

In the name of the Benevolent Father of all: I, Albert Rausch, of Marysville, Ohio, revoking and making void all other wills made by me heretofore, do hereby make and publish this, my last will and testament, to wit:

Item 1- I direct the prompt payment of all my just debts and funeral expenses.

Item 2- To my brother, Leo Rausch, I give and bequeath the sum of Five Hundred Dollars (\$500.00); and to each of my sisters, Anna Mader, Clara Kasper, Maggie Koernig, and Pauline Renner, the sum of Five Hundred Dollars (\$500.00).

Item 3- To each of the living children of my brother Charles Rausch, deceased, to wit, Ida Kasper, Ernest Rausch, Bertha Rausch, Martha Streng, Edgar Rausch, and Hilda Yisob, I give and bequeath the sum of twenty five Dollars (\$25.00). And I also give and bequeath the sum of twenty five Dollars (\$25.00) to each of the following: my nephew Charles Boerger, my nephew Leo Boerger, and my Grand Niece Lillian Scheiderer.

Item 4- To each of the children of Herman Boerger, deceased, I give and bequeath the sum of Five Dollars (\$5.00).

Item 5- I give and bequeath the sum of Five Hundred Dollars (\$500.00) to my nephew, Arno Renner.

Item 6- I give and bequeath the sum of Three Hundred Dollars (\$300) to my nephew, Erno Renner.

Item 7- I give and bequeath the sum of One Hundred Dollars (\$100) to my nephew, Victor Renner.

Item 8- I give and bequeath the sum of One Hundred Dollars (\$100) to my niece, Abriana Renner.

Item 9- I give and bequeath the sum of One Hundred Dollars (\$100) to my niece, Eva Renner Bailey.

Item 10- All the rest and remainder of my estate I give and bequeath unto my sister Pauline Renner.

I hereby make, nominate, and appoint my sister, Pauline Renner, to be the executrix of this my last will and testament, without bond, and I

presence, this
Notary Public,
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Court.
Journal Entry
of Will for Probate.
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direct that she take possession and full charge of all of my estate both real and personal, of every kind and character whatsoever, and, as soon after my decease as she thinks proper, she shall convert the same into money for the purpose of carrying out the terms and provisions of this will; and, to this end, I hereby authorize and empower the said Pauline Kemmer to sell at public or private sale as she deems best, all of my estate for such prices and upon such terms as she may think best; and further, I hereby empower the said Pauline Kemmer to make, execute and deliver good and sufficient deed or deeds to the purchaser or purchasers of any or all of my real estate without any order of court, the same as I could do if living. Should the said Pauline Kemmer desire to retain the ownership of my farm for herself or her children she shall have the opportunity to do so.

In witness whereof, I have hereunto set my hand this 1st. day of June, 1939.

Albert Rausch.

Signed and acknowledged by the said Albert Rausch, as and for his last will and testament, in our presence, and signed by us in his presence as witnesses, and in the presence of each other this 1st. day of June, 1939.

J. P. Vollrath - Marysville, Wis.

Norman C. Bown - Marysville, Wis.

Order Admitting to Probate and Record.

Probate Court, Union County, W. Va.

In the Matter of the Will of
Albert Rausch, Deceased. June 17th, 1939.

Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Pauline Kemmer to admit to probate and record the Will of Albert Rausch deceased, late of the Township of Millcreek in said County, heretofore filed in this Court.

Order Admitting
to
Probate & Record

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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 they have waived notice and given consent to the probate of said Will.

And J. P. Vollrath and Norman C. Bown, 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

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set my hand Albert Rausch, in our presence as witnesses, this 1st day of

Record. to Probate & Record, to be heard, on suit to probate said, late of the heretofore filed the Court that spouse and it known to be ed with notice replication to Court, pursuant y have waived of said Will. on, the sub- y appeared in m, testified attestation

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of said Will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said Albert Rausch, deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13888

In the Matter of The Last Will, and Testament of Julia B. Turner, Deceased. Application for Probate of Will. Filed June 20-1939. The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Julia B. Turner, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Julia B. Turner, late a resident of the Township of Paris, in said County, died on or about the 10th day of June, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Julia B. Turner died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Benjamin H. Turner		Son	Marionville, Ohio.
Hazel M. Turner		Daughter	Marionville, Ohio.

Your applicant offers the said will for probate and prays that at time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to Law of the presentation of the said will for probate.

Hazel M. Turner - Applicant. Residence - Marionville, Ohio, R.#4.

The State of Ohio, Union County.

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

Hazel M. Turner.

13888 Sworn to before me and signed in my presence, this 19th day of June, 1939.

W. Milo R. Myers - Notary Public.

The State of Ohio, Union County. Probate Court.

Waiver of Notice

In the Matter of the Will of Wainier of Notice and Consent of Julia B. Turner, Deceased, to Probate of Last Will & Testament.

We, the undersigned, next of kin of Julia B. Turner, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Hazel M. Turner. Benjamin H. Turner.

Dated this 19th day of June, 1939.

The State of Ohio, Union County. Probate Court.

Journal Entry

In the Matter of the Will of Julia B. Turner, Deceased, June 20 - 1939 - Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Hazel M. Turner praying that an instrument in writing purporting to be the last will and testament of Julia B. Turner, deceased, be admitted to probate; and it appearing to the Court that all interested parties have waived notice and consent to the probate thereof, it is ordered that a hearing on said application will be had on the 20th day of June, 1939, at 10 o'clock A. M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Julia B. Turner, Deceased, No. 13888.

Testimony of Witnesses.

Testimony of Witnesses

Personally appeared in open Court, W. Milo R. Myers and Phoebe A. Hurd 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 Julia B. Turner, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated July 26th, 1934, purporting to be the last Will and Testament of Julia B. Turner, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and that said Julia B. Turner at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn signed and this 19th

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Last Will & Testament

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Probate Judge.
City, Ohio.

Witnesses.
Milo R. Myers
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Sworn to before me and
signed in my presence by
said witnesses in open Court,
this 19th day of June, 1939.

W. W. Hagen,
Probate Judge.

Milo R. Myers,
Maysville, Ohio.
Phoebe A. Hurd,
369 Kellogg Ave., Columbus, Ohio.

Last Will and Testament of Julia B. Turner.
I, Julia B. Turner of Maysville, Union County, Ohio,
desiring to make such disposition of my property as to
me I seem best, do make, publish and declare this
to be my last will and testament; hereby revoking all
former wills and testaments by me made.

Item, One. I give and bequeath all my farm
machinery, be it of whatsoever nature, description or
kind, including harness and tools.

Also, the yellow rocking chair (the one received from
father), six old-fashioned chairs, kitchen table and
bed room suit in front room to my son, Benjamin
H. Turner.

Last Will
&
Testament.

Item, Two. I give and bequeath to my daughter,
Hazel M. Turner, all the rest and residue of my
house-hold furniture equipment, goods, dishes and
silver-ware, and be the same of whatsoever descrip-
tion, character or kind, including bedding.

However, it is my desire that my said daughter
give to my son, Benjamin, some of the bedding and
some of the dishes, but only such thereof as
she may choose. She to have and hold my
personal effects.

Item, Three. All the rest and residue of my prop-
erty be the same of whatsoever description or kind,
I direct that the same be converted into cash,
and then, after the payment of my debts, and the
expenses of administering my estate, I give and
bequeath the same, (share) and share alike,
equally, between my said son, Benjamin H. Turner
and my said daughter, Hazel M. Turner.

I hereby appoint my brother, George Staley, Ex-
ecutor of this my last will and testament.

In Testimony Whereof, I have hereunto set my
hand this 26th day of July, A. D. 1934.
Julia B. Turner.

Signed and acknowledged by the said Julia B. Turner
as her last will and testament in our presence, and
signed by us the undersigned as witnesses thereto at
her request, in her presence and in the presence of
each other, this 26th day of July, A. D. 1934.

13888

Wils L. Myers - Marysville, Ohio.
Phoebe A. Hurd - Marysville, Ohio.
Order Admitting to Probate and Record.
Probate Court, Union County, O.

In the Matter of the Will of June 20th. 1939.
Julia B. Turner, Deceased. Order Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of Hazel M. Turner to admit to probate and record the Will of Julia B. Turner, deceased, late of the Township of Paris in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate & Record.

And Wils L. Myers and Phoebe A. Hurd, 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 Julia B. Turner deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13891

Filed June 21-1939.

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Filed
June 21-1939.

In the Matter of The Estate of Sarah A. Fisher, deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13891.
Sarah A. Fisher, Deceased, Application for Transfer of Real Estate.

Now comes Ralph F. Fisher, and represents to the Court that Sarah A. Fisher, a resident of Clairborne Township in said County, died intestate on the 12th day of October, 1934; and that no administration of her estate is being had except determination of inheritance tax. That an order was made by the Court relieving said estate from administration and directing delivery of real estate to the persons entitled thereto, and Ralph F. Fisher was duly appointed Commissioner to execute instruments of conveyance of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in Clairborne Township, Union County, Ohio, and being part of V. M. Surrency No. 6293, and part of Lot No. 2, of the sub-division of said Surrency. Beginning at a stone in the west line of said Lot No. 2 and Southwest corner of M. S. Graham's Land. Thence with the south line of said Land N. 89° 30' E. 32 1/2 Poles to a stone and back N. W. Corner of J. H. Burgoons Land. Thence with the west line of the same S. 1° E. 45.60 Poles to a stone and back in the North line of Jacob Hartman's Land. Thence with said line S. 82° 30' W. 68.20 poles to a stake on the Bank of the old channel of Fulton Creek. Thence N. 1° W. 23.50 Poles up said creek to a stone and corner to W. S. Burgoons Land. Thence with the South line of the same N. 82° 30' E. 35 1/2 Poles to a stone. Thence N. 1° W. 26 Poles to the beginning. Containing 15 acres.

Excepting therefrom a Lane way commencing at the S. W. Corner of J. H. Burgoons Land and running out to the Fulton Creek Canal road, said Lane being 48.80 Poles long and one pole wide leaving 14.70 acres hereby conveyed. According to a survey made by W. P. Beightler, Union County, Surveyor, on the 23rd day of April, 1889.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

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Name	Age	Place of Residence	Relationship	Portion Passed
Elizabeth Shoup	68	Richwood, Ohio.	Daughter	One-fifth
Bessie Shoup	66	Richwood, Ohio.	Daughter	One-fifth
Harry A. Fisher	61	Los Angeles, California.	Son	One-fifth
Rosanna Dilcaver	59	Richwood, Ohio.	Daughter	One-fifth
Ralph F. Fisher	51	Richwood, Ohio.	Son	One-fifth

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him, wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Ralph F. Fisher.

The State of Ohio, Union County.

Ralph F. Fisher, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Ralph F. Fisher.

Sworn to before me and signed in my presence, this 1st day of June, 1939.

H. de Roy Allen - Notary Public - Union County, Ohio. My Commission Expires Feb. 6-1942.

Journal Entry.

Journal Entry.

In the Matter of The Estate of Sarah A. Fisher, Deceased. Authority to Transfer Real Estate, June 21-1939.

This day came Ralph F. Fisher, Son of Sarah A. Fisher, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Sarah A. Fisher, a resident of Blairbourne Township, in said County, died intestate on October 12, 1934, and that no administration of her estate is being had except determination of inheritance tax of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

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Name	Age	Place of Residence	Relationship	Portion	Parcels
Elizabeth Shoup	68	Richwood, Ohio	Daughter	One-fifth	
Bessie Shoup	66	Richwood, Ohio	Daughter	One-fifth	
Harry A. Fisher	61	Los Angeles, California	Son	One-fifth	
Roseanna Dilaver	59	Richwood, Ohio	Daughter	One-fifth	
Ralph F. Fisher	51	Richwood, Ohio	Son	One-fifth	

and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.
 L. W. Hazen - Probate Judge.

13347

Filed

Mar. 24-1937.

In the Matter of the Estate of Ida J. Peters, Deceased.
 Application for Certificate of Transfer.
 Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 13347,
 Ida J. Peters, Deceased. Application.

To the Probate Court of said County:
 your applicant represents that she was on the 27th day of February 1937, duly appointed and qualified ad- ministratrix of the estate of Ida J. Peters, deceased, and that decedent died intestate on the 30th day of May, 1926, having title to the following described parcel of real estate:

Parcel No. 1.
 Being an undivided one-half interest of Ida J. Peters, deceased, in the following described real estate:
 Situated in the County of Union, in the State of Ohio and in the Township of Champaign and bounded and described as follows:

Known as being part of Survey number six thousand three hundred and seven (6307) and bounded and de- scribed as follows:

Beginning at a stone in the center of the road lead- ing from Richwood to Essex, the said stone being the southwest corner of a lot formerly owned by Sarah S. Wells; thence N. 88° East (with the line of Sarah S. Wells lot) 25.54 poles to a stone in the west line of the U. Y. P. + O. Railway; thence south 29° 30' west with the line of said Railway 14.20 to a stone; thence N. 84° 30' W. 19 7/33 poles to the center

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of said road from Richwood to Essex; thence with the center of said road N. 30° East 10 14/33 poles to the place of beginning. Containing One and 29/40 acres of land.

That upon the death of said decedent said real estate passed by the laws of intestate succession, to the following persons:

Name	Age Years	Address	Relationship	Parcel of Real Estate as Passing
Elmer R. Peters	51	Columbus, Ohio.	Son	1/2 interest
Flourence A. Somerlot	45	Marion, Ohio.	Daughter	1/2 interest

Your applicant further represents that at the time of the death of said decedent her place of residence was at Richwood, Ohio.

Your applicant therefore requests the Court to transmit a Certificate of Transfer to the County Recorder of Union County, in Ohio, where the real estate so passing is situated.

Dated this 22nd. day of March, 1937.

Flourence A. Somerlot.

The State of Ohio, Marion County, ss.

Flourence A. Somerlot being duly sworn says that she believes the facts stated in the foregoing application to be true.

Flourence A. Somerlot.

Sworn to before me and signed in my presence, this 22nd. day of March, 1937.

Wm. Kenneth A. Robinson,
Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.
March 24th, 1937.

In the Matter of The Estate of Ida J. Peters, Deceased. Authority to Transfer Real Estate.

This day came Flourence A. Somerlot, Administratrix of the estate of Ida J. Peters, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Ida J. Peters, a resident of Richwood, in said County, died intestate on May 30th, 1926, and that on the 27th. day of February, 1937, Flourence A. Somerlot was duly appointed and qualified Administratrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Elmer R. Peters	51	Columbus, Ohio.	Son	1/2 interest
Flourence A. Somerlot	45	Marion, Ohio.	Daughter	1/2 interest

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A. Somerlot.
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County, Ohio.
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Transfer Real Estate.
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and that the description of said real estate is as set
out in said application; and it appearing to the satisfac-
tion of the Court that the law has been fully complied
with by said applicant. It is hereby ordered that said
real estate be transferred upon the duplicate of the County
where such parcels are situated, to the persons named
herein and that a certificate for the transfer of said
real estate, together with the description contained in
the application, be filed with the Recorder of the proper
County for record, as provided by law.
L. W. Hazen Probate Judge.

12763
Filed
July 3-1939.

In the Matter of The Estate of Austin Cary, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 12763.
Austin Cary, Deceased. Application for Transfer of Real Estate.
Now comes Willard N. Cary and Porter E. Cary, and
represents to the Court that Austin Cary, a resident of
Parisburg in said County, died testate on the 9th.
day of June, 1934, that his last will and testament
was filed in the Probate Court of Union County, Ohio,
June 18, 1934, and admitted to probate the same day
and recorded in Vol. of Wills "U", page 460, and that
on the 18th. day of June, 1934, Willard N. Cary and
Porter E. Cary were duly appointed and qualified as
Executors of the estate of said decedent.

The following is a description of each parcel of real
estate, situated in Ohio, owned by the decedent at
the time of his death.

Being an undivided one-half interest in the following
real estate:

Situate in the State of Ohio, County of Union and
Township of Reesburg, and Village of Parisburg, being part
of Survey No. 3693, and bounded and described as follows:
Beginning 12 rods from the southwest corner of the
Town lot formerly owned by J. Jordan, being the south-
west corner of the lot formerly owned by Susanna Mc
Bride and now known as the Parsonage property owned
by the Richwood Circuit of M. P. Church, running thence
South and along the Parisburg and Marysville gravel
road, three and one-half (3 1/2) rods; thence easterly
and along the north line of A. C. Riskey's lot eight
(8) rods; thence North forty (4) rods to the southwest
corner of said Parsonage lot; thence West along the
south line of said Parsonage lot Eight (8) rods
to the place of beginning.

12763

Being the lot conveyed by deed from Samuel J. Kirk and Elizabeth Kirk to the trustees of the M. P. Church on the 8th day of November 1852, for which reference may be had to record of Deeds of Union County, Ohio, Volume 16, page 209 and again conveyed by deed from the trustees of the M. P. Church to A. B. Stricker on the first day of October 1878, for which reference may be had to Vol. of Deeds No. 46, page 246, in Union County, Ohio.

Being the same premises conveyed by A. B. Stricker and wife to W. D. Stricker by deed dated March 31, 1888, and recorded in Union County Deed Record No. 62, page 53.

Being the same premises conveyed by W. D. Stricker and wife to Austin Cary and Ada M. Cary by deed dated August 22, 1923, and recorded in Union County Deed Record No. 127, page 177.

Also the following real estate situated in the State of Ohio, County of Union and Township of Reesburg, being part of Survey No. 3693, and bounded and described as follows: Beginning at the southwest corner of O. C. Trickey's lot and the northwest corner of Laura Gaston's land, formerly belonging to Emma Jordan; thence southerly in the center of the Mansville and Pharisburg Gravel Road, 4 rods to a stake; thence easterly parallel with O. C. Trickey's south line, 10 rods to a stake; thence northerly 4 rods to a stake in the south line of O. C. Trickey's line; thence westerly along the south line of the O. C. Trickey land, 10 rods to the center of the Mansville and Pharisburg Gravel Road, the place of beginning.

Containing 40 rods of land.

Being the same premises conveyed by Laura Gaston, unmarried, to Austin Cary and Ada M. Cary by deed dated June 2, 1923, and recorded in Union County Deed Record No. 126, page 432.

Also the following real estate situated in the State of Ohio, County of Union and Township of Reesburg, being part of Surveys Nos. 3693 and 803, and bounded and described as follows:

Beginning at a stake in the center of the Mansville and Marion State Road and comes to lands of J. S. Kagay; thence with said Kagay's line S. 78° E. 32.12 poles to a post, a corner to the land of L. + W. D. Thompson; thence with three consecutive lines of said Thompson's land, N. 28° 15' E. 15.39 poles; thence S. 78° E. 38.56 poles to a post; thence N. 13° 15' E. 13.75 poles to a post, a corner to the lands of Walter Reames; thence with two consecutive lines of said Reames land, N. 77° 30' W. 22.18 poles to a post; thence N. 12° 15' E. 19.50 poles to a post, a corner to the lands of Charles

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Taylor; poles to with to 4 poles, State S. 29° 30' E. 10.6

Being 7, 1928. Being to John recorded

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Taylor; thence with said Taylor's land, N. 76° 45' W. 26.50 poles to a post, a corner to Austin Cary's lot, thence with two consecutive lines of said Cary, S. 29° 45' W. 4 poles; thence N. 72° 15' W. 10 poles to the center of said State Road; thence with the center of said State Road, S. 29° 45' W. 48.26 poles to the beginning.

Containing 13.66 acres, more or less, 10.66 acres, being in Survey No. 3693; and 3 acres being in Survey No. 803.

Re-surveyed by W. P. Beightler, County Surveyor, March 7, 1928.

Being the same premises conveyed by Laura Gaston to John L. Cleverger by deed dated May 15, 1920, and recorded in Union County Deed Record No. 121, page 153.

Being the same premises conveyed by Harry H. Cleverger and Bessie Cleverger, husband and wife, to Austin Cary and Ada M. Cary, by deed dated August 16, 1928, and recorded in Union County Deed Record No. 139, page 514.

As far as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Ada M. Cary	Wf	Pharisburg, Ohio.	Widow	Life estate.
Millard T. Cary	Legal age	Pharisburg, Ohio.	Son	1/2
Porter E. Cary	age	Pharisburg, Ohio.	Son	1/2

The said Ada M. Cary died on or about Feb. 10 - 1936.

Your petitioner further represents that all known debts of decedent's estate have been paid, or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof. That all the terms and conditions of the Will of said Austin Cary have been complied with.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by them.

Wherefore they pray for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Millard T. Cary.
Porter E. Cary.

and J. Kirk and Church on the... may be had... page 209... of the M. P. of October 1878, Deeds No. 46, page... B. Stricker and... 31, 1838, and... 62, page 53. W. D. Stricker... Cary by deed... Union County Deed... in the State of... being part... as follows: E. Trickey's lot... land, for... in the... Road, 4... with A. C. Trickey's... 4 rods... line;... N. C. Trickey... and Pharisburg... Laura Gaston, Cary by deed... Union County Deed... in the State of... being part... of the Marysville lands of J. S. 78° E. 32.12... of L. + T. D. lines of said...; thence S. 78°... E., 13.75 poles... alter... said... ce N. 12° 15' E.,... lands of Charles

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The State of Ohio, Union County.

Millard T. Cary and Porter E. Cary, being first duly sworn, says that the facts stated in the foregoing application are true as they verily believe.

Millard T. Cary.
Porter E. Cary.

Sworn to before me and signed in my presence, this 28th day of June, 1939.

Adelle M. Kagan-Notary Public.

Journal Entry.

Journal Entry.
Probate Court, Union County, Ohio.

In the Matter of the Estate of Austin Cary, deceased, of June 30th - 1939.

Authority to Transfer Real Estate.
This day came Millard T. Cary and Porter E. Cary, devisees of the estate of Austin Cary, deceased, and filed herein their application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Austin Cary, a resident of Parisburg, in said County, died testate on June 9th, 1934; that his last Will and Testament was filed for record in the Probate Court of said County, June 18, 1934, and admitted to probate the same day, and is recorded in Will Record "U," page 460, and that on the 18th day of June, 1934, Millard T. Cary and Porter E. Cary, were duly appointed and qualified as Executors of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Millard T. Cary	47 years	Parisburg, Ohio	Son	1/2
Porter E. Cary	Age	Parisburg, Ohio	Son	1/2

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicants; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13896

Filed July 8-1939.

In the Matter of

The State of Ohio, Union County.

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 Filed
 July 8-1939.

In the Matter of The Last Will and Testament of George A. Macoubrey,
 Application for Probate of Will, Deceased.
 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
 George A. Macoubrey, Deceased, Application for Probate of Will.
 To the Probate Court of said County:

Your applicant respectfully represents that George A. Macoubrey, late a resident of the Township of Clairbourne, in said County, died on or about the 29th day of June, 1939, leaving an instrument in writing, herewith produced, purporting to be his last will, that the said George A. Macoubrey died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Charles Mulligan	May 21	Nephew	Richwood, Ohio.
Thomas Mulligan	"	Cousin	Los Angeles, California.
James Mulligan	"	Cousin	Los Angeles, California.
Mary Mc Cafferty	"	Cousin	Bellefontaine, Ohio, R. F. D.
Charles Sticks	"	Cousin	Mechanicburg, Ohio.
Ruth Borland	"	Cousin	Richwood, Ohio, R. F. D.
Mary Albright	"	Cousin	Columbus, Ohio.
Mildred Jones	"	Cousin	Columbus, Ohio.
Agnes (Macoubrey) Harrison	"	Cousin	Richwood, Ohio, R. F. D.
Jane De Witt	"	Cousin	Richwood, Ohio, R. F. D.
Mary Robinson	"	Cousin	Reoria, Ohio, R. F. D.
Minda (Mulligan) Leutz	"	Cousin	Marion, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

D. E. Ogau - Applicant.
 Residence - Richwood, Ohio.

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

D. E. Ogau.

Sworn to before me and signed in my presence, this
 3rd. day of July, 1939.

W. Le Roy Allen - Notary Public.
 Union County, Ohio.
 My Commission Expires Feb. 6-1940.

Beal

13896

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of George A. Macoubrey, Deceased.

July 3-1939 - Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by D. E. Dean praying that an instrument in writing purporting to be the last will and testament of George A. Macoubrey, deceased, be admitted to probate:

It is ordered that 3 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator known to be resident of the State, and that a hearing on said application will be had on the 11th day of July, 1939, at 10 o'clock A. M.

L. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of George A. Macoubrey, Deceased.

Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse, and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mary Robinson - Marysville, W. R. T. D. 4.

Waiver of Notice and Consent to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of George A. Macoubrey, Deceased.

Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse, and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Jane DeWitt - Richwood, W. R. T. D. 2.

Dated July 11-1939.

Waiver of Notice and Consent to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of George A. Macoubrey, Deceased.

Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse, and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mildred H. Doney - 483 King Ave., Columbus, W.

Mary H. Albright - 120 King Ave., Columbus, W.

Dated July 14-1939.

13896

The State of Ohio, Union County.

Waiver of Notice.

In the Matter of the Will of George A. Macoubrey, Deceased. We, the undersigned, surviving spouse, and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate. Dora ... Dated 7-

The State of Ohio, Union County.

Waiver of Notice.

In the Matter of the Will of George A. Macoubrey, Deceased. We, the undersigned, surviving spouse, and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate. Dora ... Dated 7-

The State of Ohio, Union County.

Waiver of Notice.

In the Matter of the Will of George A. Macoubrey, Deceased. We, the undersigned, surviving spouse, and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate. Dora ... Dated 7-

The State of Ohio, Union County.

Waiver of Notice.

In the Matter of the Will of George A. Macoubrey, Deceased. We, the undersigned, surviving spouse, and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate. Dora ... Dated 7-

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Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of

Waiver
of Notice

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, surviving spouse and next of kin
of George A. Macoubrey, deceased, and residents of the State
of Ohio, hereby waive notice of the presentation of said dece-
dent's Will for probate, and consent to the admission of the
same to probate.

- Chas. B. Stickell - Mechanicsburg, Ohio.
- Ruth Boland - Richwood, Ohio.
- Carrie E. Taylor - Richwood, W.
- Stella Salz - West Mansfield.
- Chas. Mulligan - Richwood, W.
- E. C. Rich - Richwood, W.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of

Waiver
of Notice

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, surviving spouse and next of kin
of George A. Macoubrey, deceased, and residents of the State
of Ohio, hereby waive notice of the presentation of said
decedent's Will for probate, and consent to the admission
of the same to probate.

Dora Laurentine Hoch - 254 Edward St., Marion, Ohio.
Dated 7-6-1939.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of

Waiver
of Notice

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, surviving spouse and next of kin
of George A. Macoubrey deceased, and residents of the State
of Ohio, hereby waive notice of the presentation of said
decedent's Will for probate, and consent to the admission
of the same to probate.

George E. Moody - Galion, Ohio.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of

Waiver
of Notice

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, surviving spouse and next of kin
of George A. Macoubrey deceased, and residents of the
State of Ohio, hereby waive notice of the presentation
of said decedent's Will for probate, and consent to
the admission of the same to probate.

Samuel W. McElroy - 716 W. Columbia St, Springfield, W.
Dated July 6th - 1939.

13896

Waiver of Notice and Consent to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waived notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

My. Co. W. Moody - 253 Blaine Ave., Marion, Ohio.

Dated July 6 - 1939.

Waiver of Notice and Consent to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waived notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mary M. Hodge - South Charleston - Box 137 - Ohio.

Waiver of Notice and Consent to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waived notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Wilmina Lynch - 229 S. High St., Marion, O.

Dated July 7th - 1939.

Waiver of Notice and Consent to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of

George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waived notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Car. E. McCurdy - Marion, Ohio, R. D. #1.

O. C. McCurdy - Marion, Ohio, R. D. #1.

Dated July 7th - 1939.

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Waiver of Notice and Consent to Probate.
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of George A. Macoubrey, Deceased. Waiver of Notice and Consent to Probate. We, the undersigned, surviving spouse and next of kin of George A. Macoubrey, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said deceased's Will for probate, and consent to the admission of the same to probate.

Waiver of Notice.

This is to certify that I, the undersigned, mailed to all known next of kin of George A. Macoubrey, deceased, notice of the time and place that his Will would be presented for probate with return address on the envelope and that those, if any, who have not returned a signed waiver, have notice of said hearing as provided by law and the former order of this Court.

Dated July 11-1939.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 18896. George A. Macoubrey, Deceased. Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court R. C. Reek and La Verne Ogden 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 A. Macoubrey, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated Feb. 9th, 1932, purporting to be the last Will and Testament of George A. Macoubrey, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign his name and that said George A. Macoubrey, deceased, at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by R. C. Reek. said witnesses in open Court, this 11 day of July, 1939. Richwood, Ohio. La Verne Ogden. Richwood, Ohio.

L. W. Hazen. Probate Judge.

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Last Will and Testament.

I, George A. Macoubrey, of the Township of Blairmore, 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 Cousin Agnes Macoubrey Howison, all of my real estate and personal property, to be hers absolutely.

Last Will and Testament

I do hereby nominate and appoint D. E. Ogau, Executor 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, Ohio, this 9th. day of February, 1932, George A. Macoubrey.

The foregoing instrument was signed at the feet thereof by the said George A. Macoubrey, 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, Ohio, this 9th. day of February, 1932.

R. C. Peep, resides at Richmond, Ohio.

La Verne Ogau, resides at Richmond, Ohio.

Journal Entry - Order Admitting to Probate and Record. Probate Court, Union County, Ohio.

In the Matter of the Will of George A. Macoubrey, Deceased. July 11 - 1939.

This matter came on this day further to be heard on the application of D. E. Ogau to admit to probate and record the Will of George A. Macoubrey, deceased, late of the Township of Blairmore in said County, heretofore filed in this Court.

Order Admitting to Probate & Record

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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 they have waived notice and given consent to the probate of said Will.

And R. C. Peep and La Verne Ogau, 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

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by them of whom record of George A. and of signature and of name There Will to testimony of records

18829 Filed

July 13 - 1939

In the Walter Court to Township day of was of on app recorded County, E. Ryan Executrix The estate, time of in the Situation Township itary Sub follows: Requ and of Abra of said poles, center Thence East 7. know line of at the

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ly there respectively, and was filed with said Will.
 Whereupon the Court finds that the aforesaid instru-
 ment of writing, is the last Will and Testament of said
 George A. Macoubrey deceased; that it was duly executed
 and attested; and that the said testator, at the time
 of signing said Will, was of full 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. Hazen - Probate Judge.

13829
Filed
July 13-1939

In the Matter of The Estate of Walter B. Rausome, Deceased,
 Application for Transfer of Real Estate.
 Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13829.
 Walter B. Rausome, Deceased, Application for Transfer of Real Estate.
 Now comes Florence E. Rausome, and represents to the
 Court that Walter B. Rausome, a resident of Blairsville
 Township in said County, died testate on the 28th
 day of March, 1939; that his last Will and Testament
 was filed in the Probate Court of Union County, Ohio,
 on April 1, 1939, admitted to probate on April 7, 1939, and
 recorded in Vol. W, page 609, of the Record of Wills in said
 County, and that on the 7th day of April, 1939, Florence
 E. Rausome was duly appointed and qualified as
 Executrix of the estate of said decedent.

The following is a description of each parcel of real
 estate, situated in Ohio, owned by the decedent at the
 time of his death, being an undivided one-half interest
 in the following:

Situated in the State of Ohio, County of Union, and
 Township of Blairsville, and being part of Virginia Mil-
 itary Survey No. 1307 and bounded and described as
 follows:

Beginning at a stone in the center of the Sanders
 and Snake Road at a northeast corner of the lands
 of Abram Rausome; thence with three consecutive lines
 of said road S. 15° East 144.72 poles; N. 75° East 24
 poles, and S. 15° East 54 poles to a stone in the
 center of said road at a corner of the Fish Land;
 thence with the north line of said Fish Land N. 75°
 East 78 poles to a stone in the west line of the lands
 known as the Triplett land, thence with the west
 line of said land N. 15° West 171 poles to a stone
 at the northwest corner of the said lands; thence

13829

N. 75° East 9.16 poles to a stone southwest corner to lands of E. E. Jones and others; Thence with the west line of said lands N. 15° West 23.60 poles to a stone southeast corner to the lands of James Hooker; Thence with the south line of said land S. 77° West 111 poles to the beginning. 118.32 acres, more or less, but subject to all legal highways.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and, interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Florence E. Rausome	50	Claibourne Township	Widow	Life Estate and lieu for \$2023.02 on estate in remainder.
Mary Rausome	Over 21	Claibourne Township	Daughter	Undivided 1/4 subject to life estate and lieu of Florence Rausome.
Benjamin Rausome	14	Claibourne Township	Son	Undivided 1/4 subject to life estate and lieu of Florence Rausome.
Abam Rausome	14	Claibourne Township	Son	Undivided 1/4 subject to life estate and lieu of Florence Rausome.
Ruth Rausome	13	Claibourne Township	Daughter	Undivided 1/4 subject to life estate and lieu of Florence Rausome.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured, to be paid, or that sufficient other assets are in hand to complete the payment thereof, by Florence E. Rausome as widow having heretofore advanced to said estate the sum of \$2023.02 with which to pay debts of said estate. Said Florence E. Rausome claims a lien against said real estate for said sum as provided by law in lieu of sale of real estate to pay debts.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

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Sworn this 24

Journal Entry

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Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Florence E. Rausome.

The State of Ohio, Union County.

Florence E. Rausome being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Florence E. Rausome.

Sworn to before me and signed in my presence, this 24th day of June, 1939.

H. DeRoy Allen, Notary Public,
Union County, Ohio.

My commission expires Feb. 6-1942.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Walter B. Rausome, Deceased, June 24-1939.

Authority to Transfer Real Estate.
This day came Florence E. Rausome, Executrix of the estate of Walter B. Rausome, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Walter B. Rausome, a resident of Blaibourne Township, in said County, died testate on March 28, 1939; that his last Will and Testament was filed in the Probate Court of Union County, on April 1, 1939, admitted to probate on April 7-1939 and recorded in Volume W, at page 609 of the Record of Wills of Union County, and that on the 7th day of April, 1939, Florence E. Rausome was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and intestate passing, to whom each such parcel of Real Estate passed by descent or devise.

It further appearing to the Court that Florence E. Rausome, widow, advanced the sum of \$2023.02 to said estate for payment of debts in lieu of selling the real estate to pay debts, it is ordered that said advancement be and the same hereby is made a lien upon said real estate in favor of Florence E. Rausome, her heirs and assigns as shown by the respective interests passing as follows:

13829

Name	Age	Place of Residence	Relationship	Portion Paged
Clarence E. Rausome	59	Blaibourne Township	Widow	Life estate and lien for \$2023.02 on estate in remainder.
Mary Rausome	Over 21	Blaibourne Township	Daughter	Undivided 1/4 subject to life estate and lien of Clarence Rausome.
Benjamin Rausome	14	Blaibourne Township	Son	Undivided 1/4 subject to life estate and lien of Clarence Rausome.
Abraam Rausome	14	Blaibourne Township	Son	Undivided 1/4 subject to life estate and lien of Clarence Rausome.
Ruth Rausome	13	Blaibourne Township	Daughter	Undivided 1/4 subject to life estate and lien of Clarence Rausome.

and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law. That said transfer of said real estate shall set forth and establish a lien in favor of Clarence E. Rausome, her heirs and assigns against said real estate for the sum of \$2023.02 until paid.

L. W. Hazen - Probate Judge

13899
Filed
July 17-1939.

In the Matter of the Estate of John A. Scharf, deceased. Your late a did on statement last will survivor his on the Lauretta Paul your that a that said to be real law of The State The says to foregoing Bath. Sworn 17th. The State In the John A. An a by Laure Spurportin Scharf, It is present an admisi viving known on said of July,

Journal Entry.

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 Probate Judge.

18899
 Filed
 July 17-1939.

In the Matter of The Last Will and Testament of John A. Scharf, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John A. Scharf, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that John A. Scharf, late a resident of the Village of Richwood, in said County, died on or about the — day of July, 1939, leaving an instrument in writing, hereunto produced, purporting to be his last will; that the said John A. Scharf died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Lauretta Brown		Daughter	Richwood, Ohio.
Paul B. Scharf		Son	506 Echard St., Akron, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Lauretta Brown - Applicant.
 Residence - Richwood, Ohio.
 The State of Ohio, Union County.

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

Sworn to before me and signed in my presence, this 17th day of July, 1939.
 Ruth Hess - Notary Public.

The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of John A. Scharf, Deceased. July 17-1939. Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Lauretta Brown praying that an instrument in writing, purporting to be the last will and testament of John A. Scharf, deceased, be admitted to probate.

It is ordered that five days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 21st day of July, 1939, at 10:00 o'clock A. M.
 L. W. Hazen - Probate Judge.

Bath.
 Journal Entry.

13899

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of John A. Scharf, Deceased.

No. 13899.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court H. W. Keever, M. D. and C. S. Marriott 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. Scharf, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated May 19, 1939, purporting to be the last Will and Testament of John A. Scharf, deceased, that we, at the request of said Testator and in our presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said John A. Scharf at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court this 21st day of July, 1939.
H. W. Keever
Probate Judge.

H. W. Keever - M. D.
Richwood, Ohio.
C. S. Marriott
Richwood, Ohio.

Last Will and Testament.

I, John A. Scharf, of the Village of Richwood, 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 the St. Joseph Catholic Church, of a Rue, Ohio, the sum of Twenty-five and no/100 Dollars, for masses for myself after death.

Last Will and Testament.

Third: I Give, Devise and Bequeath to my beloved daughter, Lauretta Scharf Brown, the sum of Six Hundred Dollars, and all of my household goods, furniture, and wearing apparel.

Fourth: I Give, Devise and Bequeath to my son Paul B. Scharf, and my daughter Lauretta Scharf Brown, after all my bequests have been delivered and paid in full, the residue of my estate, real and personal, equally, and share and share alike.

I do hereby nominate and appoint D. E. Ogden, Executor of this my last Will and Testament. I hereby revoke all other Wills by me heretofore made.

13899

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Under Admittin to Probate of Record

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13399

In Testimony Whereof, I hereunto subscribe my name at — this 19th. Day of May, 1939.

The foregoing instrument was signed at the hand thereof, by the said John A. Scharf, in our presence and we heard him acknowledge the same as his last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, this 19 day of May, 1939.

H. W. Keever, M. D., resides at Richmond, Ohio.
C. S. Marriott, resides at Richmond, Ohio.
Order Admitting to Probate and Record.
Probate Court, Union County, O.

In the Matter of the Will of July 21-1939, John A. Scharf, Deceased. Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Lauretta Brown to admit to probate and record the Will of John A. Scharf deceased, late of the Village of Richmond, in said County, heretofore filed in this Court.

Order Admitting to Probate & Record. It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be residents of the State 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. W. Keever and C. S. Marriott, 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. Scharf deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

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D. E. Ogau,
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13441
Filed
July 21 1939.

In the Matter of The Estate of Delia McKittrick, Deceased.
Application for Transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 13441.
Delia McKittrick, Deceased. Application for Transfer of Real Estate.
Now comes Lawrence P. Fick, and represents to the Court that Delia McKittrick, a resident of Plain City in said County, died intestate, on the 17th. day of August, 1937, and that on the 14th. day of August 1937, Lawrence P. Fick was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, Village of Plain City, being lot number (5) five of Barlow's Addition to the village of Plain City, Union County, Ohio, as per recorded plat thereof, in the office of the county recorder of Union County, Ohio.

Also, lot number (6) six in E. W. Barlow's Addition to the said Plain City, as the same is known, numbered and designated on the recorded plat thereof recorded in the Recorder's Office of the County of Union at Marysville, Ohio.

Excepting therefrom a part of said lot six across the north half thereof now owned by the township of Jerome in said County, and also excepting therefrom a strip of land ten (10) feet wide along the east side of said lot six conveyed to the Village of Plain City, Ohio for street purposes.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed, by descent or devise.

Max O. McKittrick - Age 21 - Ostrander, Ohio - Son - Complete interest belonging to decedent.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Lawrence P. Fick - Administrator.

13441

The St. Lawrence facts verily sworn of July

Journal Entry

In the Estate of Delia McKittrick. This estate his application transfer as set out. It is identical August 1937, as Administrator as they persons, ship. each May 0. Completed as set to the fully ordered duplicate to the for the description with the provided

McNittick, Deceased.
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 Transfer of Real Estate
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13441

The State of Ohio, Union County.
 Lawrence P. Rick being first duly sworn, says that the
 facts stated in the foregoing application are true as he
 verily believes.

Sworn to before me and signed in my presence, this 21 day
 of July, 1939.
 Lawrence P. Rick.

Carrie W. Humbock - Deputy.

Journal
Entry

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of July 21-1939.
 Delia Mc Nitrick, Deceased. Authority to Transfer Real Estate.

This day came Lawrence P. Rick, Administrator of the
 estate of Delia Mc Nitrick, deceased, and filed therein
 his application, duly verified, for an order directing the
 transfer of certain real estate, belonging to said decedent,
 as set forth in the application.

It appearing to the Court that Delia Mc Nitrick, a res-
 ident of Plain City, in said County, died intestate on
 August 7th, 1937, and that on the 14th day of August
 1937, Lawrence P. Rick was duly appointed and qualified
 Administrator of the estate of said decedent; that insofar
 as they can be ascertained, the following is a list of
 persons, with their ages, places of residence and relation-
 ship to the decedent and interest passing, to whom
 each such parcel of Real Estate passed by descent or devise.
 May O. Mc Nitrick - Age 21 - A stranger, Ohio - Son.
 Complete interest belonging to deceased.

And that the description of said real estate is
 as set out in said application; and it appearing
 to the satisfaction of the Court that the law has been
 fully complied with by said applicant; It is hereby
 ordered that said real estate be transferred upon the
 duplicate of the County where such parcels are situated,
 to the persons named herein and that a certificate
 for the transfer of said real estate, together with the
 description contained in the application, be filed
 with the Recorder of the proper County for records, as
 provided by law.

L. W. Hazen - Probate Judge.

13846
Filed
July 21-1939.

In the Matter of The Estate of E. C. Bird, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of E. C. Bird, Deceased. Application for Transfer of Real Estate. No. 13846.

Now comes Lena B. Bird, and represents to the Court that E. C. Bird (Edward C. Bird), a resident of Milford Center in said County, died testate on the 15 day of April, 1939, and his last will and testament was filed in the Probate Court of Union County, Ohio, on the 22nd day of April, 1939, and on the 22nd day of April, 1939, admitted to probate and recorded in Vol. 20, page 626 of the record of Wills of said County and that on the 22nd day of April, 1939, Lena B. Bird was duly appointed and qualified as executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situate in the County of Union in the State of Ohio and Village of Milford Center.

Beginning at a stake near the line of the State Road open with the east side of the Presbyterian Meeting House; thence with said road easterly 56 feet to a stake which is the beginning corner; thence northerly in a parallel line with the east side of said meeting house to Darby Creek; thence with the meanderings upon the creek to lands belonging to the heirs of Henry Burgham, deceased; thence southerly on a line of lands deeded by Jacob Wise to Ruben Mann to the road; thence with the road to the beginning.

Also the following described premises: Beginning at an iron rod in the center of State Street in Milford Center, and at the southwest corner of the cemetery and southeast corner to Jeremiah M. Cheneveth's lot and 68.50 feet from the southwest corner of said Jeremiah M. Cheneveth's lot; thence with the line between said lot and said cemetery north 61 degrees east 10.80 poles to an iron rod at an angle on said line; thence south 35 degrees east 8.60 poles to an iron rod in the center of said street; thence with the center of said street north 68 degrees 30' west 4.80 poles to the beginning.

The entire amount herein conveyed being 80/100 acres, more or less, and being the same premises as recorded in Vol. 106, page 221 of the record of deeds, Union County, Ohio.

13846

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Journal
Entry.

In the Matter of the Estate of E. C. Bird, Deceased. This application for transfer of real estate as set forth in the will of E. C. Bird, deceased, was filed in the Probate Court of Union County, Ohio, on the 22nd day of April, 1939, and the same was admitted to probate and recorded in Vol. 20, page 626 of the record of Wills of said County and that on the 22nd day of April, 1939, Lena B. Bird was duly appointed and qualified as executrix of the estate of said decedent.

Deceased.
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Transfer of Real Estate
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13846

insofar as they can be ascertained, the following is a list
of persons, with their ages, places of residence and relationship
to the decedent and interest passing, to whom each such par-
cel of real estate passed by descent or devise.

Mildred Haggard - Marysville, Ohio - Daughter - Entire.
Your petitioner further represents that all known debts
of decedent's estate have been paid or secured to be paid,
or that sufficient other assets are in hand to complete
the payment thereof.

Your petitioner further represents that all the provisions
of law to be performed before filing this application, have
been fully complied with by her.

Wherefore she prays for a certificate transferring said
real estate to the parties herein named and to have
the same transferred and recorded in the proper County,
as provided by law.

Lena B. Bird.

The State of Ohio, Union County.

Lena B. Bird being first duly sworn, says that the facts
stated in the foregoing application are true as she truly
believes.

Lena B. Bird.

Sworn to before me and signed in my presence, this 21
day of July, 1939.

Geo. John W. Dailey - Notary Public.

Journal
Entry.

Journal Entry.
Probate Court, Union County, Ohio.

On the Matter of the Estate of
E. C. Bird, Deceased, Authority to Transfer Real Estate.
This day came Lena B. Bird, Executrix of the estate
of E. C. Bird (Edward C. Bird), deceased, and filed herein
her application, duly verified, for an order directing the
transfer of certain real estate belonging to said decedent,
as set forth in the application.

It appearing to the Court that E. C. Bird (Edward C.
Bird), a resident of Milford Center, in said County, died
testate on April 15, 1939, and his last Will and
Testament was filed in the Probate Court of Union County,
Ohio, on the 22nd day of April, 1939, and on the
22nd day of April, 1939, admitted to probate, and re-
corded in Vol. W, page 626 of Wills of said County
and that on the 22nd day of April, 1939, Lena B.
Bird was duly appointed and qualified executrix of the
estate of said decedent; that insofar as they can be
ascertained, the following is a list of persons, with their
ages, places of residence and relationship to the decedent
and interest passing, to whom each such parcel of
Real Estate passed by descent or devise.

13846

Mildred Haggard - Marysville, Ohio - Daughter - Entire.
 And that the description of said real estate is set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
 L. W. Hazen - Probate Judge.

13845

Filed July 26-1939

In the Matter of the Will of E. C. Bird, Deceased.
 Election of Widow.

Probate Court, Union County, Ohio.

In the Matter of the Will of E. C. Bird, Deceased.

Election Under Said Will.

I the undersigned, Widow of E. C. Bird, deceased, late of Union Township, Union County, Ohio, 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 in said Court.

Leus B. Bird
 Widow of E. C. Bird, Deceased.

Signed in open Court this 26th day of July, 1939.
 L. W. Hazen - Probate Judge.

Probate Court, Union County, Ohio.

In the Matter of the Will of E. C. Bird, Deceased.

No. 13845 - July 26, 1939.
 Election of Widow.

This day personally came into open Court Leus B. Bird, widow of said E. C. Bird deceased, and applied to make her election whether to take or not to take under the Will of said E. C. Bird 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.

L. W. Hazen - Probate Judge.

13888

Filed July 21-1939

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Entire estate is as set forth to the satisfaction of the court, and the application, to be recorded, Probate Judge.

Deceased. County, Ohio. Said Will, deceased, late of Ohio, having explained the provisions of the will, do hereby so made to be Probate Judge.

Deceased. July, 1939. Probate Judge. County, Ohio. July 36, 1939. Court Room B. and applied not to take. Whereupon of said Will rights under the Will; with the provisions under it, and it be entered accordingly done. Probate Judge.

18888 Filed July 21-1939. In the Matter of The Estate of Julia B. Turner, Deceased. In the Probate Court, Union County, Ohio. Application for Transfer of Real Estate. Now comes George Staley, and represents to the Court that Julia B. Turner, late a resident of Paris Township, Union County, Ohio, died on the 10th day of June, 1939, and on the 20th day of June, 1939, he was duly appointed and qualified as Executor of the estate of the said decedent. That on the 2nd day of June, 1932, her spouse, Solomon Turner, died testate and his last will and testament was on the 14th day of June, 1932, duly admitted to probate and recorded in the Probate Court, Union County, Ohio, in case No. 12336, Docket P, Page 398 and recorded in Will Record U, Page 36 and therein he made the following provisions, to-wit:

"Item Two;- I give and devise the home farm, consisting of 74 1/2 acres, more or less, located on the Blue and Jewell Road, in Paris Township, Union County, Ohio, to my wife, Julia B. Turner for and during her natural life, or so long as she remains my widow, she to manage and control the same, have and use the income therefrom as her own after paying the taxes, necessary repairs and insurance therefrom.

On the death or remarriage of my said wife, I give and devise the 44 1/2 acres, more or less on the east side of the road to my son Ben H. Turner, absolutely; and the remaining portion of said farm, containing about 33 acres, more or less, on the west side of said road, I give and devise to my daughter, Hazel Turner, absolutely.

That by reason of the death of the said Julia B. Turner on the 10th day of June, 1939, and the provisions of the last will and testament of the said Solomon Turner as aforesaid, the said Ben H. Turner became and is now the owner of the said 44 1/2 acres, more or less, and which is more definitely described as follows, to-wit:

Situated in the Township of Paris, County of Union, State of Ohio and a part of Survey No. 4074. Beginning at a stone (witnessed by two Beeches and Sugar) and in the east line of George Elliott's land and southwest corner to William Reed's land; thence with the south line of the lands of said William Reed (passing his southeast corner at 168 poles) N. 82° E. 188.20 poles to a stone (witnessed by a Beech); thence S. 8° E. 96 poles to a stone (witnessed by a Bur Oak and Ash); thence S. 82° W. 41.50 poles to a stone (witnessed by an Ironwood and Beech) in the east line of R. J. Staley's land; thence with said line N. 8° E. 36 poles

13888

to a stone northeast corner to said land; thence with the north line of the same S. 82° W. 144.60 poles to a stone northwest corner to said land. Thence N. 8° W. 60 poles to the beginning.

Containing 80 Acres, more or less.

Excepting therefrom 33 Acres, more or less, Being the part thereof lying west of the Tree Run Pike, which runs through said farm, which 33 acres was deeded to Solomon Turner by Edmund Turner, and also excepting the lands owned by the Toledo and Ohio Central Railway Company.

Leaving the amount hereby conveyed as 47.60 acres be the same more or less.

That, by reason of the death of the said Julia B. Turner on the 10th. day of June, 1939, and the provisions of the last will and testament of the said Solomon Turner as aforesaid, the said Hazel M. Turner became and is now the owner of the said 33 acres, more or less, and which is more definitely described as follows, to-wit:

Being that part of the above described 80 Acres, excepted therefrom as 33 acres, more or less, lying west of the Tree Run Pike which runs through said farm of 80 acres more or less.

Containing 33 Acres, more or less.

The said George Staley further says that all the known debts against the estate of Solomon Turner have been paid and that all the provisions of law to be performed before filing this application, have been fully complied with.

Wherefore, he prays for, a certificate transferring said real estate to the parties herein named, and to which they are entitled and to have the same transferred and recorded, as provided by law.

Wils R. Myers.

Attorney for George Staley.

State of Ohio, Union County, ss.

George Staley being duly sworn, says that the facts stated and allegations made and contained in the foregoing application are true, as he believes.

George Staley.

Sworn to before me and signed in my presence by the said George Staley, this 21st. day of July, 1939.

Wils R. Myers - Notary Public.



13888

In the Julia B.

This Julia B. duly married real estate it appears on the day of July of County, therein.

That and ten or less, to his her name and the day of of the became to her of the 4th leged It that the it is transferred 44 1/2 Buy to wherein certificate with the filed

13888

In the Probate Court, Union County, Ohio.
In the Matter of The Estate of Julia B. Turner, Deceased. No. 13888.
Entry.

This day came George Staley, Executor of the estate of Julia B. Turner, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to Solomon Turner, deceased, and it appearing to the Court that the said decedent died on the 2nd day of June, 1932, testate and on the 14th day of June, 1932, his last will and testament was duly admitted to probate in the Probate Court of Union County, Ohio, in Case No. 12336, Docket B, Page 398 and therein recorded in Will Record U, Page 36.

That by the terms and conditions of his said last will and testament he devised 44 1/2 acres, of real estate, more or less, situated in Paris Township, Union County, Ohio, to his surviving spouse, Julia B. Turner for and during her natural life, as set forth in said application and that the said Julia B. Turner died on the 18th day of June, 1939, and by reason thereof, and the provisions of the said last will and testament, Hazel M. Turner became and is now the owner of the 33 acres devised to her and Ben H. Turner became and is now the owner of the 44 1/2 acres devised to him, as set forth and alleged in the said application.

It further appearing to the satisfaction of the Court that the law has been fully complied with. Therefore, it is ordered that the said 33 acres, more or less, be transferred to the said Hazel M. Turner, and the said 44 1/2 acres, more or less, be transferred to the said Ben H. Turner upon the duplicate of Union County wherein such real estate is situated and that a certificate of the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of Union County for record.
L. W. Hazen - Judge.

[Signature]

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George Staley.

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my presence
day of July, 1939.
Notary Public.

13764
Filed

July 25-1939.

In the Matter of The Estate of Margaret E. Rose, Deceased.
 In the Probate Court of Union County, Ohio.
 In the Matter of the Estate of No. 13764.
 Margaret E. Rose, Deceased. Application for Transfer of Real Estate.
 Now comes Estella M. Rose, and represents to the Court that Margaret E. Rose, a resident of the Village of Richwood in said County, died testate on the 15th day of October, 1938, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on January 17, 1939, admitted to Probate on January 26, 1939 and Recorded in Vol. W., Page 493 of the Record of Wills in said County, and that on the 26th. day of January, 1939, Estella M. Rose was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Being an undivided one-fifth interest in the following described premises.

Parcel No. I.
 Situated in the Township of Blairtown, County of Union, and State of Ohio:
 Commencing at a stone at the point of intersection of the east line of the Union County Fair Association lands and the south line of Hill Street in Richwood; thence with the south line of said street N. 76° 45' E. 49.80 poles to an iron rod in the west line of an alley; thence with said alley line S. 21° E. 9.12 poles to a stone at the northeast corner of Harriett J. Pette's three acre tract; thence with three consecutive lines of said tract S. 76° 45' W. 26.40 poles to a stone; thence S. 21° E. 18.20 poles to a stone; and thence N. 76° 45' E. 16.40 poles to a post at the northwest corner of Margaret Burges's two and one-fourth acre tract; thence with the west line of said tract and prolonging said line S. 21° E. 100 poles to the south corner of Richwood; thence with said line N. 76° 45' E. 1 pole to the southwest corner of the lot N. 583 and at the northwest corner of James N. Shoups two acre tract; thence with two consecutive lines of said land S. 21° E. 14.60 poles to a stone; thence N. 76° 45' E. 21.80 poles to a stake in the center of the Richwood and Mansville gravel road (whence a stone S. 76° 45' W. 20 feet); thence with the center of said road S. 21° E. 13.60 poles to a stake (whence a stone S. 76° 45' W. 20 feet) at the corner of W. W. Hills one acre tract; thence with two consecutive lines of said tract S. 76° 45' W. 12.50 poles to a stone, and thence S. 21° E. 13.50 poles to a stone in the north line of E. M. Findlay's

13764

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E. Ross, Deceased.
County, Ohio.

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5-1/2 acre tract; thence with two consecutive lines of said tract S. 76° 45' W. 8.70 poles to a stone; thence S. 21° E. 42.80 poles to a stone in the north line of D. W. Beckley's lands; thence with said line S. 77° 22' W. 152.40 poles to a large post corner to said D. W. Beckley's land and in the east line of J. P. Marriott's land; thence with two consecutive lines of said land N. 18° 13' W. 90.20 poles to a large post; and thence S. 73° W. 37.40 poles to a large post corner to said J. P. Marriott's land and in the east line of Wm. R. Ross' land; thence with said line N. 12° 15' W. 63.70 poles to a large post in the south line of E. D. Sidles land; thence with two consecutive lines of said land N. 76° 45' E. 66.80 poles to a stone and thence N. 12° 15' W. 14 poles to a large post at the southwest corner of said Fair Association's land; thence with two consecutive lines of said Fair Ground N. 76° 45' E. 50.80 poles to a stone; and N. 12° 30' W. 48.60 poles to the place of beginning, excepting about fourteen and one-half acres of the west and formerly belonging to the above farm and sold to W. R. Ross.

Containing One Hundred Fifty six and One-Half Acre more or less.

and also Lot No. 322 and 20 feet off the north side of Lot No. 323 in the Village of Richwood.

Parcel No. 2:

Situated in the County of Union, in the State of Ohio and in the Village of Richwood, and in Clabourne Town-ship, and bounded and described as follows: Beginning at a point in the west line of an alley opposite the south line of Lot No. 324 in Hill's Second Addition to said village; thence with the west line of said alley South 23° east 18.20 poles to a stake opposite the south line of Lot No. 230 of said addition, now owned by Thomas and Alice M. Rice (formerly owned by William Burgess); thence South 78-1/2° West 26.40 poles to a stake; thence North 23° West 18.20 poles to a stake; thence North 78-1/2° 26.40 poles to the place of beginning.

Containing three acres of land.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Estella M. Ross	21	Richwood, Ohio.	Daughter	All.

13764

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, so that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.
Estella M. Ross.

State of Ohio, Union County, ss:

Estella M. Ross, Executrix, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Estella M. Ross - Executrix.

Sworn to before me and signed in my presence, this 21st day of July, 1939.

H. Le Roy Allen - Notary Public,
Union County Ohio,
My Commission Expires Feb. 6 - 1942.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.
In the Matter of The Estate of Margaret E. Ross, Deceased. Authority to transfer Real Estate.
July 25 - 1939.

This day came Estella M. Ross, Executrix of the estate of Margaret E. Ross, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Margaret E. Ross, a resident of the Village of Richmond, in said County, died testate on October 15, 1939, that her Last Will and Testament was filed in the Probate Court of Union County, Ohio, on January 17th, 1939, admitted to probate on January 26, 1939 and Recorded in Vol. W. Page 498 of the Record of Wills in said County, and that on the 26th day of January, 1939, Estella M. Ross was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Parcel
Estella M. Ross	Over 21	Richwood, Ohio.	Daughter	All.

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13911 Filed Aug. 4 - 1939.

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Ross - Executrix.
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Allen - Notary Public,
County, Ohio,
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County, Ohio.

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And that the description of said real estate is as set out
in said application; and it appearing to the satisfaction of
the Court that the law has been fully complied with
by said applicant; It is hereby ordered, that said real
estate be transferred upon the duplicate of the County
where such parcels are situated, to the persons named
herein and that a certificate for the transfer of said
real estate, together with the description contained in
the application, be filed with the Recorder of the proper
County for record, as provided by law.
L. W. Hazen - Probate Judge.

13911
Filed
Aug. 4 - 1939.

In the Matter of The Last Will and Testament of H. F. Blum,
Application for Probate of Will. Decedent.
The State of Ohio, Union County Probate Court.

In the Matter of the Will of
H. F. Blum, Decedent Application for Probate of Will.
to the Probate Court of said County;

Your applicant respectfully represents that H. F. Blum,
late a resident of the Village of Richwood, Ohio, in said
County, died on or about the 28th day of July, 1939,
leaving an instrument in writing, herewith produced, pur-
porting to be his last will; that the said H. F. Blum
did leave Elizabeth Blum of the age of 56 years as
his surviving spouse, who resides at Richwood, Ohio
and the following named persons as his only next
of kin, to-wit: None.

Your applicant offers the said will for probate, and
prays that a time may be fixed for the proving of
the same, and that said next of kin heretofore
named who are known to be residents of this State,
may be notified according to law of the presentation
of the said will for probate.

Elizabeth Blum - Applicant.
Residence - Richwood, Ohio.

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

Oath.

Sworn to before me and signed in my presence,
this 4th day of August, 1939.

[Signature]

Elizabeth Blum.
R. Le Roy Allen - Notary Public,
Union County, Ohio.
My Commission Expires
February 6 - 1942.

13911 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of H. F. Blum, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.
 We, the undersigned, surviving spouse of H. F. Blum, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.
 Elizabeth Blum.

Waiver of Notice.

Dated this 4th day of August, 1939.

The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of H. F. Blum, Deceased. August 4-1939- Journal Entry on Presentation of Will for Probate.
 An application having been this day presented to the Court by Elizabeth Blum praying that any instrument in writing purporting to be the last will and testament of H. F. Blum, deceased, be admitted to probate;

Journal Entry.

it is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 8th day of August, 1939, at 9 o'clock A.M.

L. W. Hagen - Probate Judge.

Testimony of Witnesses to Will. Probate Court, Union County, Ohio.

In the Matter of the Will of H. F. Blum, Deceased. No. 13911. Testimony of Witnesses.
 Personally appeared in open Court Irene Stopher and E. J. Harris, 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. F. Blum, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated March 2, 1937, purporting to be the last will and testament of H. F. Blum, deceased; that we, at the request of said testator and in his presence, respectively, subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said H. F. Blum at the time of executing the same, was of full age and sound mind and memory, and not under any restraint.

Testimony of Witnesses.

Sworn to before me and signed in my presence by said witnesses in open Court, this 8th day of August, 1939.
 L. W. Hagen
 Probate Judge.
 Irene Stopher Davis,
 Marengo, Ohio, Route 3.
 E. J. Harris,
 Marengo, Ohio, Morrow Co.

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Order Admitting to Probate & Record. It is that sa ...
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18911

Last Will and Testament.

I, H. F. Blum, of the Marango Village, 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 Bequesth to my wife, Elizabeth Blum all of my property and real estate and chattels of every description at the time of my decease.

I do hereby nominate and appoint Elizabeth Blum Executrix of this my Last Will and Testament, without appraisement and of bond of said estate.

I hereby revoke all other Wills by me heretofore made.

In testimony whereof, I hereunto subscribe my name at Marango this 2 day of March in the year of Our Lord One Thousand Nine Hundred and 37.

H. F. Blum.

The foregoing instrument was signed at the end thereof, by the said H. F. Blum 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 Marango, O., this 2 day of March, A.D. 1937.

Drew Stopher, resides at Marango, Ohio.

E. J. Harris, resides at Marango, Ohio.

Order Admitting to Probate and Record. Probate Court, Union County, O.

In the Matter of the Will of H. F. Blum, Deceased. August 8 - 1937. This matter came on this day further to be heard, on the application of Elizabeth Blum, Executrix, to admit to probate and record the Will of H. F. Blum deceased, late of the Village of Richwood in said County, heretofore filed in this Court.

Order Admitting to Probate and Record. It is now shown to the satisfaction of the Court that said decedent died leaving Elizabeth Blum, surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be resident of the State 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 Drew Stopher and E. J. Harris, the subscribing witnesses to said Will, this day appeared in open

Bank. and Consent at Will and Testament. H. F. Blum, de- hereby waive further's will for probate, come to probate.

to Bank. 739- Journal Entry in Will for Probate, united to the instrument in testament of probate; writing, of the pre- ation for the given to the of said testator, that a hearing e 8th day. - Probate judge. Ohio.

Witnesses. re Stopher and on to testify, but the truth, Will and testa- say: We were of writing porting to be um, deceased; and in his us, therto as tator sign said at the time and ground any restraint, Davis, Ohio, Route 3, Ohio. Morrow Co.

18911

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 H. F. Blum deceased; that it was duly executed and attested; and that the said testator, at the time of signing said will, was of full 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. Hazen - Probate Judge.

18916

Filed

Aug. 15-1939

In the Matter of The Last Will and Testament of John D. Berry, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John D. Berry, Deceased. Application for Probate of Will.
In the Probate Court of said County:

Your applicant respectfully represents that John D. Berry, late a resident of the Township of Washington, in said County, died on or about the 4th day of August, 1939, leaving an instrument in writing, hereinto produced, purporting to be his last will; that the said John D. Berry died leaving Clara B. Berry of the age of 69 years as his surviving spouse, who resides at R. F. #1, Richmond, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Theodocia Smith		Daughter	Coarey, Ohio, 592 W. Main St.
Kenneth A. Berry		Son	Bellefontaine, Ohio.
Ruth L. Berry		Daughter	Richwood, Ohio, R.D. 1.
J. Martin Berry		Son	Bowling Green, Ohio.
Elmer R. Berry		Son	Richwood, Ohio, R.D. 1.
Jessie M. Berry		Daughter	Dayton, Ohio
Clayton D. Landis		Step-son	Mt. Blanchard, Ohio.

The unknown children of William Richard Berry, Deceased, and whose address is unknown but are non residents of Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin, heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Richwood, Ohio, R.D. #1

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John D. Berry, Deceased,
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Probate of Will.

John D. Berry,
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The State of Ohio, Union County.

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

Oath

Clara B. Berry.
Sworn to before me and signed in my presence, this 14th day of August, 1939.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John D. Berry, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of John D. Berry, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Clara B. Berry,
Elmer R. Berry,

Dated this 14th day of August, 1939.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John D. Berry, Deceased. August 15th-1939- Journal Entry on Presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Clara B. Berry praying that any instrument in writing purporting to be the last will and testament of John D. Berry, deceased, be admitted to probate:

It is ordered that 5 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 21st day of August, 1939, at one o'clock P. M.

L. W. Hazen - Probate judge.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John D. Berry, Deceased. Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of John D. Berry, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Fessie B. Cereb - 157 Oxford Avenue, Dayton, Ohio.
(Mrs. Fredrick W.)
Ruth L. Berry - Richwood, Ohio, R. R. #1.

12916

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County, Probate Court.

In the Matter of the Estate of
John D. Berry, Deceased.

Waiver
of Notice.

We, the undersigned, surviving spouse and next of kin
of John D. Berry deceased, and residents of the State of Ohio,
hereby waive notice of the presentation of said decedent's
Will for probate, and consent to the admission of the same
to probate.

J. Martin Berry - 225 E. Merry Ave., Bowling Green, W.
Dated August 16 - 1939.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of
John D. Berry, Deceased.

Waiver
of Notice.

We, the undersigned, surviving spouse and next of kin
of John D. Berry deceased, and residents of the State of
Ohio, hereby waive notice of the presentation of said decedent's
Will for probate, and consent to the admission of
the same to probate.

Clayton D. Laudes - Mt. Blanchard, Ohio.
Dated Aug. 16th. 1939.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of
John D. Berry, Deceased.

Waiver
of Notice.

We, the undersigned, surviving spouse and next of kin
of John D. Berry deceased, and residents of the State of
Ohio, hereby waive notice of the presentation of said decedent's
Will for probate, and consent to the admission of the same
to probate.

Mrs Doshia Smith - Carey, Ohio, R. #6

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County, Probate Court.

In the Matter of the Estate of
John D. Berry, Deceased.

Waiver
of Notice.

We, the undersigned, surviving spouse and next of kin of
John D. Berry deceased, and residents of the State of
Ohio, hereby waive notice of the presentation of said de-
cedent's Will for probate, and consent to the admission
of the same to probate.

H. A. Berry - 516 N. Main St., Bellefontaine, W.
Mary S. Berry - 516 N. Main St., Bellefontaine, W.

Dated Aug. 19th - 1939.

13916

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Probate Court.

and consent to Probate, and next of kin of the State of Ohio, said decedent's

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and consent to Probate, and next of kin of the State of Ohio, said decedent's

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Probate Court.

and consent to Probate, and next of kin of the State of Ohio, said decedent's

of the same

Probate Court.

13916

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of John D. Berry, Deceased. No. 13916.

Testimony of Witnesses.

I personally appeared in open Court D. E. Ogau, 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 D. Berry, deceased, depose and say; He was present at the execution of the instrument of writing now before him, dated Nov. 23-1935, purporting to be the last Will and Testament of John D. Berry, deceased; that at the request of said testator and in my presence subscribed my name thereto as witness; and that said John D. Berry at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, D. E. Ogau this 18 day of August, 1939. Richwood, Ohio.

D. E. Ogau, Deputy Clerk.

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

Personally appeared in open Court D. E. Ogau and C. L. Handley who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of John D. Berry deceased, depose and say; that Walter Rausome whose name appears as one of the subscribing witnesses to the last Will and Testament of John D. Berry deceased, hereto annexed, has, since the date of said Will, Nov. 23rd. A.D. 1935, died March 28th. 1939, at, Richwood, Ohio, that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Walter Rausome purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Walter Rausome.

Proof of Signature of Witness to Will.

D. E. Ogau, C. L. Handley.

Sworn to before me and signed in my presence, in open Court, this 18 day of August, 1939.

L. W. Hager - Probate Judge.

13916

Last Will and Testament.

I, John D. Berry, of Washington Township, 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 Clara B. Berry all of my real estate and personal property, to be hers during her natural life time, and at her death, my property is to be divided among my children according to the bequests as mentioned further in this my last will and testament.

Third: I Give, Devise and Bequeath to my daughter Theodosia Smith, the sum of Two Hundred Dollars.

Fourth: I Give, Devise and Bequeath to my son Kenneth A. Berry, the sum of Two Hundred Dollars.

Fifth: I Give, Devise and Bequeath to my step-son Clayton D. Landis, the sum of Two Hundred Dollars.

Sixth: I Give, Devise and Bequeath the remainder of my estate both personal and real to Ruth L. Berry, J. Martin Berry, Elmer R. Berry and Jessie M. Berry in equal shares, share and share alike. If any of the above mentioned children mentioned in Item six should die without heirs, their share is to be divided equally among the legates mentioned in Item six.

I do hereby nominate and appoint Clara B. Berry, Executrix of this my last Will and Testament, without bond.

I hereby revoke all other Wills, by me heretofore made. In Testimony whereof, I hereunto subscribe my name at Richmond, Ohio, this 23 day of November, 1935. John D. Berry.

The foregoing instrument was signed at the hand thereof, by the said John D. Berry in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, this 23 day of November, 1935.

D. E. Ugan, resides at Richmond, Ohio.

Walter Rausome, resides at Richmond, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, W.

August 21-1939.

In the Matter of the Will of John D. Berry, Deceased,

Order Admitting to Probate & Record.

(An. Witnes, Dead, Etc.)

This matter, came on this day further to be heard, on the application of Clara B. Berry, to admit to probate and record the will of John D. Berry deceased, late

Last Will and Testament.

13916

of the... in this... It is... decedent... the sur... known... with no... tion to... want to... and give... And... Rausome... is now... There... open... ing to... said W... Ugan, w... will, w... scribed... There... of writin... that it... said to... age, I... There... probate... the yter... Court.

Order Admitting to Probate & Record.

13913 Filed Aug. 8-1939.

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13916 of the Township of Washington in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving Clara B. Berry, surviving spouse, and that the surviving spouse, and all the next of kin of said decedent known to the residents of the State 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.

Order Admitting to Probate & Record.

And it further appearing to the Court that Walter Rausome, one of the subscribing witnesses to said will, is now deceased.

Thereupon D. E. Ogan and C. E. Handley appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said Walter Rausome attached to said will, and D. E. Ogan, in person, one of the subscribing witnesses to said will, which testimony was reduced to writing, was subscribed by them respectively, and was filed with said will.

Thereupon, the Court finds that the aforesaid instrument of writing is the last will of said John D. Berry deceased, that it was duly executed and attested, and that the said testator, at the time of signing said will, was of full 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. Hazen - Probate Judge.

13913 Filed Aug. 8-1939.

In the Matter of The Last Will and Testament of Algernon M. Robinson, Deceased. Application for Probate of Will.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Algernon M. Robinson, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Algernon M. Robinson, late a resident of the Township of Darby, in said County, died on or about the 31st day of July, 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Algernon M. Robinson died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

18913

Name	Age	Degree of Kinship	P. A. Address.
David E. Robinson	31	Brother	115 Good Street, Akron, Ohio.
Harrison E. Robinson	51	Nephew	R. D. #3, Bucyrus, Ohio.
Roy E. Robinson	48	Nephew	196 N. Ogden Avenue, Columbus, Ohio.
Gene Robinson Kunkel	51	Niece	420 Marshall Street, East Lansing, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Wm. R. Cameron - Applicant
Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

Sworn to before me and signed in my presence, this 8th day of August, 1939.

Carrie W. Hombek Deputy Clerk
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Algermon M. Robinson, deceased.

An application having been this day presented to the Court by Wm. R. Cameron praying that any instrument in writing purporting to be the last will and testament of Algermon M. Robinson, deceased, be admitted to probate:

It is ordered that seven days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be residents of the state, and that a hearing on said application will be had on the 28th day of August, 1939, at 10:00 o'clock A. M.

L. W. Hager - Probate Judge.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County.

In the Matter of the Will of Algermon M. Robinson, deceased.

We, the undersigned, next of kin of Algermon M. Robinson, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Lloyd Martin Robinson - 196 North Ogden Avenue, Col. Ohio.

Martin Eugene Robinson - 800 W. Rich Street, Columbus, Ohio.

Russell Thurman Robinson - 157 N. Wheatland Avenue

Roy Keruan Robinson - 196 North Ogden Avenue, Columbus, O.

Dated August 14th. 1939.

Journal Entry.

Waiver of Notice.

13913

The State of Ohio, Union County.
In the Matter of the Will of Algermon M. Robinson, deceased.
We, the undersigned, next of kin of Algermon M. Robinson, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

David E. Robinson
Harrison E. Robinson
Roy E. Robinson
Gene Robinson Kunkel

Dated August 14th. 1939.

Waiver of Notice.

Waiver of Notice.

Waiver of Notice.

The State of Ohio, Union County.
In the Matter of the Will of Algermon M. Robinson, deceased.
We, the undersigned, next of kin of Algermon M. Robinson, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

David E. Robinson
Harrison E. Robinson
Roy E. Robinson
Gene Robinson Kunkel

Dated August 14th. 1939.

The State of Ohio, Union County.
In the Matter of the Will of Algermon M. Robinson, deceased.
We, the undersigned, next of kin of Algermon M. Robinson, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

David E. Robinson
Harrison E. Robinson
Roy E. Robinson
Gene Robinson Kunkel

Dated August 14th. 1939.

In the Matter of the Will of Algermon M. Robinson, deceased.
We, the undersigned, next of kin of Algermon M. Robinson, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

David E. Robinson
Harrison E. Robinson
Roy E. Robinson
Gene Robinson Kunkel

Dated August 14th. 1939.

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13913

Waiver of Notice and Consent to Probate.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of
 Algernon M. Robinson, Deceased,
 We, the undersigned, next of kin of Algernon M. Robinson
 deceased, and residents of the State of Ohio, hereby waive
 notice of the presentation of said decedent's Will for probate,
 and consent to the admission of the same to probate.
 Lois June Robinson - 196 N. Ogden Ave., Col. O.
 Dorothy Mae Robinson - " " " " "
 Viola Wilma Robinson - " " " " "
 Roy Mrs. Christine J. Robinson - " " " " "
 Their Mother, & legal Guardian
 Mrs. Christine J. Robinson - 196 N. Ogden Ave., Col. Ohio.
 Dated August 14- 1939.

Waiver of Notice

Waiver of Notice and Consent to Probate.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of
 Algernon M. Robinson, Deceased,
 We, the undersigned, next of kin of Algernon M. Robinson
 deceased, and residents of the State of Ohio, hereby waive
 notice of the presentation of said decedent's Will for probate,
 and consent to the admission of the same to probate.
 David E. Robinson - 115 Good St.
 Dorothy Mae Jones - 115 Good St.
 Blanche Mae Jones - 115 Good St.
 Kathryn Jones Myers - 676 So. Rockhill - Alliance, Ohio.
 Dated August 21- 1939.

Waiver of Notice

Waiver of Notice and Consent to Probate.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of
 Algernon M. Robinson, Deceased,
 We, the undersigned, next of kin of Algernon M. Robinson
 deceased, and residents of the State of Ohio, hereby waive
 notice of the presentation of said decedent's Will for probate,
 and consent to the admission of the same to probate.
 Harrison E. Robinson - Bucyrus, O. R. 3.
 Dated August 21- 1939.

Waiver of Notice

Notice to Next of Kin.
 Probate Court, Union County, Ohio.
 In the Matter of The Will of No. 13913.
 Algernon M. Robinson, Deceased. Notice of Application to Probate.
 1. David E. Robinson, 115 Good Street, Akron, Ohio.
 Harrison E. Robinson, R. F. D. #3, Bucyrus, Ohio.
 Roy E. Robinson, 196 N. Ogden Ave., Columbus, Ohio.
 Kerue Robinson Kunkel, 420 Marshall St., E. Lansing, Mich.
 You are hereby notified that on the 8th day of August
 1939, an instrument of writing, purporting to be the last
 Will and Testament of Algernon M. Robinson, deceased,

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late of Dayly Township, in said County, 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 28th. day of August 1939, at 10:00 o'clock A.M.

Notice to Next of Kin.

Witness my signature and the seal of said Court, this 17th. day of August, 1939. L. W. Hazen - Probate Judge.

Return.

The State of Ohio, Union County.

Wm. R. Cameron, being duly sworn, says that on the 18th. day of August 1939, he served the within notice by forwarding to the within named David E. Robinson, Harrison E. Robinson, and Fern Robinson Kunkel, to each of them a true copy thereof by registered mail, return receipt requested.

Wm. R. Cameron.

Sworn to before me and signed in my presence, this 18th. day of August 1939.

Carrie W. Hombeck - Deputy.

Return Receipt - H. E. Robinson - Aug. 19-1939.

Return Receipt - Mrs. Fern Kunkel - Aug. 19-1939.

Return Receipt - D. E. Robinson - Aug. 21-1939.

Blauche M. Jones

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of No. 13913.

Algermon W. Robinson, Deceased. Testimony of Witnesses.

Personally appeared in open Court Leona Evans and Marion H. Stoner 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 Algermon W. Robinson, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated April 19th. 1939, purporting to be the last will and testament of Algermon W. Robinson, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Algermon W. Robinson at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint. Sworn to before me and signed in my presence by said witnesses Leona Evans.

Testimony of Witnesses.

in open Court, this 10 day of August, 1939. Carrie W. Hombeck - Deputy Clerk. 33 W. Frankfort St., Col. U. Marion H. Stoner. 180 N. Ogden Ave.,

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Last Will and Testament.

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... H. Stoner.
... Ogden Ave.,

13913

Last Will and Testament of Algeuon M. Robinson,
I, Algeuon M. Robinson, of the Township of Darby,
County of Union, and State of Ohio, being of sound
mind and memory, do make, publish and declare this
to be my last will and testament, hereby revoking all
wills by me heretofore made.

Item 1. I direct that all my just debts and funeral
expenses be paid out of my estate as soon as practi-
cable after the time of my decease.

Item 2. I give and bequeath to The Methodist Church
of Unionville LaPorte, Ohio, the sum of One Hundred Dollars
(\$100.00).

Item 3. I give and bequeath to my nephew Harrison
Robinson of Bucyrus, Ohio, the sum of One Dollar (\$1.00).

Item 4. I direct that all the rest and residue of my
property, both real and personal, of every kind and
description and wheresoever situate, which I may own
or have the right to dispose of at the time of my
decease, shall be divided into equal shares, and I
do give and bequeath the same, to the following
named persons share and share alike, to-wit: to
my brother David E. Robinson, to my niece and nephew
Blanche Mae Jones and Roy T. Robinson, and to my
grand-nieces and grand-nephews Kathryn Jones Myers,
Dorothy Jones, Russell Robinson, Marvin Robinson, Lloyd
Robinson, Viola Robinson, Doris Robinson, and Dorothy
Robinson, the share of said three grand-nieces last
named being, however, subject to the trust hereinafter
in this my will set forth.

Last Will
and
Testament

It is my intention to give to my brother David
E. Robinson the sum of \$100.00 each year during the
rest of my lifetime, and I direct that such sum or
equal as I may in the future give to him shall
be considered as advances, and deducted from
the share which he would otherwise receive of my estate.

I further direct that in the event my brother
David E. Robinson should predecease, the share
which he would have received there shall pass and
descend and be distributed equally to Blanche Mae
Jones, Kathryn Jones Myers, and Dorothy Jones, or to
their survivors or survivors, or heirs as set forth in
the next succeeding paragraph.

I further direct that should Blanche Mae Jones,
or Kathryn Jones Myers, or Dorothy Jones predecease,
me without leaving heirs of her body surviving her, then
that her share shall pass and descend and be
distributed equally to the other two of said persons
last aforementioned or to the survivor of them.

13913

But if any of said persons last aforementioned should predecease me leaving heirs of her body surviving her then I direct that such surviving heirs of her body shall receive the share which she would otherwise have received under this my will.

I further direct that in the event my nephew Roy H. Robinson should predecease me the share which he would have received herein shall pass and descend to his wife, Christine Robinson, if living, and if she be not living then that such share shall pass and descend and be distributed equally to Russell Robinson, Marvin Robinson, Lloyd Robinson, Viola Robinson, Doris Robinson, and Dorothy Robinson, or to their survivor or survivors or heirs as set forth in the next succeeding paragraph.

I further direct that in the event Russell Robinson, Marvin Robinson, or Lloyd Robinson should predecease me then that his share shall pass and descend to his widow, if such remain, or if there be no widow then to the heirs of his body, or if there be no widow nor heirs of his body surviving him then that his share shall pass and descend to his father Roy H. Robinson.

I further direct that the shares hereinabove devised and bequeathed to Viola Robinson, Doris Robinson, and Dorothy Robinson shall be given to their father Roy H. Robinson in trust to hold, manage, control, invest, and re-invest if necessary, in some good security or securities, and distribute to each her share, inclusive of both principal and all accumulation of interest or dividends thereon, when she reaches the age of eighteen years, and in case of the death of any of said three grand-daughters last aforementioned before reaching the age of eighteen years then I direct that her share shall pass and descend to her father Roy H. Robinson, if living, or if he be not living then that her share shall pass and descend and be distributed to her mother and her brothers and sisters, or the survivor or survivors of them, in equal shares.

Item 5. In case any of the legatees or devisees hereinbefore named shall institute or prosecute any action to contest or set aside this my will, I direct that such person or persons shall thereby forfeit all share in my estate.

Item 6. I hereby nominate and appoint William R. Cameron of Mansville, Ohio, to be the executor of this my last will and testament, and I direct that he be allowed the sum of \$250.00 as full

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compensation for all his ordinary services in administration of my estate.

In Witness Whereof, I have hereunto set my hand at Columbus, Ohio, this 19th day of April, 1939, Algernon M. Robinson.

Signed and acknowledged as his last will and testament by the said Algernon M. Robinson in our presence, sight and hearing, and signed by us as witnesses, at his request, in his presence, and in the presence of each other, on the day and year last above written.

Leona Evans, Residing at Columbus, Ohio.
 Marion H. Stoner, Residing at Columbus, Ohio.

Order Admitting to Probate and Record.
 Probate Court, Union County, Ohio.

In the Matter of the Will of August 28th, 1939, Algernon M. Robinson, Deceased. Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Wm. R. Cameron, to admit to probate and record the Will of Algernon M. Robinson, deceased, late of the township of Darby in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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 Leona Evans and Marion H. Stoner, 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 Algernon M. Robinson deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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 record in this Court.

L. W. Hazen - Probate Judge.

13918
Filed
Aug. 17-1939. In the Matter of the Last Will and Testament of Henry L. Stewart, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Henry L. Stewart, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Henry L. Stewart, late a resident of the township of Jerome, in said County, died on or about the 8th day of August 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Henry L. Stewart died leaving Margaret Stewart of the age of 42 years as his surviving spouse, who resides at R.D. #2, Marysville, Ohio, and the following named persons as his only next of kin, to-wit:

Sarah Jane Stewart Age 16 - Daughter - Marysville, O., R.D. #2.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Margaret Stewart Applicant.
Residence - Marysville, Ohio, R.D. #2.

The State of Ohio, Union County.

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

Margaret Stewart.

Sworn to before me and signed in my presence, this 17th day of August, 1939.



Wm. R. Cameron - Notary Public,
in and for Union County, Ohio.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Henry L. Stewart, Deceased. Waiver of Notice and Consent to Probate of Last Will & Testament.

We, the undersigned, surviving spouse and next of kin of Henry L. Stewart, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Margaret Stewart.
Dated this 17 day of August, 1939.

Waiver
of Notice

13918
The State of Ohio, Union County.
In the Matter of the Will of Henry L. Stewart, Deceased.
Application for Probate of Will.
To the Probate Court of said County:
Your applicant respectfully represents that Henry L. Stewart, late a resident of the township of Jerome, in said County, died on or about the 8th day of August 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Henry L. Stewart died leaving Margaret Stewart of the age of 42 years as his surviving spouse, who resides at R.D. #2, Marysville, Ohio, and the following named persons as his only next of kin, to-wit:
Sarah Jane Stewart Age 16 - Daughter - Marysville, O., R.D. #2.
Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.
Margaret Stewart Applicant.
Residence - Marysville, Ohio, R.D. #2.

Journal
Entry.

Notice
to Next
of Kin.

In the Matter of the Will of Henry L. Stewart, Deceased.
Application for Probate of Will.
To the Probate Court of said County:
Your applicant respectfully represents that Henry L. Stewart, late a resident of the township of Jerome, in said County, died on or about the 8th day of August 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Henry L. Stewart died leaving Margaret Stewart of the age of 42 years as his surviving spouse, who resides at R.D. #2, Marysville, Ohio, and the following named persons as his only next of kin, to-wit:
Sarah Jane Stewart Age 16 - Daughter - Marysville, O., R.D. #2.
Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.
Margaret Stewart Applicant.
Residence - Marysville, Ohio, R.D. #2.

The State of Ohio, Union County.
In the Matter of the Will of Henry L. Stewart, Deceased.
Application for Probate of Will.
To the Probate Court of said County:
Your applicant respectfully represents that Henry L. Stewart, late a resident of the township of Jerome, in said County, died on or about the 8th day of August 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Henry L. Stewart died leaving Margaret Stewart of the age of 42 years as his surviving spouse, who resides at R.D. #2, Marysville, Ohio, and the following named persons as his only next of kin, to-wit:
Sarah Jane Stewart Age 16 - Daughter - Marysville, O., R.D. #2.
Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.
Margaret Stewart Applicant.
Residence - Marysville, Ohio, R.D. #2.

of Henry L. Stewart,
Deceased.
to Court.

for Probate of Will.

of Henry L. Stewart,
in said County,
1939, leaving an
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his surviving
wife, Ohio, and
next of kin, to-wit:
Cynthiana, Mo., R.D.#2.

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Stewart Applicant.
Cynthiana, Mo., R.D.#2.

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Notary Public,
Union County, Ohio.

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The State of Ohio, Union County. Probate Court.
In the Matter of the Will of August 17-1939- Journal Entry in
Henry L. Stewart, Deceased. Presentation of Will for Probate.

Journal
Entry.

An application having been this day presented to the
Court by Margaret Stewart praying that an instrument in
writing purporting to be the last will and testament of
Henry L. Stewart, deceased, be admitted to probate:

It is ordered that - days notice, in writing, of the pre-
sentation of said will and of the application for the
admission of the same for probate, be given to the sur-
viving spouse and to the next of kin of said testator,
known to be resident of the state, and that a hearing
on said application will be had on the 28 day of
August, 1939, at 10:00 o'clock A.M.

L. W. Hazen - Probate Judge.

Notice to Next of Kin.

Probate Court, Union County, Ohio.

In the Matter of the Will of No. 13918.
Henry L. Stewart, Deceased. Notice of Application to Probate.
to Sarah Jane Stewart:

You are hereby notified that on the 28 day of August
1939 an instrument of writing, purporting to be the last
Will and Testament of Henry L. Stewart, deceased, late of
Sumner Township, in said County, was produced in open
Court, and an application to admit the same to pro-
bate was on the same day made in said Court. Said
application will be for hearing before said Court on the 28th
day of August 1939, at 10:00 o'clock A.M.

Notice
to Next
of Kin.

Witness my signature and the seal of said Court,
this - day of August, 1939.
L. W. Hazen - Probate Judge.

Sheriff's Return.

The State of Ohio, Union County.
Received this writ August 17th, 1939, at 3:00 o'clock
P.M., and pursuant to its command, on August 17th, 1939,
I served the same on the within named Sarah Jane Stewart,
a minor over the age of fourteen years, by delivering to her
personally a true copy thereof and by delivering to
Margaret Stewart, the mother of said Sarah Jane Stewart,
and the person with whom the said Sarah Jane Stewart
resides, personally a true copy thereof.

H. S. Roosa - Sheriff.
By - A. Grigsby - Deputy.

Service + Return, 1st name .75
Additional names, at .25 .25
Total \$ 1.00

13918

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of Henry L. Stewart, Deceased. No. 13918.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court Wm. R. Cameron 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 Henry L. Stewart, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated August 17th. 1935, purporting to be the last Will and Testament of Henry L. Stewart, deceased; that we, at the request of said Testator and in his presence, respectively subscribed our names thereto, as witnesses; and that we saw said Testator sign said instrument and that said Henry L. Stewart at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said Wm. R. Cameron, witnesses in open Court, this Marysville, Ohio.

26th. day of August, 1939.

L. W. Hazy, Probate Judge.

Richard L. Cameron, Marysville, Ohio.

Last Will and Testament.

I, Henry L. Stewart, of the Township of Jerome, county of Union and state of Ohio, being of sound mind and memory, do make, publish and declare this to be my last will and testament.

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 rest and residue of my property, both real estate and personal property, which I may own and have the right to dispose of at the time of my decease, I give, devise and bequeath to my wife Margaret Stewart, to be hers absolutely and in fee simple.

Last Will and Testament.

Item III. I hereby nominate and appoint my said wife, Margaret Stewart, to be the executrix of this my last will and testament and direct that she be allowed to serve without giving bond.

In Testimony Whereof I have hereunto signed my name at Marysville, Ohio, this 17th. day of August, 1935.

Henry L. Stewart.

13918

Signed by him in his presence of each of us Wm. R. Cameron

In the presence of Henry L. Stewart, the applicant for the probate of the will of the decedent that the decedent served application pursuant to notice

Under Authority and to Probate & Record Court of the due testimony respecting whereof written of Henry L. Stewart attested signing my own thereof probate, of the of this Co

18918

Signed by the said Henry L. Stewart and acknowledged by him to be his last will and testament in our presence, sight and hearing and signed by us as witnesses in his presence and at his request and in the presence of each other on the day and year last above written.
Wm. R. Cameron, Maysville, Ohio.
Richard L. Cameron,

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of the Will of Henry L. Stewart, Deceased. Order Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of Margaret Stewart, to admit to probate and record the Will of Henry L. Stewart deceased, late of the township of Jerome in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving Margaret Stewart surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate and Record.

And Wm. R. Cameron and Richard L. Cameron, 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 Henry L. Stewart deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

Ohio.
Witnesses,
W. R. Cameron
I duly sworn
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said, depose and say:
instrument of writing
reporting to be the
Stewart, deceased;
and in his presence
as witnesses; and
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of executing the
mind and memory,

Wm. R. Cameron,
Ohio.
Richard L. Cameron,
Ohio.

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13872
Filed
Aug. 15-1939.

In the Matter of the Estate of Elizabeth March Wood, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

No. 13872
Elizabeth March Wood, Deceased. Application for Transfer of Real Estate.

Now comes J. D. Wood, and represents to the Court that Elizabeth March Wood, a resident of Mansville in said County, died testate on the 18th. day of May, 1939; that her last Will and Testament was filed with the Probate Court of Union County, Ohio, on May 25, 1939, admitted to probate on May 25, 1939, and recorded in Vol. 51, Page 96, of the Record of Wills in said County, and that on the 26th. day of May, 1939, J. D. Wood was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

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

Beginning at a stake and in the center of West Center (now West Fifth) Street in said town of Mansville, Ohio, and Southwest corner of Joseph E. Smith's lot; thence with his West line N. 18° E. 195 feet to a stake; thence N. 72° W. 132 feet to a stake, thence South 18° W. 195 feet to the center of said Center or West Fifth Street; thence South 72° E. (in a line with the center of said street) 132 feet to the place of beginning, containing 94 poles, more or less.

Excepting therefrom the following described real estate; Commencing at a stake in the North Margin of West Fifth Street and the Southeast corner to Mary Carr's lot, thence with the E. line of said Carr's lot North 18° E. 162 feet to the D. L. Langbrake Addition to the Village of Mansville; thence easterly with the line of said Addition 56 feet to a stake; thence South 18° W. 162 feet to the North margin of said Fifth Street; thence westerly with the North margin of said West Fifth Street 56 feet to the place of beginning.

Containing 2/100 acres, more or less. Being the same premises conveyed by Elizabeth M. and J. D. Wood to Phoebe A. Hurst July 1, 1924, and recorded in Vol. 130, Page 31, Union County Records of Deeds.

Tract 2: Being all of lot No. 634 and a strip of land 1.41 feet wide, off of lot No. 635 in the Village of Mansville, Ohio.

Tract 3: Situated in the State of Ohio, County of Logan and Township of Harrison, and bounded and described as follows:

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Journal
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Wood, Deceased.
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Transfer of Real Estate.
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Village of Mansville;
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Being the same
D. Wood to,
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Deeds.

and a strip
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County of Logan
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13872 Tract being lot N. eight hundred and fifty-two (852) in McBeth Addition to the incorporate village of Bellefontaine, Ohio, as the same is known and designated on its recorded plat of said additions.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

J. D. Wood - Mansville, Ohio - Widower - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

J. D. Wood.

The State of Ohio, Union County.

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

J. D. Wood.

Sworn to before me and signed in my presence, this 29th day of May, 1939.

William S. Hoopes Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of the Estate of May 29-1939 Elizabeth March Wood, Deceased. Authority to Transfer Real Estate. This day came J. D. Wood, Executor of the estate of Elizabeth March Wood, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Elizabeth March Wood, a resident of Mansville, in said County, died testate on May 18, 1939, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on May 25, 1939, admitted to probate on May 25, 1939, and recorded in Vol. 51, Page 96, of the Record of Wills in said County, and that on the 26th day of May, 1939, J. D. Wood was duly appointed and qualified

13872

Executors of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

J. D. Wood - Marysville, Ohio - Widower - all.
And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13874
Filed
Aug. 22-1939.

In the Matter of the Estate of Mary J. Chapman, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 13874.
Mary J. Chapman, Deceased. Application for Transfer of Real Estate.
Now comes Clarence E. Wiley, and represents to the Court that Mary J. Chapman, a resident of Marysville, in said County, died intestate on the 28th day of May, 1939, and that on the 1st day of June, 1939, Clarence E. Wiley was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of her death.

Tract 1: Situated in the State of Ohio, County of Union and Township of Washington, being part of Survey No. 14639, and being an undivided two-thirds interest in the following described real estate:

Beginning in the center of the Meade Gravel Road, at the Northwest corner of the Dover track, as set off, witness a stake stands N. 83° E. 19 feet; thence North 83° West 123.11 poles to a stake with three facks; thence South 7° East 35 poles to a stake with three facks in the Southeast corner of said Dover track; thence North 83° East 62.70 poles to the Southeast corner of the land of J. H. Chapman, deceased, witness a black Ash Stump; thence North 7 1/2° West 58.16 poles to a stake with three facks; thence South 83° West 184.46 poles to the center

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v- all. estate is as appearing to the as been fully hereby ordered from the duplicate treated, to the tificate for the with the de- be filed with record, as provided Probate Judge.

Chapman, Deceased, Real Estate, County, Ohio.

Transfer of Real Estate. presents to the of Marysville, in th. day of May, 1939, Florence, ified as Admis-

parcel of real decedent at County of Union of Supply Co. birds interest

Gravel Road, at as set off, int- fence North 83° ace; thence three hicks in ; thence North mer of the lands Black Ash Stump; stake with three es to the center

13874

of the Mc Peck Gravel Road, witness a stake with three hicks stands North 83° East 24 feet; thence with the center of said Gravel Road South 7° East 23.34 poles to the beginning, containing 40.40 acres more or less.

Tract 2: Situated in the State of Ohio, County of Union and Township of Washington, and a part of Survey No. 14689 and being an undivided eleven-sixteenth interest in the following described real estate:

Beginning in the center of the Mc Peck Gravel Road and at the Southwest corner of the lands of J. H. Chapman, deceased; thence with the South line of said lands North 83° East 123.11 poles to a stake with three hicks; thence North 7° West 35 poles to a stake with three hicks; thence South 83° West 123.11 poles to the center of the Mc Peck Gravel Road, witness a stake stands North 83° East 19 feet; thence with the center of said Gravel Road South 7° East 35 poles to the beginning.

Containing 26.93 acres.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of real estate passed by descent or devise. Mrs. A. D. Campbell - R. 1, Donia, Iowa - Niece - 1/3 Tract 1 - 11/32 Tract 2. George H. Campbell - Nevada, Iowa - Nephew - 1/3 Tract 1 - 11/32 Tract 2.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, and that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed, before filing this application, have been fully complied with by her.

Wherefore she prays, for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Florence E. Wiley - Adm.

The State of Ohio, Union County.

Florence E. Wiley being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Florence E. Wiley - Adm.

Sworn to before me and signed in my presence, this 19th day of August, 1939.

Guyton Sanders - Notary Public.

[Handwritten signature]

13874
Journal
Entry.

Journal Entry.

Probate Court, Union County, Ohio.

August 22-1939.

In the Matter of The Estate of Mary J. Chapman, Deceased. Authority to Transfer Real Estate.

This day came Florence E. Wiley, Administratrix of the estate of Mary J. Chapman, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary J. Chapman, a resident of Mansville, in said County, died intestate on May 28, 1939, and that on the 1st day of June, 1939, Florence E. Wiley was duly appointed and qualified Administratrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Mrs. A. D. Campbell - R. 1, Iowa, Iowa - Niece - 1/3 Tract 1 - 11/32 Tract 2.
George H. Campbell - Nevada, Iowa - Nephew - 1/3 Tract 1 - 11/32 Tract 2.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13898
Filed
Aug. 30-1939.

In the Matter of The Estate of Ella B. Stulte, Deceased. Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

No. 13898.

In the Matter of The Estate of Ella B. Stulte, Deceased. Application for Transfer of Real Estate.

Now comes Clarence B. Laird, and represents to the Court, that Ella B. Stulte, a resident of Keesburg in said County, died intestate on the 12th day of July, 1939, and that on the 17th day of July, 1939, Clarence B. Laird was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

13898

Situate Township the same and also described Tract NW of Sec. of the S. with said thence S. West line thence with a large land; the poles to place of which No. 6033 Survey of 1939 the center corner of now S. 8' 15' to a tra S. 85° Sandusky thence up place of and Ober Gunningham husband, recorded County of Dupofa is a residence a passing, passed Name Minnie Merle H. Donoran Ruth M. Lathelle

13898

Situated in the State of Ohio, County of Union and Township of Peesburg, and being two tracts of land on the Sandusky Road about 13 miles north of Marysville and about 4 miles southwest of Richwood, bounded and described as follows:

Tract 1: Beginning at a stone at the southwest corner of E. D. Sidle's tract of 118.8 acres in the middle of the Sandusky Road, Beaver's northwest corner; thence with said road northerly 37.22 poles to an iron stake; thence S. 78 3/4° E. 145.45 poles to an iron stake in the West line of a tract of 70 3/4 acres owned by J. N. Johnson; thence with his West line S. 11° 10' W. 37.22 poles to a large post at the northeast corner of said Beaver's land; thence with two of his lines N. 80° 5' W. 100 1/2 poles to a stone and N. 75° 55' W. 47.7 poles to the place of beginning, containing 33.4 acres, more or less, of which 23 acres more or less are in V. M. Survey No. 6033 and 10.4 acres more or less are in V. M. Survey No. 1139.

Tract 2: Being in Survey No. 1139 and beginning in the center of the Sandusky Road at the southeast corner of a 60 acre tract, formerly owned by Hopkins, now Smith; thence with his line N. 85° W. 61-2/25 poles to a stake at his southwest corner; thence S. 8° 15' W. 34 poles to a stake, northwest corner to a tract of 7 acres owned by Joseph Woods; thence S. 85° E. 57 poles 21 links to the middle of said Sandusky Road, northeast corner to said 7 acre tract; thence with said road N. 12° 30' E. 34 poles to the place of beginning, containing 13 acres, more or less, and being the same premises conveyed by Martha Gunninghame, widow to Rumpen Stulte and Ella Stulte, husband and wife, by deed dated October 31, 1922, recorded in Vol. of Deeds No. 127, page 114, Union County Record of Deeds.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and direct passing, to whom each such parcel of real estate passed by descent or devise.

Names	Age	Place of Residence	Relationship	Portion Passed
Minnie Wilcox	over 21	Marysville, Ohio.	Sister	one-half.
Merle H. Laird	over 21	Columbus, Ohio.	Nephew	one-eighth.
Donovan E. Laird	over 21	Marysville, Ohio.	Nephew	one-eighth.
Ruth Trigon	over 21	Marysville, Ohio.	Niece	one-eighth.
Antelle Laird	over 21	San Bernardino, Cal.	Nephew	one-eighth.

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Your petitioner further represents that all known debts of decedent's estate have been paid, or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Clarence K. Laird.

The State of Ohio, Union County.

Clarence K. Laird being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Clarence K. Laird.

Sworn to before me and signed in my presence, this 28th day of August, 1939.

Ruth Hess - Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of the Estate of Ella B. Stulte, Deceased. August 30, 1939.

This day came Clarence K. Laird, Administrator of the estate of Ella B. Stulte, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Ella B. Stulte, a resident of Mansville, in said County, died intestate on July 12th, 1939, and that on the 17th day of July, 1939, Clarence K. Laird was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Minnie Wilcox	over 21	Mansville, Ohio	Sister	one-half.
Merle H. Laird	over 21	Columbus, Ohio	Nephew	one-eighth.
Douglas C. Laird	over 21	Mansville, Ohio	Nephew	one-eighth.
Ruth Huss	over 21	Mansville, Ohio	Niece	one-eighth.
Luttrille Laird	over 21	San Bernardino, Cal.	Nephew	one-eighth.

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Aug. 27-1939.

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... says that ... are true Laird. presence, this Notary Public.

... Real Estate ... administrator of the ... his directing the ... said decedent, ... day of July, ... said decedent; the following ... residence ... passing, ... passed by

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And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

13900
Filed
Aug. 24-1939.

In the Matter of The Estate of Ida Mae Garvin, Deceased.
Application for Certificate of Transfer.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13900.
Ida Mae Garvin, Deceased. Application.
To the Probate Court of said County:
Your applicant represents that he was on the 20th. day of July, 1939, duly appointed and qualified Administrator of the estate of Ida Mae Garvin, deceased, whose place of residence at the time of death was Liberty Township, Union County, Ohio; that decedent died intestate on the 17th day of June, 1939; and that said decedent, at the time of her death, owned the following described parcels of real estate situated in the State of Ohio, and County of Union as indicated:

Tract No. 1 - The following described real estate, situated in the County of Union, in the State of Ohio, and in the Township of Liberty, and bounded and described as follows: Being part of Virginia Military Survey No. 3480 as patented to John Mc Laird. Beginning at a stone in the South-west corner of David Argo's land; thence N. 82 deg. 50' W. 70 poles to two beeches; thence N. 7 deg. 10' E. 35 poles to a stone corner to Nelson Harrington's land; thence S. 82 deg. 50' E. 70 poles to a stone corner to Nelson Harrington's land; thence S. 7 deg. 10' W. 35 poles to the place of beginning, containing 15 acres of land, more or less.

Also, the following described real property situated in the Township of Liberty, County of Union, State of Ohio, and being a part of the Virginia Military Survey No. 12472, and bounded and described as follows: Beginning at an iron pipe and stone in the North line of Survey No. 12472, a S. E. corner to E. M. Garvin's, 50.38 acre tract, and S. W. corner to a 15 acre tract in Survey No. 3480, a part of the James O'Brien lands; thence S. 10 deg. 00' W. 33.14 poles to an iron pipe, N. E.

13900

course to a 28 acre tract; thence with the north line of the 28 acre tract N. 78 deg. 37' W. 23.64 poles to a stake, S. E. corner to W. H. Jolliff's 20.58 acre tract; thence with the East line of said Jolliff's tract and the East line of C. H. Garvin's 50.88 acre tract N. 11 deg. 35' E. 33.75 poles to a stake, passing an elm, S. E. corner to said 50.88 acre tract, at 26.36 poles; thence S. 77 deg. 08' E. 22.70 poles to the place of beginning, containing 4.84 acres more or less.

Tract No. 2 - The following real estate, situated in the County of Union, in the State of Ohio, and in the Township of Liberty and bounded and described as follows: In Military Survey 3480 and 12472 and bounded and described as follows to-wit: Beginning at a stake in the center of free pike in the west line of said Survey No. 3480 and Southwest corner to school house lot; thence south 77 degrees, east 140.6 poles to a stone corner in the west line of David Harringtons land; thence south 11-3/4 deg. West 51.6 poles to a stone corner in the south line of said Survey No. 3480; thence with said survey line north 77 deg. west 22.5 poles to a stone northwest corner to James Brian's land; thence south 11-3/4 deg. west 7.34 poles to an elm tree northeast corner to W. C. Shirk's land; thence north 77 deg. west 119.20 poles, to an iron stake in center of pike; thence north 13 deg. east 58.9 poles (passing the southwest corner of Survey No. 3480 at 7.34 poles) to the place of beginning, containing 50.4 acres of land more or less (44.90 acres being in Survey No. 3480, and 5.48 acres being in Survey No. 12472) Also: Situated in the aforesaid County, Township and State: Situated on the waters of Mill Creek land in Virginia Military Survey No. 12388 and 12401 and bounded and described as follows: Beginning at a stake in the center of pike and northeast corner to 20 acres of land owned by Isaac Shirk; thence north 8 1/2 deg. west 16 rods to a stone; thence 16 deg. East 10 rods to a stone 8 1/2 deg. east 16 rods to a stone; thence south 10 1/4 deg. west 10 rods to the place of beginning, containing one (1) acre of land.

That upon the death of said decedent said real estate passed by the laws of intestate succession, to the following persons:

Name	Age Years	Address	Relationship to Decedent	Interest in such Parcel of Real Estate
C. H. Garvin	57	East Liberty, Ohio, P.O.	Husband	one-half
Roberta W. Hayes	37	Bellefontaine, Ohio	Daughter	one-half

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Township	Interest in such
Liberty	one-half
Union	one-half

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Your applicant further represents that all known debts
 of this decedent's estate have been paid or secured to be
 paid - there are sufficient other assets in hand to
 complete the payment of all known debts of said decedent's
 estate.

Your applicant, therefore, requests the Court to order
 and transmit a Certificate of Transfer to the County
 Recorder of Union County, Ohio, where the real estate
 so passing is situated.

The State of Ohio, Logan County, ss.
 C. W. Garvin, being duly sworn says that he believes
 the facts stated in the foregoing application to be true.

Sworn to before me and signed in my presence, this
 19th day of August, 1939.

H. H. Newell,
 Justice of the Peace,
 Logan County, Ohio.

Journal Entry.

Journal Entry - Order to Transmit Certificate of Transfer.
 Probate Court, Union County, Ohio.

In the Matter of The Estate of Ida Mae Garvin, Deceased. No. 13900 - August 24-1939.
 This day came C. W. Garvin, Administrator of the Estate
 of Ida Mae Garvin, deceased, and filed his application,
 duly verified for an order directing the transfer of real
 estate therein described, and belonging to the above named
 decedent.

The Court being satisfied that the statements in said
 application are true; that said decedent, at the time
 of her death, owned the following described parcels of real
 estate situated in the State of Ohio and County of
 Union as indicated:

Parcel No. 1. The following described real estate, sit-
 uated in the County of Union, in the State of Ohio, and
 in the Township of Liberty, and bounded and described
 as follows: Being part of Virginia Military Survey No.
 3480, as patented to John McRae, Beginning at
 a stone in the Southwest corner of David Jago's land;
 thence N. 82 deg. 50' W. 70 poles to two beeches; thence
 N. 7 deg. 10' E. 35 poles to a stone corner to Nelson
 Harrington's land, thence S. 82 deg. 50' E. 70 poles to
 a stone corner to Nelson Harrington's land; thence S.
 7 deg. 10' W. 35 poles to the place of beginning, containing
 15 acres of land, more or less.

Also, the following described real property situated in
 the Township of Liberty, County of Union, State of Ohio,
 and being all part of the Virginia Military Survey

13900

No. 12472, and bounded and described as follows: Beginning at an iron pipe and stone in the north line of Survey No. 12472, a S. E. corner to E. M. Garvin's 50.38 acre tract, and S. W. corner to a 15 acre tract in Survey No. 3480, a part of the James O'Brien lands; thence S. 10 deg. 00' W. 33.14 poles to an iron pipe, N. E. corner to a 28 acre tract; thence with the north line of the 28 acre tract N. 73 deg. 37' W. 23.64 poles to a stake, S. E. corner to W. H. Jolliff's 20.53 acre tract; thence with the east line of said Jolliff's tract and the east line of E. M. Garvin's 50.38 acre tract N. 11 deg. 35' E. 33.75 poles to a stake, passing an elm, S. E. corner to said 50.38 acre tract, at 26.36 poles; thence S. 77 deg. 08' E. 22.70 poles to the place of beginning, containing 4.84 acres, more or less.

Parcel No. 2: The following real estate, situated in the County of Union, in the State of Ohio, and in the Township of Liberty and bounded and described as follows: In Military Surveys 3480 and 12472 and bounded and described as follows, to-wit: Beginning at a stake in the center of free pike in the west line of said Survey No. 3480 and southwest corner to school house lot; thence south 77 degrees, east 140.6 poles to a stone corner in the west line of David Harrington's land; thence south 11-3/4 deg. West 51.6 poles to a stone corner in the south line of said Survey No. 3480; thence with said survey line north 77 deg. west 22.5 poles to a stone northwest corner to James O'Brien's land; thence south 11-3/4 deg. west 7.34 poles to an elm tree northeast corner to W. C. Shirk's land; thence north 77 deg. west 119.20 poles to an iron stake in center of pike; thence north 13 deg. east 58.9 poles (passing the southwest corner of Survey No. 3480 at 7.34 poles) to the place of beginning, containing 50.4 acres of land more or less (44.90 acres being in Survey No. 3480 and 5.48 acres being in Survey No. 12472) Also: Situated in the aforesaid County, Township and State: Situated on the waters of Mill Creek and in Virginia Military Survey No. 12388 and 12401 and bounded and described as follows: Beginning at a stake in the center of pike and northeast corner to 20 acres of land owned by Isaac Shirk; thence north 8 1/2 deg. west 16 rods to a stone; thence 16 deg. East 10 rods to a stone 8 1/2 deg. east 16 rods to a stone; thence south 10 1/4 deg. west 10 rods to the place of beginning, containing one (1) acre of land.

That upon the death of said decedent said real estate passed by the laws of intestate succession, to the following persons:

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In the Matter of
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Name	Age	Address	Relationship to Decedent	Interest in Such Property or Real Estate
C. M. Harris	58	East Liberty, Ohio, R.F.D.	Husband	one-half.
Roberta H. Hayes	37	Bellefontaine, Ohio	Daughter	one-half.

And it appearing to the satisfaction of the Court that said applicant has fully complied with all provisions of the law, it is ordered that said real estate be transferred upon the Duplicate of the County where situated to the persons named herein, as their interests appear, and that a certificate of this order be filed with the Register of the proper County, for record, as provided by law.

L. W. Hayes - Probate Judge.

U. H.

13924
Filed
Sept. 2, 1939

In the Matter of The Last Will and Testament of Peter B. Welch, Deceased.
Application for Probate of Will.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Peter B. Welch, Deceased. application for Probate of Will.
to the Probate Court of said County;

Your applicant respectfully represents that Peter B. Welch, late a resident of the Township of Kusbung, in said County, died on or about the 29th day of August, 1939, leaving an instrument in writing, hereunto produced, purporting to be his last will; that the said Peter B. Welch died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
George H. Welch	over 21	Son	430 S. 22nd. St., Columbus, O.
Charles W. Welch	over 21	Son	84 N. 20th. St., Columbus, O.
Alba R. La France	over 21	Daughter	6091 Cleveland Ave., Col., O.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are persons to be residents of this State, may be notified according to law of the presentation of the said will for probate.

George H. Welch - Applicant. Ohio.
Residence - 430 S. 22nd. St., Columbus,

The State of Ohio, Union County.

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

George H. Welch

Oath.

Sworn to before me and signed in my presence, this 2nd day of September, 1939.

Guyon Sanders - Notary Public.

13924

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Peter B. Welch, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, next of kin of Peter B. Welch, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

George H. Welch
Charles W. Welch
Alba R. Wallace

Dated this 2nd day of September, 1939.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Peter B. Welch, Deceased. September 2-1939 - Journal Entry on Presentation of Will for Probate.

Journal Entry.

An application, having been this day presented to the Court by George H. Welch, praying that an instrument in writing purporting to be the last will and testament of Peter B. Welch, deceased, be admitted to probate;

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 2 day of Sept. 1939, at 10 o'clock A.M. in R. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Peter B. Welch, Deceased. No. 13924.

Testimony of Witnesses.

Personally appeared in open Court Fred Gabriel and J. C. Hartshorn, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the Last Will and Testament of Peter B. Welch, deceased, depose and say; We were present at the execution of the instrument of writing now before us, dated February 21, 1934, purporting to be the last Will and Testament of Peter B. Welch, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Peter B. Welch at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses.

Sworn to before me and signed in my presence by said witnesses in open Court, this 2nd day of September, 1939.

Fred Gabriel
Marysville, Ohio.
J. C. Hartshorn
Marysville, Ohio.

R. W. Hazen
Probate Judge.

13924

In the Matter of the Will of Peter B. Welch, Deceased. Union County, Ohio. I, Peter B. Welch, deceased, hereby make my Last Will and Testament.

First - I give, devise and bequeath all and singular the real and personal estate which I own at the time of my decease to my daughter Margaret Welch, sum of \$1000.00.

Second - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Third - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Fourth - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Fifth - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Sixth - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Seventh - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Eighth - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Ninth - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Tenth - I give, devise and bequeath the sum of \$500.00 to my daughter Margaret Welch, sum of \$500.00.

Witness my hand and seal this 21st day of September, 1939.

Fred Gabriel
J. C. Hartshorn

Last Will and Testament.

13924

Last Will and Testament.

In the Name of The Benevolent Father of All, Amen: I, Peter B. Welch, of the Township of Kearsburg, 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 Testament by me made heretofore.

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

Second - I give, devise and bequeath to Alba R. La France my daughter, the sum of \$1200.00 for the purpose of evening up with my two sons on lots given to them and to Margaret Welch wife of my son Charles W. Welch the sum of \$100.00 for services rendered in the last sickness of my wife, Frances D. Welch.

Third - The residue of my estate both real and personal, I desire that my children, George H. Welch, Charles W. Welch and Alba R. La France share in equal portions.

Fourth - If any of the beneficiaries of this Will cause trouble in the division of my estate or go to law in any matter of settlement, it is my will that they have no share in my estate.

Fifth - I hereby nominate and appoint my son George H. Welch, as Executor of this my Last Will and Testament. If not satisfactory to George H. Welch, I desire that my other heirs select an Executor.

Sixth: If any of my heirs should be indebted to me at my death, I desire the debt to be considered, so that an equal distribution of my estate may be made.

In Testimony Whereof, I have set my hand to this my Last Will and Testament, at Marysville, Ohio, this 21st day of February 1934 in the year of our Lord, One Thousand Nine Hundred and Thirty - Four.

Peter B. Welch.

The foregoing Instrument was signed by the said Peter B. Welch in our presence and by him published and declared as and for his Last Will and Testament, and at his request, and in our presence, and in the presence of each other, we hereunto, we hereunto subscribe our Names as Attesting Witnesses, at Marysville, Ohio, this 21 day of February 1934.

Frederick Gabriel, resides at Marysville, Ohio.
J. C. Hartshorn, resides at Marysville, Ohio.

Last Will and Testament.

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... funeral Expenses Will for Probate. to the Court of in writing of Peter B.

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... Gabriel and to testify the truth, in and testament; We were of writing ... to be Welch, deceased; and in his thereto as ator sign said at the time and of sound restraint.

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Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of Peter B. Welch, Deceased.

September 2-1939.

When Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of George H. Welch to admit to probate and record the Will of Peter B. Welch deceased, late of the Township of Leesburg in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate and Record.

And Fred Gabriel and J. C. Hartshorn, 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 Peter B. Welch deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13926

Filed

Sept. 13-1939.

In the Matter of The Last Will and Testament of Clara W. Mory, Deceased. Application for Probate of Will.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Clara W. Mory, Deceased.

Application for Probate of Will.

To the Probate Court of said County:

Your applicant respectfully represents that Clara W. Mory, late a resident of the Village of Mansville, in said County, died on or about the 12 day of July, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Clara W. Mory died leaving the following named persons as her only next of kin, to-wit:

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W. H. H. H.

Dana W. John H. H.

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Name	Age	Degree of Kinship	P. O. Address
Dana W. Morey		Son	Marysville, Ohio.
John Henry Morey		Grandson	Marysville, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Dana W. Morey - Applicant,
Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

Oath

Dana W. Morey.

Sworn to before me and signed in my presence, this 13 day of September, 1939.

L. W. Hazen - Probate Judge.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Clara W. Morey, Deceased, of Last Will and Testament.

Waiver of Notice

We, the undersigned, next of kin of Clara W. Morey, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Dana W. Morey,
John Henry Morey.

Dated this 13 day of September, 1939.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Clara W. Morey, Deceased, on presentation of Will for Probate.

Journal Entry

An application having been this day presented to the Court by Dana W. Morey praying that an instrument in writing purporting to be the last will and testament of Clara W. Morey, deceased, be admitted to probate.

It is ordered that 1 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix, known to be resident of the state, and that a hearing on said application will be had on the 13 day of September, 1939, at 10 o'clock, A. M.

L. W. Hazen - Probate Judge.

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Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Clara W. Morey, Deceased. No. 13926.

Testimony of Witnesses.

Personally appeared in open Court 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 Clara W. Morey, deceased, depose and say: I was present at the execution of the instrument of writing now before us, dated July 22, 1935, purporting to be the last Will and Testament of Clara W. Morey, deceased; that I, at the request of said testatrix and in her presence, respectively subscribed my name thereto as witness; and that said Clara W. Morey at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses.

Sworn to before me and signed in my presence by said witnesses in open Court, this 13th day of September, 1939. William J. Porter, Mansfield, Ohio.

L. W. Hazen, Probate Judge.

Proof of Signature of Witness to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Clara W. Morey, Deceased. No. 13926.

Testimony.

Personally appeared in open Court Carrie W. Houbek and William J. Porter who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Clara W. Morey deceased; depose and say; that Edward W. Porter whose name appears as one of the subscribing witnesses to the last Will of Clara W. Morey, deceased, hereunto annexed, has, since the date of said Will, July 22nd, A. D. 1935, died; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Edward W. 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.

Proof of Signature of Witness to Will.

Carrie W. Houbek. William J. Porter.

Sworn to before me and signed in my presence, in open Court, this 13th day of Sept. 1939.

L. W. Hazen - Probate Judge.

L. W. Hazen

13926

I, Clara W. Morey, do make, execute, ratify, confirm, and intend the following to be my last Will and Testament, to wit: First -

My personal and real estate, and all my other property, I give, devise and bequeath to my son, John H. Morey, absolutely.

Second - My personal and real estate, and all my other property, I give, devise and bequeath to my daughter, Harriett Morey, absolutely.

Third - My personal and real estate, and all my other property, I give, devise and bequeath to my son, John H. Morey, absolutely.

Fourth - My personal and real estate, and all my other property, I give, devise and bequeath to my daughter, Harriett Morey, absolutely.

Fifth - My personal and real estate, and all my other property, I give, devise and bequeath to my son, John H. Morey, absolutely.

Sixth - My personal and real estate, and all my other property, I give, devise and bequeath to my daughter, Harriett Morey, absolutely.

Seventh - My personal and real estate, and all my other property, I give, devise and bequeath to my son, John H. Morey, absolutely.

Eighth - My personal and real estate, and all my other property, I give, devise and bequeath to my daughter, Harriett Morey, absolutely.

Ninth - My personal and real estate, and all my other property, I give, devise and bequeath to my son, John H. Morey, absolutely.

Last Will and Testament.

18926

Last Will and Testament.

I, Clara W. Morey, of the Village of Marysville, County of Union and State of Ohio, being of sound mind and memory, do make, publish and declare this my Last Will and Testament, hereby revoking and making null and void all former Wills by me heretofore made.

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 son, Daus W. Morey, and to my grandson, John Henry Morey, my old home-place and residence, situated at 246 Wick Sixth Street, in said Marysville, Ohio, together with all personal property contained therein, except my clothing hereinafter disposed of, including all household goods, to be theirs absolutely and in fee-simple, in equal shares, share and share alike.

Third: - I Give, Devise and Bequeath to my said grandson, John Henry Morey, my farm of one hundred and sixty (160) acres, located in Union Township, Union County, Ohio, absolutely and in fee simple, on condition that he is not to sell it, until he is twenty-seven (27) years of age.

Fourth: - I Give, and Bequeath to my said grandson, John Henry Morey, my Hunter's case gold watch, to be his absolutely.

Fifth: - I Give, Devise and Bequeath to the First Congregational Church, of Marysville, Ohio, the sum of two hundred (\$200) Dollars, to be used in the interest thereof, and by the proper officials thereof, as to them seems best.

Sixth: - I Give and Bequeath to the Missionary Society of the Congregational Church, and to the King's Daughters, thereof, my clothing of whatsoever nature, and in such portions to each, as in the judgment of Mrs. Harriett L. Hazen and Mrs. Ruth Scott, seems best, the portion going to the Missionary Society to be put into the barrel sent annually to the south by said Society.

Seventh: - It is my wish and will, and I do hereby direct, that all the rest and residue of my estate, be the same real, personal, or mixed, and wherever situated, be divided equally between my son, Daus W. Morey, and my said grandson, John Henry Morey, in equal shares, share and share alike.

Eighth: - I do hereby nominate my said son, Daus W. Morey, as Executor of this my Last Will and Testament, and to serve without bond.

In Testimony Whereof, I have set my hand to this, my Last Will and Testament, at Marysville, Ohio, this 22nd day of July in the year of our Lord One Thousand Nine Hundred and Thirty-Five.
Clara W. Morey.

Last Will and Testament.

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The foregoing instrument was signed at the end thereof by the said Clara A. Mory in our presence and we heard her acknowledge the same as her Last Will and Testament, and at her request and in her presence, and in the presence of each other, we herunto respectively subscribe our names as attesting witnesses, at Marysville, Ohio, this 22nd day of July, 1935.

Edward W. Porter, resides at Marysville, Ohio.

William J. Porter, resides at Marysville, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

Re the Matter of the Will of Clara W. Mory, Deceased. September 13-1939.

Order Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of Dora W. Mory to admit to probate and record the Will of Clara W. Mory deceased, late of the Village of Marysville in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no spouse; next of kin have waived notice and given consent to the probate of said Will.

Order Admitting to Probate and Record

And William J. Porter, the subscribing witness to said Will, and Carrie W. Hornbeck and William J. Porter 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 Clara W. Mory deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

18867

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Sept. 9-1939.

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In the Matter of Jeff Wilgus and Mary J. Wilgus that Jeff Wilgus did testate and testatrix, Ohio, on or about 1939, and of said Mary J. Wilgus, Executrix of the estate, time of her death of Union, Ohio, and 298

Beginning in the center; to of said section with the corner 8 west 1; #2984; the west corner 108.4 pole 39 east 81.75 west these nor using contour upon or

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In the Matter of the Estate of Jeff Wilgus, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

No. 18867.
In the Matter of the Estate of Jeff Wilgus, Deceased. Application for Transfer of Real Estate
Now comes Mary J. Wilgus, and represents to the Court that Jeff Wilgus, a resident of York Township in said County, did testate on the 10th. day of May, 1939, that the last Will and Testament was filed in the Probate Court of Union County, Ohio, on May 22nd, 1939, admitted to probate on May 25th, 1939, and recorded in Volume X, Page 26 of the Record of Wills of said County; and that on the 29th. day of May, 1939, Mary J. Wilgus, was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death. Situated in the State of Ohio, County of Union, and Township of York, Survey Nos. 3235, 3236 and 2984, and bounded and described as follows:

Beginning at a stone N. W. corner to survey 2984, and in the center road leading from West Mansfield, to York Center; thence S. 82 1/2 East 3.73 poles, with the center of said road, to a stake; thence North 83 1/4 east 60 poles with the center of said road to a stake; thence south 8 west 17.4 poles to a stake in the north line of survey #2984; thence south 82 east 31.2 poles to a stake north west corner to Amos Ballinger land; thence south 940' west 108.4 poles to a stone from which a beach bears north 39 east 32 links distance to a stone; thence north 81.75 west 92.84 poles in the east line of a road; thence north 9 40' east 108 poles to the place of beginning containing sixty six acres of land to be the same, more or less.

Also the following part of Lot No. 5 of the sub-division of Survey No. 3235 and 3236.

Beginning at a stake in the westerly line of said Lot No. 5 in the center of the York Center and Bethel gravel road; thence with the said line south 10 1/2 west 32.48 poles to a stake in the line connecting the westerly with the south easterly corner of said survey No. 3235 as said corners are, at this date, April 1882 marked and held to; thence with said line south 74 east 31.39 poles to a stake in said line; thence north 10.75 east 39.40 poles to a stake in the center of said York Center and Bethel gravel road; thence with the center of said road south 86 west 32.72 poles to the place of beginning containing seven acres and twenty eight poles of land, to be the same more or less.

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Excepting therefrom a tract of Twenty Two acres sold to W. W. Kerue from the south side of the portion first described. Bounded and described as follows: Beginning at a post in the west line of Survey No. 2984 said post being in the east line of a road and marked the N. W. corner of a 17.8 acre tract owned by W. W. Kerue; thence with said Kerue North line S. 79 deg. E. 92.87 poles to a stone in E. S. Skidmore's line; thence N. 12 deg. E. 37.87 poles to a stake; thence N. 79 deg. W. 93.3 poles to an iron pipe in the east line of above said road; thence S. 11 3/4 deg. W. 37.87 poles to the place of beginning, containing 22 acres of land.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and, interest passing, to whom each such parcel of real estate passed by descent or devise.

Mary J. Wilgus, - Age 58 - R. D. #1 - West Mansfield, W. - Widow - All.

Said petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Said petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Mary J. Wilgus.

The State of Ohio, Union County.

Mary J. Wilgus, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Mary J. Wilgus.

Sworn to before me and signed in my presence, this 7th day of September, 1939.

Wm. R. Cameron - Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Jeff Wilgus, Deceased. Authority to Transfer Real Estate.

This day came Mary J. Wilgus, Executrix of the estate of Jeff Wilgus, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

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It appearing to the Court that Jeff Wilgus, a resident of York Township, in said County, died testate on May 10th, 1939, that the last Will and Testament was filed in the Probate Court of Union County, Ohio, on May 22nd, 1939, admitted to probate on May 25th, 1939, and recorded in Volume X, Page 26 of the Record of Wills in said County, and that on the 29th day of May, 1939, Mary J. Wilgus was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom, each such parcel of Real Estate passed by descent or devise.

Mary J. Wilgus - Age 58 - R. D. #1, West Mansfield, W. - Widow - All.
 And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein, and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
 L. W. Hagen - Probate Judge.

13877
 Filed
 Sept. 11-1939.

In the Matter of The Estate of Marion W. Fry, Deceased.
 In the Probate Court, Union County, Ohio.

In the Matter of The Estate of Marion W. Fry, Deceased, No. 13877.
 Application for transfer of Real Estate.
 Now comes Allie Fry, and represents to the Court that Marion W. Fry, a resident of Jerome Township, in said County, died intestate on the 25th day of May, 1939, and that on the 7th day of June, 1939, the said Allie Fry was duly appointed and qualified as Administratrix of the estate of the said decedent.

That the said decedent at the time of his death owned the following described real estate, to-wit:

First tract: - Situated in the City of Columbus, County of Franklin, and State of Ohio, and being the undivided 1/5 interest in the following, to-wit:
 Being Lot Number 329 of Rosemary East Subdivision, as the same is numbered and delineated upon the recorded plat thereof of record in Plat Book 18, Page 3, Recorder's Office, Franklin County, Ohio.

13877

Second Tract:- Situated in the City of Columbus, County of Franklin, and State of Ohio, and being the undivided 1/2 interest in the following, to-wit:

Being Lot Number Twenty-six (26), of Marcia T. Westervelt's Corns Subdivision, as the said Lot is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 4, Page 420, Recorder's Office, Franklin County, Ohio.

Said Tract:- Situated in the City of Columbus, County of Franklin, and State of Ohio, and being the undivided 1/2 interest in the following, to-wit:

Being Lots Number Two Hundred Sixty (260), Two Hundred Sixty-one (261), and Ten (10) feet off the West side of Lot Number Two Hundred Sixty-two (262), of Crestview Addition, as said lots are numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 8, Pages 11-A and 11-B, Recorder's Office, Franklin County, Ohio.

Fourth Tract:- Situated in the Township of Jerome, County of Union, and State of Ohio, and a part of Survey No. 6595 and being the undivided 1/2 interest of the following, to-wit:

Beginning at the N. E. corner of said Survey; thence with the east line of said survey south 5° east 160 poles, more or less, to the southeast corner of said survey; thence with the south line of said survey south 84° west 83 poles, more or less, to the southeast corner of lands formerly owned by Henry Hudson in said survey; thence with the east line of said Hudson land north 5° west 160 poles, more or less, to his northeast corner in the north line of said survey; thence with the north line of said survey north 84° east 83 poles, more or less, to the beginning, containing 80 acres, more or less.

Excepting therefrom the following described tract of land conveyed by Luther S. Lane to the Board of Education of Jerome Township by Deed, dated June 20th, 1896, and recorded in Vol. 79, Page 449, Deed Records of Union County. Commencing at the N. W. corner of said Luther S. Lane's farm; thence with his west line south 8 poles and 11 1/2 feet to the center of the De Witt Branch Road; thence with the center of said road southeasterly 12 poles; thence north 15 poles to said Lane's north line; thence with his north line west 10 poles to the beginning, containing .75 of an acre, more or less.

That the said decedent died leaving the said Allie Fry, his widow and surviving spouse, and Beulah Irene Fry, his daughter, his only child and the only persons having the next estate of inheritance from the said decedent and that they inherited the following part or portions of said real estate, to-wit:

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First Tract.

Allie Fry, the 1/2 of said 1/5 of Tract 1 or the 1/10 of whole.
 Beulah Irene Fry, the 1/2 of said 1/5 of Tract 1 or the 1/10 of whole.

Second, Third, and Fourth Tracts.

Allie Fry, the 1/2 of said 1/2 of Tract 2, 3, and 4 or 1/4 of whole.
 Beulah Irene Fry, the 1/2 of said 1/2 of Tract 2, 3, and 4 or 1/4 of whole.

The said Allie Fry, as such administratrix, says that all the known debts of the decedent have been paid or secured to be paid.

That all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Wils L. Myers -
 Attorney for Administratrix.

State of Ohio, Union County, ss:

Allie Fry being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Sworn to before me and signed in my presence, this 31 day of July, 1939.
 Wils L. Myers - Notary Public.

Journal
 Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Marion W. Fry, Deceased. July 31 - 1939.
 Authority to Transfer Real Estate

This day came Allie Fry, Administratrix of the estate of Marion W. Fry, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Marion W. Fry, a resident of Jerome Township, in said County, died intestate on May 25, 1939, and that on the 7th day of June, 1939, Allie Fry was duly appointed and qualified Administratrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

First Tract.

Allie Fry - Age 50 - Plain City, Route #3 - Widow - 1/2 of 1/5 or 1/10. (total)
 Beulah Irene Fry - Age 19 - Plain City, Route #3 - Daughter - 1/2 of 1/5 or 1/10

Second, Third, and Fourth Tracts.

Allie Fry - Age 50 - Plain City, Route #3 - Widow - 1/2 of 1/2 or 1/4. (total)
 Beulah Irene Fry - Age 19 - Plain City, Route #3 - Daughter - 1/2 of 1/2 or 1/4

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and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge

13925

Filed
Sept. 19-1939.

In the Matter of the Estate of Peter B. Welch, Deceased,
Application for Transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13925.
Peter B. Welch, Deceased. Application for Transfer of Real Estate.

Now comes George H. Welch, and represents to the Court that Peter B. Welch, a resident of Plain City in said County, died testate on the 29th day of August, 1939, and that on the 2nd day of September, 1939, George H. Welch was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the State of Ohio, County of Union and Township of Jessburg, Part of Survey Nos. 5630 and 6510, and bounded and described as follows:

Beginning at a stone in the center of the Cotton Slash Road and in the northeast corner of a 1-41/100 acres triangular tract owned by George W. Welch; thence with the center of said road N. 62° E. 45-48/100 poles to a stone (intense a stone N. 73 1/2° W. 60/100 poles); thence with South line of P. B. Hildreth's land S. 78° 30' E. 15-66/100 poles to a stone at the northwest corner of Peter B. Welch's land as bounded by this conveyance; thence with the west line of said land S. 16° W. 78-80/100 poles to a stone in the South line of said Survey; thence with said Survey line S. 85° W. 47-48/100 poles to a stone at the Southeast corner of Elizabeth De Coers' et al land N. 11° 30' E. 61-12/100 poles to the beginning. Containing 21-60/100 acres, more or less.

Also another parcel of land, situated in said County, State and Township and Survey No. 5630, and bounded and described as follows:

Beginning in the center of the Cotton Slash Road at the Northwest corner of P. B. Welch's land; thence with the center of said road S. 62° W. 31 rods to a stone in the N. line of Joseph Briden's land; thence with the

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18925 lines of said land S. 79° E. 24 poles to a stone; thence N. 11 1/2° E. 19-20/100 poles to the place of beginning. Containing 1 acre and 64 rods.

Also the following described real estate, situated in the State of Ohio, County of Union and Township of Leesburg and bounded and described as follows:

Beginning at a stone and brick in the center of the Sandy road and in the east line of the Samuel Walters farm; thence with said line N. 12° E. 39 poles to a stake on the right bank of Boker Creek; thence continuing the same course to the center of said creek; thence up the center of said creek with the meanders thereof to the upper corner to the said Samuel Walters farm; thence with the west line of said farm S. 12° W. to a stake on the right bank of the creek; thence continuing with said line S. 12° W. 54.32 poles to a stone and brick in the center of said Sandy Road; thence with the center of said Road S. 76° E. 32 poles to a stake and S. 60° E. 33.20 poles to the beginning, containing 19 acres, more or less.

Also the following real estate, situated in the State of Ohio, County of Union and Township of Leesburg and in Survey 5630.

Beginning at a stone on a part of the S. line of Wm. Hildreth's pr. lot in the county road; and running thence S. 81 1/2° E. 104-78/100 poles on said line to a post at said Wm. Hildreth's S. E. corner; thence S. 8 1/2° W. 83-6/10 poles on the E. line of the Survey to Gilbert Hildreth's N. E. corner; thence N. 81 1/2° W. 111-113 poles on said Gilbert Hildreth's north line to the center of the aforesaid County Road; thence N. 13° E. along the center of said road to the place of beginning. Containing 56-75/100 acres, more or less.

Also, situated in the State of Ohio, County of Union, Township of Leesburg, and in V. M. Survey No. 5630 and bounded as follows: Being the S. E. Part of Survey No. 5630.

Beginning at a post on the S. line of said Survey and at the S. E. corner of A. Crider's lot & running N. 8° E. 89-86/100 poles with said Crider's East line to a post near a hickory & elm; thence N. 82° W. with said Crider's N. line to a burr oak, his N. W. corner; thence N. 8° E. 41-2/10 poles to a post near three ashes to a hickory S. W. corner to Marguis W. Hildreth's lot; thence S. 81 1/2° E. 104-1/10 poles with the line of said lot to a stone on a post in the County Road to a point of said corner within 16 poles and 36 links of the S. line of the survey as now claimed by the Bailey line; thence N. 81 1/2° W. 15-73/100 poles with said line to a post near two hickories, beech & cherry at the S. E. corner of the Survey; thence S. 81 1/2° W. with said line to the place of beginning.

13925

Containing 67 acres, and 151 poles, more or less. Excepting 26 1/2 acres sold to Chas W. Bell, 19 acres sold to Wm. Hall and 11 acres sold to Wilby Evans.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion	Parcel
George H. Welch	over 21	430 S. 22nd. St., Col. Co.	Son	one-third	
Charles W. Welch	over 21	34 N. 20th. St., Col. Co.	Son	one-third	
Alba R. La France	over 21	6091 Cleveland Ave., Columbus, Ohio	Daughter	one-third	

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

George H. Welch.

The State of Ohio, Union County.

George H. Welch, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

George H. Welch.

Sworn to before me and signed in my presence, this 19 day of September, 1939.

Lyman Sandus. Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio. In the Matter of The Estate of Peter B. Welch, Deceased. September, 1939. Authority to Transfer Real Estate.

This day came George H. Welch, Executor of the estate of Peter B. Welch, deceased, and filed herein this application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Peter B. Welch, a resident of Leesburg Township, in said County, died testate on August 29, 1939, and that on the 2nd day of September, 1939, George H. Welch was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to

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the decedent of Real Estate of Wm. Hall

George H. Charles W. Alba R.

And the Court that applicant; referred upon are situated certificate the decedent the Recorder

13931 Filed Sept. 20-1939

In the Matter of The Estate of Margaret T. 1. of the

Your late a died on or instrument last will; surviving only next

- Wm. Hall
- E. C. Goddard
- James P. ...
- Bernard F. ...
- Emmy J. ...
- Richard J. ...
- Catherine ...
- Anastasia ...
- Martha K. ...
- Blouance ...
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- Margaret ...
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- Chester ...
- Ralph ...
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Son	one-third	
Daughter	one-third	

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13925- the decedent and interest passing, to whom each such parcel of Real Estate, passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion	Parcel
George H. Welch	over 21	430 S. 22nd St., Col. U.	Son	one-third	
Charles W. Welch	over 21	34 N. 20th St., Col. U.	Son	one-third	
Alba R. La France	over 21	6091 Cleveland Ave., Columbus, Ohio	Daughter	one-third	

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named therein, and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

13931 In the Matter of The Last Will and Testament of Margaret H. Cody, Deceased.
Filed Application for Probate of Will.
Sept. 20-1939 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Margaret H. Cody, Deceased. Application for Probate of Will.
1. of the Probate Court of said County:

Your applicant respectfully represents that Margaret H. Cody, late a resident of the Village of Marysville, in said County, died on or about the 14th day of April 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Margaret H. Cody died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
E. C. Cody		Brother	Columbus, Ohio.
James M. Cody		Brother	Columbus, Ohio.
Bernard H. Cody		Brother	Castoria, Ohio.
Emory J. Cody		Brother	Terra Haute, Ind.
Richard J. Cody		Brother	Marysville, Ohio.
Catherine Mackean		Sister	Marysville, Ohio.
Anastasia Grigely		Sister	Marysville, Ohio.
Martha Kattenbach		Niece	Columbus, Ohio.
Blouise Cody		Niece	Columbus, Ohio.
Josephine Whitland		Niece	Columbus, Ohio.
Margaret Prentice		Niece	Columbus, Ohio.
Regina Price		Niece	Cleveland, Ohio.
Avalyn Gibson		Niece	Marysville, Ohio.
Chester Cody		Nephew	Columbus, Ohio.
Ralph Cody		Nephew	Hutchinson, Kans.
John Laird		Nephew	Plain City, Ohio.

13931

Blair A. Laird
William Lee

Nephew
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Johnston, Ohio,
Plain City, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Anastasia C. Krigshy - Applicant.
Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

Wath.

Sworn to before me and signed in my presence, this 20th day of September, 1939.

Anastasia C. Krigshy.
L. W. Hazen - Probate Judge.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Margaret H. Cody, Deceased. September 20, 1939. - Journal Entry

An application, having been this day presented to the Court by Anastasia Krigshy praying that an instrument in writing purporting to be the last will and testament of Margaret H. Cody, deceased, be admitted to probate: And it appearing to the Court that all the next of kin of the said testatrix, known to be residents of the State of Ohio, have received notice and consented to the admission of said will to probate. Therefore, it is ordered that a hearing on said application will be had on the 20th day of September, 1939, at 10 o'clock A.M.

L. W. Hazen - Probate Judge.

Waver, of Notice and Consent to Probate.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Margaret H. Cody, Deceased. Waver, of Notice and Consent to Probate.

We, the undersigned, next of kin of Margaret H. Cody deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate, forthwith.

Waver of Notice.

- Catherine C. Mackan - 614 E. 5th. St., Marysville, Ohio.
- Richard J. Cody - 221 N. Cherry St., Marysville, Ohio.
- Emmer J. Cody - 1228 So. Center St., Terr Haute, Ind.
- Evalyn Laird Gibson - 511 Ninth St., Marysville, Ohio.
- Martha Cody Kaltenbach - 259 E. Maynard Ave., Col. W.
- Chester W. Cody - 262 E. Maynard Ave., Col. W.

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Margaret H. Coby - 262 E. Maynard Ave., Col. W.

J. H. Coby - 189 E. Patterson Ave., Col. W.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County. Probate Court.

In the Matter of the Estate of Margaret H. Coby, Deceased. Waiver of Notice and Consent to Probate.

We, the undersigned, next of kin of Margaret H. Coby, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate, forthwith.

Margaret Laird Kreitzer - 1087 Stuber Ave., Columbus, W.

Josephine Laird Outland - 261 Eldon Ave., Columbus, W.

Walter A. Laird - Johnston, W.

Regina Laird Rice - 3742 W. 140th. St., Cleveland, W.

John J. Laird - Plain City, Ohio.

Edmond C. Coby - 1459 N. 4th. St. Col. W.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County. Probate Court.

In the Matter of the Estate of Margaret H. Coby, Deceased. Waiver of Notice and Consent to Probate.

We, the undersigned, next of kin of Margaret H. Coby, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate, forthwith.

B. H. Coby - Postonia, Ohio.

Dated Sept. 9th. 1939.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County. Probate Court.

In the Matter of the Estate of Margaret H. Coby, Deceased. Waiver of Notice and Consent to Probate.

We, the undersigned, next of kin of Margaret H. Coby, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate, forthwith.

Wm. D. Lee - Plain City, Ohio.

Dated August 22, 1939.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of No. 13931. Margaret H. Coby, Deceased. Testimony of Witnesses.

Personally appeared in open Court L. W. Shaw and Norman C. Boring 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 H. Coby, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated April 10th., 1934, purporting

13931

To be the last Will and Testament of Margaret H. Coady, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto, as witnesses; and that we saw said testatrix sign said instrument and that said Margaret H. Coady at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said L. W. Shaw witnesses in open Court, this Marysville, Ohio, 20th. day of September, 1939. Norman E. Brown, Probate Judge.

Last Will and Testament.

In the Name of The Benevolent, Father of All, I, Margaret H. Coady, of Marysville, Ohio, revoking and making void all other last wills made by me heretofore, do now hereby make and publish this, my last will and testament, to wit:

Item 1- It is my will that all my just debts and funeral expenses be paid.

Item 2- I direct that a marker be erected over my grave, costing not more than \$75.00.

Item 3- I direct my Executrix to give \$25.00 to the Pastor of the Catholic Church at Marysville, Ohio, for Masses for the deceased members of my father's family.

Item 4- All the rest and residue of my estate, real and personal, I give, devise and bequeath unto my sister, Anastasia Briggs, to her, her heirs and assigns forever.

Item 5- I nominate and appoint my said sister, Anastasia Briggs, to be the executrix of this, my last will and testament, and I direct that she be not required to give bond.

In testimony whereof, I have hereunto set my hand at Marysville, Ohio, this 10th. day of April, A. D. 1934. Margaret H. Coady.

Signed and acknowledged by the said Margaret H. Coady as and for her last will and testament, in our presence, and signed by us as witnesses at her request and in her presence and in the presence of each other, this 10th. day of April, A. D. 1934.

L. W. Shaw, residing at Marysville, Ohio. Norman E. Brown, residing at Marysville, Ohio.

Last Will and Testament.

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Order Admitting to Probate and Record.

Probate Court, Union County, W.

In the Matter of the Will of
Margaret H. Cody, Deceased.

September 20 - 1939.

This matter came on this day further to be heard, on the application of Anastasia C. Briggs to admit to probate and record the Will of Margaret H. Cody, deceased, late of the Village of Marysville, in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be residents of the State 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.

Order Admitting
to
Probate & Record.

And L. W. Shaw and Norman C. Brown, 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 Margaret H. Cody deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13782

Filed
Sept. 23 - 1939.

In the Matter of The Estate of Elmer E. Boerger, Deceased.

Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13782.

Elmer E. Boerger, Deceased. Application for Transfer of Real Estate.

Now comes Marie E. Boerger, and represented to the Court that Elmer E. Boerger, a resident of Darby Township in said County, died intestate on the 29th day of January, 1939, and that on the 8th day of February, 1939, Marie E. Boerger was duly appointed and qualified as administratrix of the estate of said decedent.

13782

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

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

Being part of Virginia Military Surveys Nos. 5124 and 7245 and bounded and described as beginning at a stone on the south bank of Big Darby Creek and N. E. corner of John W. Robinson's land; thence with said Robinson's east line S. 27° 30' W. 243 poles to a stone in the north line of the P. C. C. & St. L. R. R.; thence with said line S. 65° E. 41½ poles to a stone in said line; thence N. 23° 45' E. 233.40 poles to a stone in the south bank of Big Darby Creek; thence with said creek following low water mark N. 41° W. 4.30 poles, N. 36° 15' W. 17 poles, N. 69° 45' W. 6 poles to the place of beginning, containing fifty acres of land.

Also the following described tract in same County, State and Township, and Surveys, and bounded and described as beginning in the center of Big Darby Creek, N. W. corner to Elijah Mitchell's lands (witness a stone and brick in line on bank of creek; thence with said Mitchell's lands S. 27½° W. 243 poles to a stone and pieces of brick 50 feet at right angles with the center of the P. C. C. & St. L. R. R.; thence parallel with the railroad and fifty feet from the center of the track thereof N. 65½° W. 47 poles to a stone and brick; thence N. 18° E. 163 poles to a brick in the center of the Milford and Unionville gravel road; thence N. 9° E. 35 poles to Big Darby Creek; thence down said creek with the meanderings thereof to the place of beginning, containing outside of low water mark of said creek eighty and three fourths acres.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Marie E. Boerger	41	Darby Township, Union County	Widow	One-half
Emerson M. Boerger	17	Darby Township, Union County	Son	One-half

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Marie E. Boerger.

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The State of Ohio, Union County.

Marie E. Boerger, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Marie E. Boerger.

Sworn to before me and signed in my presence, this 10th day of August, 1939.

Seal

Wm. R. Cameron - Notary Public.

Journal Entry.

Journal, Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Elmer E. Boerger, Deceased.

September 23rd, 1939.

Authority to Transfer Real Estate.

This day came Marie E. Boerger, Administratrix of the estate of Elmer E. Boerger, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Elmer E. Boerger, a resident of Darby Township, in said County, died intestate on January 29th, 1939, and that on the 18th day of February, 1939, Marie E. Boerger was duly appointed and qualified Administratrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Marie E. Boerger	41	Darby Township, Union County	Widow	One-half.
Emerson W. Boerger	17	Darby Township, Union County	Son	One-half.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13741
Filed

In the Matter of The Will of Lulu Bonnett, Deceased.
Election of Surviving Spouse.
Probate Court, Union County, Ohio.

In the Matter of the Will of Lulu Bonnett, Deceased. Election Under the Will.

I, the undersigned, surviving spouse of Lulu Bonnett, deceased, late of the Township of Jerome, Union County, Ohio, having had explained to me by the Probate Court of said County, the provisions of said decedent's will and my rights under the same, and also my rights at law in the event of my refusal to take under the will, do hereby elect to take under the will.

Surviving Spouse
Arthur Bonnett of
Lulu Bonnett, Deceased.

Signed in open Court this 30th. day of Sept. 1939.
L. W. Hazen - Probate Judge.

Journal Entry.
Probate Court, Union County, Ohio.

In the Matter of the Will of Lulu Bonnett, Deceased. Election of Surviving Spouse.

This day Arthur Bonnett, surviving spouse of said Lulu Bonnett, deceased, signified his desire of making his election whether to take or not to take under the will of said Lulu Bonnett, deceased.

Whereupon the Court explained to him the provisions of the said will and his rights under the same and also explained to him his rights at law in the event of his refusal to take under the will; and thereupon he declared himself satisfied with the provisions of said will, and elected to take under the will and his election as to take is hereby entered upon the Journal of the Court, as provided by Law.
L. W. Hazen - Probate Judge.

13930
Filed
Sept. 19-1939

In the Matter of The Last Will and Testament of Frank Deegan, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Frank Deegan, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Frank Deegan, late a resident of the Village of Plain City, in said County, died on or about the 13th. day of August 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Frank Deegan died

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13930 leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Edward J. Deegan	61	Brother	Columbus, Ohio
Thomas Deegan	59	Brother	Plain City, Ohio
Walter Deegan	52	Brother	Irwin, Ohio.
Douma Deegan	43	Sister	Irwin, Ohio.
Winifred Deegan	48	Sister	Irwin, Ohio.
Dorothy Dittel	23	Niece	3030 Merwyn Ave., Pittsburgh, Pa.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Douma Deegan - Applicant.
Residence - Plain City, Ohio.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 16th day of September, 1939.
Ruth Hess - Notary Public.

The State of Ohio, Union County. Probate Court.

See the Matter of the Will of Sept. 19 - 1939. Journal Entry
Frank Deegan, deceased. On presentation of Will for Probate.

An application having been this day presented to the Court by Douma Deegan praying that an instrument in writing purporting to be the last will and testament of Frank Deegan, deceased, be admitted to probate;

Journal Entry.

It is ordered that — days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the estate, all next of kin waived notice of probate of said will.

L. W. Hazen - Probate judge.

Declaration of Executor and of Administration with Will Annexed.
To the Probate Court of Union County, Ohio:

Declaration.

The undersigned named as the executor of the last will and testament of Frank Deegan, deceased, late of said County, heretofore admitted to probate in said Court, hereby declines to accept said trust,

September 18, A. D. 1939.

Edward J. Deegan.

13930

To the Probate Court of Union County, Ohio:
We the undersigned, next of kin of Frank Deegan, deceased, late of said County, who are residents of said County, hereby voluntarily renounce the administration of his Estate, and recommend the appointment of F. B. Donlaub as administrator with the Will annexed.

Edward J. Deegan.

Dated Mansfield, Oh., Sept. 18, 1939.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Frank Deegan, Deceased.

Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, next of kin of Frank Deegan, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Thomas Deegan - Plain City, Oh.

Dated September 16 - 1939.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Frank Deegan, Deceased.

Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, next of kin of Frank Deegan, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Walter Deegan

Douglas Deegan

Winifred Deegan

Dated Sept. 16 - 1939.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Frank Deegan, Deceased.

Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, next of kin of Frank Deegan, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Edward J. Deegan - 483 S. Ohio Ave., Columbus, Oh.

Dated September 18 - 1939.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Frank Deegan, Deceased.

No. 13930.

Testimony of Witnesses.

Personally appeared in open Court Norman L. Brown and Gertrude S. 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

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Testimony of Witnesses.

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and Testament of Frank Deegan, deceased, depose and say:
We were present at the execution of the instrument purporting
now before us, dated July 11, 1939, purporting to be the last will
and testament of Frank Deegan, deceased, that we, at the
request of said testator and in his presence, respectively
subscribed our names thereto as witnesses; and that
we saw said testator sign said instrument, and that said
Frank Deegan at the time of executing the same, was
of full age and of sound mind and memory, and not
under any restraint.

Sworn to before me and
signed in my presence by
said witnesses in open
Court, this 25th day of
September, 1939.
L. W. Hazen.
Probate Judge.

Uorman C. Bown.
Maysville, Ohio.
Berthude S. Bown.
Maysville, Ohio.

Last Will and Testament.

I, Frank Deegan, of Plain City, Ohio, do make and
publish this, my last will and testament, to-wit:

Item 1 - I direct the prompt payment of my just debts
and funeral expenses.

Item 2 - My personal property, I direct shall be divided
equally among my brothers and sisters, share and
share alike.

Last Will
and
Testament.

Item 3 - My one-half interest in the farm known as
the Richard farm of about 140 to 145 acres lying on
both sides of the Post road, west of Plain City, I
give, devise and bequeath unto my two sisters, Dornie
Deegan and Winnie Deegan, of Irwin, Ohio, in equal
shares in fee simple and forever.

Item 4 - I make, nominate, and appoint my brother
Edward Deegan, Executor of this my last will and
testament.

In witness whereof, I have hereunto set my hand
this 11th day of July, 1939.
Frank Deegan.

Signed and acknowledged by the said Frank Deegan
as and for his last will and testament, in our
presence, and signed by us, as witnesses at his request
and in his presence and in the presence of each
other, this 11th day of July, 1939.

Uorman C. Bown - Maysville, Ohio.
Berthude S. Bown - Maysville, Ohio.

18930

Order Admitting to Probate and Record.
Probate Court, Union County, W. Va.

In the Matter of the Will of
Frank Deegan, deceased

Sept. 25-1939

Order Admitting to Probate & Record.

This matter, came on this day further to be heard, on the application of Donya Deegan to admit to probate and record the Will of Frank Deegan, deceased, late of the Village of Plain City in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and all the next of kin of said decedent known to be residents of the State 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.

Orders Admitting to Probate & Record

And Housan, C. Brown and Gertrude G. Brown, 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 Frank Deegan, deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

18938

Filed

Oct. 6-1939

In the Matter of The Last Will and Testament of George M. Wilber, deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of George M. Wilber, deceased. Application for Probate of Will to the Probate Court of said County.

Your applicant respectfully represents that George M. Wilber, late a resident of the Township of Paris, in said County, died on or about the 3rd day of October, 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said George M. Wilber died leaving no surviving spouse, and the following

18938

named
W. C.
Ruth Wilber
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 said testimony
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 Probate judge.

18938

named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Ruth Wilber Schriever	over 21	Daughter	Chicago, Illinois.
Georganna Wilber Galaha	" "	Daughter	Granite, New Mexico.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Res. B. Hamilton - Applicant.
 Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

With.

Sworn to before me and signed in my presence, this 6th day of October, 1939.

Res. B. Hamilton.
 Guyon Sanders - Notary Public.
 Probate Court.

The State of Ohio, Union County.
 In the Matter of the Will of George W. Wilber, Deceased, on presentation of Will for Probate.

An application having been this day presented to the Court by George R. Hamilton, praying that an instrument in writing purporting to be the last will and testament of George W. Wilber, deceased, be admitted to probate:

Journal Entry.

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 6th day of October, 1939, at 1:00 o'clock P.M.

L. W. Hager - Probate judge.

Testimony of Witnesses to Will,
 Probate Court, Union County, Ohio.

In the Matter of The Will of George W. Wilber, Deceased. No. 18938. Testimony of Witnesses.

Personally appeared in open Court Helen H. Sanders and Guyon Sanders, 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. Wilber, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated July 29, 1938, purporting to be the last Will and Testament of George W. Wilber, deceased, that we, at the request of said testator and in his presence, respectively subscribed our names thereto as

Testimony of Witnesses.

George W. Wilber, Deceased.
 Court.
 Probate of Will.
 George W. Wilber, in said County, 1939, leaving purporting M. Wilber following

13938

witnesses; and that we saw said testator sign said instrument and that said George M. Wilber at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 6th day of October, 1939.

L. W. Hasey. Probate Judge.

Helen K. Sanders. Mansville, Ohio.
Raym. Sanders. Mansville, Ohio.

Testimony of Witnesses to Codicil of Will. Probate Court, Union County, Ohio.

In the Matter of the Will of George M. Wilber, Deceased.

No. 13938.

Testimony of Witnesses.

The State of Ohio, Union County.

Personally appeared in open Court Raym. Sanders who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in relation to the execution of the last Will and Testament of George M. Wilber deceased, depose and say: That they were present at the execution of the instrument of writing now before them bearing date the 6th day of May, A. D. 1939, purporting to be a codicil to and a part of the last Will and Testament of George M. Wilber 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 heard him acknowledge the same to be a codicil to and a part of his Will; and that said George M. Wilber at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Raym. Sanders.

Sworn to, before me and signed in my presence by said witnesses in open Court, this 6th day of October 1939.

L. W. Hasey. Probate Judge.

Commissioner to Take Deposition of Witnesses to Will. Probate Court, Union County, Ohio.

In the Matter of the Will of George M. Wilber, Deceased.

No. 13938.

Commissioner.

To G. A. Hooper, Attorney:

Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of Hettie Mathis subscribing witness to the instrument in writing, hereto annexed,

18938

Commissioner

purporting of Paris and there and pl... Hettie Mathis... these exam... before you and the... and re... and the... thereto... said... In... and affo... this 6th...

Applicato

In the M... George M... to the... The... Wilber... or about... his Will... duced in...

Application for Commissioner

That... resides... Columbus... The... requests... Will ann... the deposs... Dated

The State... Raym... statements... merely be...

Sworn 6th day

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at the time of
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Commissioner
Hettie Mather

there examine her, on oath or affirmation first taken
before you, touching the due execution of said Will,

and that you reduce such examination to writing
and return the same, together with this commission

and the Will of the said George M. Wilber, deceased,
thereto annexed, closed up under your seal, unto our

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 6th day of October, 1939.

L. W. Hazeu - Judge & Ex-officio
Clerk of the Probate Court.

Application for Commission to Take Deposition of Witnesses to Will,
Probate Court, Union County, Ohio.

In the Matter of the Will of | No. 13938.
George M. Wilber, Deceased. | Application for Commission.

To the Probate Court of said County:

The undersigned respectfully represents that George M.
Wilber late of said County, deceased, did testate on
or about the 3rd day of October, A. D. 1939, and that
his Will was on the 6th day of October 1939, pro-
duced in open Court for Probate.

That Hettie Mather, witness to a Codicil to said Will,
resides out of the jurisdiction of said Court, to-wit: at
Columbus, 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 6th day of October, 1939.

Respectfully,
Guyton Sanders
Attorney for George R. Hamilton

The State of Ohio, Union County,
Guyton Sanders, being duly sworn, says that the
statements in the foregoing Application are true as he
creedily believes.

13938

Commissioner

purporting to be the Will of George M. Wilber, deceased, late
of said Township of Union County, in the State of Ohio;
and therefore I command you that, at certain times
and places appointed by you, you cause the said
Hettie Mather to be brought before you, and then and
there examine her, on oath or affirmation first taken
before you, touching the due execution of said Will,
and that you reduce such examination to writing
and return the same, together with this commission
and the Will of the said George M. Wilber, deceased,
thereto annexed, closed up under your seal, unto our
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 6th day of October, 1939.

L. W. Hazeu - Judge & Ex-officio
Clerk of the Probate Court.

Application for Commission to Take Deposition of Witnesses to Will,
Probate Court, Union County, Ohio.

In the Matter of the Will of | No. 13938.
George M. Wilber, Deceased. | Application for Commission.

To the Probate Court of said County:

The undersigned respectfully represents that George M.
Wilber late of said County, deceased, did testate on
or about the 3rd day of October, A. D. 1939, and that
his Will was on the 6th day of October 1939, pro-
duced in open Court for Probate.

Application
for
Commission

That Hettie Mather, witness to a Codicil to said Will,
resides out of the jurisdiction of said Court, to-wit: at
Columbus, 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 6th day of October, 1939.

Respectfully,
Guyton Sanders
Attorney for George R. Hamilton

The State of Ohio, Union County,

Guyton Sanders, being duly sworn, says that the
statements in the foregoing Application are true as he
creedily believes.

Guyton Sanders.

Sworn to before me and signed in my presence, this
6th day of October, 1939.

Seal

Ruth Hess - Notary Public.

Court of Union
these presents
to examine
subscribing,
to annexed,

13938

Last Will and Testament of George W. Wilber.
 In the Name of the Benevolent Father of All, Amen:
 I, George W. Wilber, of the Village of Mansville, County of Union and State of Ohio, 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 heretofore made.

Item 1: 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.

Item 2: I direct my executors hereinafter named to sell and convert into money all of my personal estate as soon as practicable after my decease. I also direct my said executors to sell and convert into money all of the real estate which I may own, or have the right to dispose of at the time of my decease, as soon as practicable after my decease, and in any event, not later than two years thereafter. And in order to carry out said directions, I hereby authorize and direct my said executors to sell all of said real and personal property at public or private sale, and for such prices as they may deem adequate, without the intervention of any court; and in order to convey the title thereto, to execute and deliver deeds, bills of sale, and other necessary instruments of conveyance therefor.

Last Will
and
Testament

After paying all of my debts, funeral expenses and costs of administering my estate out of the proceeds, I direct my said executors to distribute the balance as follows:

To my daughter, Georgeanna Wilber, thirty-three and one-third (33-1/3%) percent thereof;

To my daughter, Ruth Wilber Schriefer, thirty-three and one-third (33-1/3%) percent thereof;

In the event that my daughter, Ruth Wilber Schriefer, should pre-decease me, I do then give, devise and bequeath the 33-1/3% of my estate, which is herein bequeathed, to her, the said Ruth Wilber Schriefer, to my daughter, Georgeanna Wilber;

To George R. Hamilton, thirty-three and one-third (33-1/3%) percent thereof.

Item 3: I desire that my daughter, Georgeanna Wilber, be given by the executors of my estate any and all trinkets, jewelry, and diamonds she may desire, of which my estate may be possessed at the time of my death, the remainder to be divided between Ruth Wilber Schriefer and George R. Hamilton as they may desire.

It is my desire that George R. Hamilton be given an opportunity to purchase the home farm known

13938

as "The Executor in a purchase in a business. Executors

It is in after re- published lifetime,

It is my be proper has that

Item 2 and Geo Last Will required of It to act in Mansville,

Signed
 Known and witnessed
 the present
 1938.

I, Geo of Union, declare Testament of July, that, anna Wil Galaha, Promissory in the pe and the principal per annu in the se Georgean and, whereas

13938

as "The Oaklands", and the fact that he is named as an Executor in my Will shall not prevent him from being a purchaser. If possible, I desire that he be placed in a position to continue with the sheep and lamb business which I have established, and therefore direct my Executor to give him every consideration possible.

It is my desire, and I hereby instruct my Executor hereinafter named to see that Lydia Demorest is fully compensated for the services she has rendered me during my lifetime, unless I have compensated her prior to my death. It is my intention that the said Lydia Demorest shall be properly paid for all of the favors and services she has rendered me.

Item 4: I appoint Georgeanna Wilber, Guyton Sanders and George R. Hamilton to be the Executors of this my Last Will and Testament, and I request that no bond be required of them as such.

It is my desire that Guyton Sanders be employed to act as attorney for said Executors.

In Testimony Whereof, I have hereunto set my hand at Marysville, Ohio, this 29th. day of July, A.D. 1938.

Signed by the said George W. Wilber, and by him acknowledged to be his Last Will and Testament, before us and 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 29th. day of July, A.D. 1938.

Helen K. Sanders.
Guyton Sanders.

Codicil.

I, George W. Wilber, of the Village of Marysville, County of Union, State of Ohio, do make, publish and declare this to be a Codicil to my Last Will and Testament, dated at Marysville, Ohio, on the 29th. day of July, 1938.

That, whereas, I am indebted to my daughter, Georgeanna Wilber, whose married name is Georgeanna Wilber Galaha, which said indebtedness is represented by two promissory notes, one of which is dated January 21, 1938, in the sum of \$1451.27, with interest at 3% per annum, and the other note is dated December 15, 1936, in the principal sum of \$600.00, with interest at the rate of 5% per annum, upon which notes I am entitled to a credit in the sum of \$703.15 for money paid to the said Georgeanna Wilber Galaha, or paid upon her behalf, and

whereas, Georgeanna Wilber is the beneficiary of a

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policy of insurance upon my life in the New York Life Insurance Company, said policy being Number 3007281, of the face value of \$1000.00, and a policy upon my life in the Mutual Life Insurance Company of New York, said policy being Number 393192, of the face value of \$1000.00, which said policies have been carried by me for the said Georgeanna Wilber as beneficiary, for the purpose of insuring her that the above stated obligations would be paid;

Now, therefore, upon my death, it is my Will and desire that the amount received by Georgeanna Wilber, now being Georgeanna Wilber Galana, as beneficiary under the above named policies, shall be a payment in full of my obligation to her as represented by the above mentioned notes, and in the event that she does not so accept and so apply said money received by her from said insurance policies, I instruct my executor hereinafter named to deduct the amount which she shall receive as beneficiary under said policies, from the share bequeathed and devised to her in paragraph three of Item two of my said Will, and to divide said amount equally between the other two beneficiaries named in my said Will, If however, said policies are not sufficient to pay said notes, the balance due thereon shall be paid by my estate.

Codicil.

Due to the fact that my daughter, Georgeanna Wilber, is now married and is not a resident of the State of Ohio, and due to the fact that Guyron Sanders has acted as my attorney, and will act as attorney for my said estate, and also due to the fact that the said George R. Hamilton has managed my business during my illness, I do hereby change and modify Item 4 of my said Will, and do appoint George R. Hamilton to be the Executor of my last Will and Testament and this Codicil, and I request that no bond be required of him as such.

In all other respects, I do hereby ratify and affirm my said Will.

In Witness Whereof, I have hereunto set my hand at Columbus, Ohio, this 6th day of May, A. D. 1939.
Geo. M. Wilber.

Signed by the said George M. Wilber, and by him acknowledged, to be a Codicil to his last Will and Testament, before us, and 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 6th day of May, A. D. 1939.

Hettie Mather,
Guyron Sanders.

13938

In the Matter of the Will of George M. Wilber, deceased.
I, the undersigned, being a resident of the State of Ohio, do hereby certify that the above and foregoing is a true and correct copy of the original of said Will, as the same appears from the records of the probate court of the County of Franklin, State of Ohio, and that said Will was duly admitted to probate and is now in full force and effect.

Deponent.

I hereby certify that the above and foregoing is a true and correct copy of the original of said Will, as the same appears from the records of the probate court of the County of Franklin, State of Ohio, and that said Will was duly admitted to probate and is now in full force and effect.

Certificate of the Clerk of the Probate Court of the County of Franklin, State of Ohio, on the 6th day of May, A. D. 1939.

Witness my hand and the seal of said court at Columbus, Ohio, this 6th day of May, A. D. 1939.

In the Matter of the Will of George M. Wilber, deceased.
This is to certify that the above and foregoing is a true and correct copy of the original of said Will, as the same appears from the records of the probate court of the County of Franklin, State of Ohio, and that said Will was duly admitted to probate and is now in full force and effect.

New York Life
 No. 3007281, of
 upon my life
 New York, said
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 the said George
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 my Will and
 as a Wilber,
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 she does not
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 George Wilber,
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13938

Deposition of Witness to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of George W. Wilber, Deceased.

U.S. 13938. Deposition.

Deposition.

I, C. A. Hoopes, duly appointed and commissioned by the judge of the Probate Court of the County of Union in the State of Ohio, to take the deposition of Hettie Mather the subscribing witness to the instrument in writing purporting to be the Will of George W. Wilber, deceased, late a resident of said County of Union in the State of Ohio, which commission and the said Will are hereto annexed, do hereby certify, that in pursuance of said commission, I caused Hettie Mather said subscribing witness to come personally before me at Columbus, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

I was present at the execution of said Will hereto attached and at the request of the decedent, subscribed my name to said Will as witness in the presence of said decedent, and that I saw said George W. Wilber, deceased, sign said Will at the end thereof and heard him acknowledge the same to be his last Will; and that said decedent, at the time of the making and signing of said Will, was of full age, of sound mind and memory, and not under any restraint.

Hettie Mather.
 2650 Friday Ave.

Certificate.

Certificate.

I hereby certify that the foregoing was reduced to writing by myself, in the presence of said witness, and subscribed by said witness in my presence, on this 6th day of October, 1939.

In Testimony Whereof, I have hereto set my hand, at Columbus, Ohio, this 6th day of October, 1939.
 C. A. Hoopes - Commissioner.

Witness fees - \$1.00
 Total - \$1.00

Order Admitting to Probate and Record.
 Probate Court, Union County, O.

In the Matter of the Will of George W. Wilber, Deceased.

October 6 - 1939.

Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of George R. Hamilton to admit to probate and record the Will of George W. Wilber, deceased, late of the Township of Paris in said County, heretofore filed in this Court.

13938

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and all the next of kin of said decedent known to be resident of the State 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 Helen K. Sanders and Guyon Sanders the subscribing witnesses to said Will, and Guyon Sanders, the subscribing witness to the Codicil, a part thereof, this day appeared in open Court and having been duly sworn, testified to the due execution and attestation of said Will and of said Codicil, which testimony was reduced to writing, was subscribed by him, and was filed with said Will.

Order Admitting to Probate & Record

And Hettie Mather, the subscribing witness to the Codicil, a part thereof, having appeared this day before C. B. Hoopes, Commissioner, and having been duly sworn, testified to the due execution and attestation of said Codicil, which testimony was reduced to writing, was subscribed by her, and 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 George W. Wilber, deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13875

Filed Oct. 17-1939.

In the Matter of The Estate of Lutellus V. Storme, Deceased. Application for Transfer of Real Estate. Probate Court, Union County, Ohio.

In the Matter of The Estate of Lutellus V. Storme, Deceased. No. 13875. Application for Transfer of Real Estate. Now comes Ucie Storme, and represents to the Court that Lutellus V. Storme, a resident of York Township in said County, died intestate on the 18th day of May, 1939, and that on the 1st day of June, 1939, Ucie Storme was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.

13875

Situate Townships Being Being Brick Rio line of E. of said E. 28 pol S. 80 dec to a stone line of a secutive to a stone deg. W. 7: J. A. Wa 1/2 deg. 15 to said thence with to a stone thence S. 75.90 acc Insola of persons, to the de parcel of Name Ucie Storme L' Atha Storme Alberta S. Your p of decedent you that payment Your law to been fully Wherefore estate to transferred The State Ucie Storme stated in verily be Sworn day of Sep

13875

Situated in the County of Union, State of Ohio, and in the Township of York.
 Being the undivided one-half interest in the following land, being part of Survey No. 3239: Beginning at a stone and brick in the center of the Davis Road and in the West line of E. & E. Ream's land; thence with five consecutive lines of said land N. 11 deg. E. 37.92 poles to a stone, S. 80 deg. E. 28 poles to a stone, N. 11 deg. E. 57.20 poles to a stone, S. 80 deg. E. 23.08 poles to a stone, N. 11 deg. E. 48 poles to a stone at the root of a Beech stump in the south line of said Oliver C. Stoum's land; thence with three consecutive lines of said land N. 80 deg. 45' W. 48.56 poles to a stone, S. 11 deg. 30' W. 28.72 poles to a stone, N. 79 deg. W. 74.84 poles to a stake in the northeast corner to J. A. Wade's land; thence with the west line of said land S. 12 deg. 15' W. 114.40 poles to a stake in the southeast corner to said Wade's land in the center of said Davis Road; thence with the center of said road S. 87 deg. E. 45.38 poles to a stone; thence S. 79 deg. E. 13.04 poles to a stone; and thence S. 61 deg. E. 18.64 poles to the beginning, containing 75.90 acres, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationships to the decedent and intestate passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Ocie Stoums	Adult	York Township, Union County, Ohio	Widow	one-third
L' Atha Stoums Humphreys	Adult	West Mansfield, Ohio	Daughter	one-third
Alberta Stoums	Adult	York Township, Union County, Ohio	Daughter	one-third

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties therein named and to have the same transferred and recorded in the proper County, as provided by law.
 Ocie Stoums

The State of Ohio, Union County.

Ocie Stoums being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes

Ocie Stoums.

Sworn to before me and signed in my presence, this 6th day of September, 1939.

[Signature]

Wm. R. Cannon - Notary Public.

13875
Journal
Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of
Lutellus T. Stouss, Deceased.

Oct. 17th. 1939.

Authority to Transfer Real Estate.

This day came Ucie Stouss, Administratrix of the estate of Lutellus T. Stouss, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Lutellus T. Stouss, a resident of York Township, in said County, died intestate on May 18th, 1939, and that on the 1st day of June, 1939, Ucie Stouss was duly appointed and qualified Administratrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Ucie Stouss	Adult	York Township, Union County, Ohio.	Widow.	One-third.
L. Otha Stouss Thompson	Adult	West Mansfield, Ohio.	Daughter.	One-third.
Alberta Stouss	Adult	York Township, Union County, Ohio.	Daughter.	One-third.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13935
Filed
Oct. 2 - 1939.

In the Matter of The Last Will and Testament of Mae Dillon, Deceased.

Application for Probate of Will.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of
Mae Dillon, Deceased.

Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Mae Dillon, late a resident of the Village of Xenia, in said County, died on or about the 14th day of September, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Mae Dillon died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

13935

Grace May

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2nd day

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Waiver
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13935 Grace May Clark - Age 48 - Adopted Daughter - See Case No. 7812 this Court.
Peoria, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be justified according to law of the presentation of the said will for probate.

Grace May Clark - Applicant.
Residence - Peoria, Ohio.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 2nd day of October, 1939.

W. L. Myers - Notary Public.
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Mae Dillon, Deceased.

Waiver of Notice and Consent to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, next of kin of Mae Dillon, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Grace May Clark - Peoria, Ohio.

Dated this 2nd day of October, 1939.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Mae Dillon, Deceased.

October 2nd, 1939 - Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Grace May Clark praying that an instrument in writing, purporting to be the last will and testament of Mae Dillon, deceased, be admitted to probate;

Journal Entry.

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix, known to be residents of the State, and that a hearing on said application will be had on the 5th day of October, 1939, at 10 o'clock A.M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of Mae Dillon, Deceased.

No. 13935.

Testimony of Witnesses.

Personally appeared in open Court Helen Robb 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 Mae Dillon, deceased, deposes

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Mae Dillon, Deceased,
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Probate of Will.

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13985- and says: I was present at the execution of the instrument of writing now before me, dated December 9, 1929, purporting to be the last Will and Testament of Mae Dillon, deceased; that I, at the request of said testatrix and in her presence, subscribed my name thereto as witness; and that said Mae Dillon at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said Helene Robb. witnesses in open Court, this Raymond, Ohio. 23rd. day of October, 1939.

H. W. Hagen
Probate Judge

Proof of Signature of Witness to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Mae Dillon, Deceased. No. 13935.

Personally appeared in open Court Willard Hamilton and Samuel Jewell who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Mae Dillon, deceased, depose and say, that Maggie E. Shirk whose name appears as one of the subscribing witnesses to the Last Will of Mae Dillon, deceased, hereto annexed, has, since the date of said Will, December 9, A. D. 1929, died; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Maggie E. Shirk purporting to be here, as one of the subscribing witnesses, to said Will, is the true and genuine signature of the said deceased witness.

Willard Hamilton
S. A. Jewell.

Sworn to before me and signed in my presence, in open Court, this 5th day of October, 1939.

Carrie W. Houback Deputy Clerk.

Last Will and Testament.

I, Mae Dillon, of the village of Beoria, 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 and Devise and Bequeath to my adopted Daughter Mrs. Grace Clark, of the village of Beoria, County of Union and State of Ohio, all of my Property, both Real and Personal, of which I may be legally seized at my death.

If the said Grace Clark should die before my decease,

Last Will & Testament

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13985

It is my Will that the said Property should be given to her Heirs.
I hereby nominate and appoint W. C. Walker to be Executor
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
Raymond, Ohio, this ninth day of December One Thousand
Nine Hundred and Twenty Nine.

Mae Dillon.

The foregoing Instrument was signed at the end thereof, by
the said Mae Dillon in our presence and we heard
her acknowledge the same to be her last Will and Tes-
tament, and at her request, and in her presence, we
herewith respectively subscribe our names as attesting
witnesses at Raymond, Ohio, this ninth day of December,
1929.

Helena Robb - Resides at Raymond, Ohio.
Maggie E. Shirk - Resides at Raymond, Ohio.
Order Admitting to Probate and Record.
(A. Witnesses Dead, Etc.)
Probate Court, Union County, O.

In the Matter of the Will of Mae Dillon, Deceased. Dec. 23rd. 1939.
Order Admitting to Probate & Record.
(A. Witnesses Dead, Etc.)

This matter came on this day further to be heard, on the
application of Grace May Clark to admit to probate and
record the will of Mae Dillon, deceased, late of the Village
of Reoria in said County, heretofore filed in this Court.
It is now shown to the satisfaction of the Court that
said decedent died leaving no surviving spouse, and all
the next of kin of said decedent known to be resident
of the State 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 it further appearing to the Court that Helena Robb
the subscribing witnesses to said will.

Order Admitting
to
Probate & Record

And it appearing to the Court that Maggie E. Shirk,
one of the witnesses whose name appears on said will
is now deceased.

Thereupon Willard Hamilton and Samuel Jewell ap-
peared in open Court, and were duly sworn and ex-
amined according to law touching the genuineness of
the signature of said Maggie E. Shirk, attached to
said will, which testimony was reduced to writing,
was subscribed by them respectively, and was filed
with said will.

13985

whereupon the court finds that the aforesaid instrument of writing is the last will of said Mae Dillon deceased, that it was duly executed and attested; and that the said testator at the time of signing said will, was of full 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. Hazen - Probate Judge.

13937
Filed
Oct. 6 - 1939.

In the Matter of the Last Will and Testament of David L. Stephens, deceased.
Application for Probate of Will.
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of David L. Stephens, deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that David L. Stephens, late a resident of the Township of Jerome, in said County, died on or about the 21st day of September, 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said David L. Stephens died leaving Delphia M. Stephens of the age of 54 years as his surviving spouse, who resides at R. D. #3, Plain City, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Daniel Stephens	33	Son.	339 1/2 East 11th Avenue, Columbus, Ohio.
Mabel Cooney	29	Daughter.	R. D. #3, Plain City, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Delphia M. Stephens Applicant
Residence - R. D. #3, Plain City, Ohio.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 4th day of October, 1939.

Wm. R. Cameron - Notary Public,
in and for Union County, Ohio.

13937

The State
In the Matter of
David L. Stephens, deceased.
We, the undersigned,
David L. Stephens, deceased's will
same to

Wainer
of Notice.

Dated this
The State
In the Matter of
David L. Stephens, deceased.

Journal
Entry.

An application
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The State
In the Matter of
David L. Stephens, deceased.

We, the undersigned,
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Application

In the Matter of
David L. Stephens, deceased.
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Probate Judge.

David R. Stephens,
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Court.

Probate of Will.

David R. Stephens,
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ain City, Ohio,
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Stephens Applicant
#3, Plain City, Ohio.

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Notary Public,
Union County, Ohio.

13937

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of David R. Stephens, Deceased. Waver of Notice and Consent to Probate of Last Will and Testament.

Waver of Notice.

We, the undersigned, surviving spouse and next of kin of David R. Stephens, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Delphia M. Stephens.

Dated this 4th day of October, 1939.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of David R. Stephens, Deceased.

Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Delphia M. Stephens praying that an instrument in writing purporting to be the last will and testament of David R. Stephens, deceased, be admitted to probate:

Journal Entry.

It is ordered, that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse, and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 28 day of October, 1939, at 10:00 o'clock A.M.

L. W. Hazen - Probate Judge.

Waver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of David R. Stephens, Deceased.

Waver of Notice.

We, the undersigned, surviving spouse and next of kin of David R. Stephens, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mabel Stephens Copey - Plain City, Ohio, Route #3.
Daniel M. Stephens - 339 1/2 E. 11th. Ave., Col. O.

Dated October 6th, 1939.
Application for Commission to take Deposition of Witnesses to Will.
In the Probate Court of Union County, Ohio.

In the Matter of the Will of David R. Stephens, Deceased. No. 13937. Application for Commission to take Deposition of Witnesses to Will.

The undersigned respectfully represents that David R. Stephens late of Union County, Ohio, deceased, died testate on or about the twenty-first day of September, 1939; and that his will was on the 6th day of October, 1939, produced in open Court for Probate.

That E. J. Harnes, a witness to said Will, resides out of the jurisdiction of said Court to-wit: at the city of

13937

Application for Commission

Delaware, Ohio, and that E. T. Humes and A. L. Alkire, the witnesses in proof of the signature of A. E. Jones, a witness to said Will, also reside out of the jurisdiction of said Court to-wit: at the city of Delaware, 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 28th day of October, 1939.
 Wm. R. Cameron.

The State of Ohio, Union County, ss:

Wm. R. Cameron, being first duly sworn says that the statements in the foregoing application are true as he verily believes.

Wm. R. Cameron.

Sworn to before me and signed in my presence, this 28th day of October, 1939.

L. W. Hazen - Probate Judge.

Order for Commission.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of David L. Stephens, dec'd. No. 13937.

Order for Commission.

Order for Commission

This day Wm. R. Cameron appeared in open Court and made application for a commission to issue to some suitable person to take the deposition of E. T. Humes, a witness to the Will of said David L. Stephens, deceased, and of E. T. Humes, and A. L. Alkire, witnesses in proof of the signature of A. E. Jones, deceased, a witness to the Will of said David L. Stephens, deceased. And it appearing to the Court that said witnesses reside out of the jurisdiction of this Court, to-wit: at the city of Delaware, Ohio.

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

L. W. Hazen - Probate Judge.

Commission.

In the Probate Court of Union County, Ohio.

In the Matter of the Will of David L. Stephens, dec'd. No. 13937.

Commission.

To Wm. R. Cameron, Greeting:

Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of E. T. Humes, subscribing witness to the instrument in writing, herewith annexed, purporting to be

13937

Commission

the Will of said deceased, and the signature of said witnesses, and the writing and annexed, Court, with the day of the

I, D. of Ohio, to make, per testament, I am eral, especially practicable I am Delphia children, and begun wheresoever and to Last Will & Testament. I am wife, Delp will and my said adjust a my estate; prices, and may deem or person delivered thereof to

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Probate judge.

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Commission.

the Will of David R. Stephens, deceased, late of the Township of
ferome, County of Union, in the State of Ohio; and the deposi-
tions of E. T. Humes and A. R. Alkire, witnesses in proof of
the signature of A. E. Jones, subscribing witness to said
instrument in writing, herewith annexed, purporting to be the
Will of said David R. Stephens, deceased; and therefore I
command you that at certain times and places appointed
by you, you cause the said E. T. Humes, a subscribing witness,
said E. T. Humes and A. R. Alkire witnesses in proof of
the signature of A. E. Jones, deceased, to be brought before
you, and then and there examine them on oath or af-
firmation first taken before you, touching the due execution
of said Will, and that you reduce such examination to
writing and return the same, together with this commission
and the Will of the said David R. Stephens, deceased, thereto
annexed, closed up under your seal, unto our said Probate
Court, with all convenient speed.

In testimony whereof, I have herewith set my hand and
affixed the seal of said Court at Marysville, Ohio, this 28th
day of October, 1939.

L. W. Hazen - Judge and ex-officio
Clerk of the Probate Court.

Last Will and Testament of David R. Stephens.

I, David R. Stephens, of the County of Delaware 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 One. I direct that all my just debts and fun-
eral expenses be paid out of my estate as soon as
practicable after the time of my decease.

Item Two. Reposing full confidence in my beloved wife,
Delphia M. Stephens, and knowing that the welfare of our
children, can be safely entrusted to her, I give, devise
and bequeath all of my estate, real and personal, and
wheresoever situated, to my said wife, Delphia M. Stephens,
and to her heirs forever.

Last Will
&
Testament.

Item Three. I hereby nominate and appoint my said
wife, Delphia M. Stephens, 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 estate
or personal property, and to execute, acknowledge and
deliver deeds and other proper instruments of conveyance
thereof to the purchaser or purchasers.

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I desire that no bond be required of my said executrix, and that no inventory or appraisal of my estate be made.

In Witness Whereof, I have hereunto set my hand at Delaware, Ohio, this 2nd day of August, A. D. 1919.

David R. Stephens.

Signed and acknowledged by the said David R. Stephens, 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 Delaware, Ohio, this 2nd day of August, A. D. 1919.

A. E. Jones.

E. T. Hummer.

Deposition.

In the Probate Court of Union County, Ohio.
As the Matter of the Will of David R. Stephens, dec'd. No. 12937.

Deposition.

I, Wm. R. Cameron, duly appointed and commissioned by the Judge of the Probate Court of the County of Union, in the State of Ohio, to take deposition of E. T. Hummer, a subscribing witness to the instrument in writing purporting to be the Will of David R. Stephens, deceased, late a resident of said County of Union in the State of Ohio, and the deposition of E. T. Hummer and A. R. Alkins witnesses in proof of the signature of A. E. Jones, deceased, a subscribing witness to said instrument in writing purporting to be the Will of said David R. Stephens, deceased, which commission and the said Will are herewith annexed, do hereby certify that in pursuance of said commission, I caused E. T. Hummer, said subscribing witness and E. T. Hummer and A. R. Alkins witnesses in proof of the signature of A. E. Jones, deceased, to come personally before me at Delaware, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

Depositor

E. T. Hummer testified that he was present at the execution of said Will hereto attached and at the request of the decedent, subscribed his name to said Will as subscribing witness in the presence of said decedent and that he saw said David R. Stephens, deceased, sign said Will at the end thereof and heard him acknowledge the same to be his last Will; and that said decedent, at the time of the making and signing of said Will, was of full age, of sound mind and memory, and not under any restraint.

E. T. Hummer.

12937

And Jones, who to the last has since 1939, died the hand and that he his is the true witness,

I here by myself, by said

Certificate over, 1937 Delaware

In the Matter of David R.

This is the application and record the Court in this case

Order Admitting to Probate of Record

It is decedent and that said decedent duly served application pursuant notice and that Wm. to take the to said witnesses in a subscribing mission the deposition witnesses as to the testimony

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And E. T. Humes and A. L. Alkire testified that A. E. Jones, whose name appears as one of the subscribing witnesses to the last Will of David L. Stephens, deceased, herewith annexed, has since the date of said Will to wit, on or about Jan. 5th. 1939, died; and we are each of us well acquainted with the hand writing and signature of said deceased witness and that the signature of said A. E. Jones purporting to be his as one of the subscribing witnesses of said Will is the true and genuine signature of the said deceased witness, A. E. Jones.

E. T. Humes.
A. L. Alkire.

Certificate.

I hereby certify that the foregoing was reduced to writing by myself, in the presence of said witnesses and subscribed by said witnesses in my presence, on this 28th. day of October, 1939.

Certificate

In testimony whereof, I have herewith set my hand, at Delaware, Ohio, this 28th. day of October, 1939.

Wm. R. Cameron - Commissioner.

Order Admitting to Probate and Record,
Probate Court, Union County, Ohio.

In the Matter of the Will of
David L. Stephens, Deceased.

October 28th. 1939.
Order Admitting to Probate & Record.
Commissioner (Returned)

This matter came on this day further to be heard, on the application of Delphia M. Stephens, to admit to probate and record the will of David L. Stephens, deceased, late of the Township of Jerome in said County, heretofore filed in this Court.

Order Admitting to Probate & Record

It is now shown to the satisfaction of the Court that said decedent died leaving Delphia M. Stephens, surviving spouse, and that the surviving spouse and all the next of kin of said decedent, known to be resident of the State 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 that Wm. R. Cameron, the Commissioner heretofore appointed to take the deposition of E. T. Humes a subscribing witness to said Will and of E. T. Humes and A. L. Alkire witnesses in proof of the signature of A. E. Jones, deceased, a subscribing witness to said will, duly returned the commission issued to him, with said will annexed, and also the deposition so taken, duly certified. Said subscribing witnesses to said will, having been duly sworn, testified as to the execution and attestation of said will, which testimony was reduced to writing, was subscribed by them

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respectively, and was filed with said will.
 Whereupon the Court finds that the aforesaid instrument of writing is the last will of said David R. Stephens deceased; that it was duly executed and attested; and that the said testator at the time of signing said will, was of full 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. Hazen - Probate Judge.

13484

Filed
Oct. 20-1937.

In the Matter of the Estate of Walter Hartman, deceased.
 Application for Transfer of Real Estate.
 Probate Court, Union County, Ohio.
 No. 13484.
 In the Matter of The Estate of Walter Hartman, deceased. Application for Transfer of Real Estate.
 Now comes Edith Matlack, and represents to the Court that Walter Hartman, a resident of Village of Richwood in said County, died testate on the 5th day of October, 1937, that his last will and testament was filed in the Probate Court of Union County, Ohio, on October 25, 1937, admitted to probate on October 25, 1937, and recorded in Vol. W at Page 74 of the Record of Wills in said County, and that on the 25th day of October, 1937, Edith Matlack was duly appointed and qualified as Executrix of the estate of said decedent.
 The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.
 Real Estate situate in the State of Ohio, County of Union and Township of Chardon, being part of Lots Nos. 2, 3, and 4 of John Hart's sub-division of part of Survey No. 6293.
 Bounded and described as follows:
 Beginning at a stone in the north line of Lot No. 2; this point being 61.90 poles westerly from the stone monument which marks the intersection of the north line of Lot No. 2 and the Union and Delaware County line; thence along the dividing line of the Walter Hartman Estate South 23° 30' West 31.51 poles to a stone; thence along said line South 2° West 26.30 poles to a stone; thence along said line South 83° West 34.69 poles to a stone; thence North 10° West 6.39 poles to a stone in the center of the Milton Creek road; thence North 67° 30' West 12.90 poles along the center of said road to a stone; thence North 10° East 50.48 poles along Fred Dileaver's west line to a stone in the north line of Lot No. 2; thence along the north line of Lot No. 2, North 90° East 12.85 poles to a stone; thence North 2° East 173.98 poles along the

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west line of Fred Dilsaver and Frank Beem's lands to a
stone in the north line of Lot No. 4; thence South 89° 30'
East 39.27 poles along the north line of Lot No. 4 to a stone;
thence, along the dividing line of the Walter Hartman Estate,
South 2° West 174.41 poles to the place of beginning.
Containing 59.56 acres, more or less.

Insofar as they can be ascertained, the following is a
list of persons, with their ages, places of residence and rela-
tionship to the decedent, and interest passing, to whom each
such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Edith Matlack	21 ^{or over}	Richwood, Ohio.	Daughter	Undivided 1/2
Lois Verus Chandler	"	Claybourne Township, Union County, Ohio.	Daughter	Undivided 1/2

Your petitioner further represents that all known debts of
decedent's estate have been paid or secured to be paid, or
that sufficient other assets are in hand to complete the pay-
ment thereof.

Your petitioner further represents that all the provisions of
law to be performed before filing this application, have
been fully complied with by her.

Wherefore she prays for a certificate transferring said real
estate to the parties herein named and to have the same
transferred and recorded in the proper County, as provided by
law.

Edith Matlack.

The State of Ohio, Union County.

Edith Matlack, Executrix, being first duly sworn, says
that the facts stated in the foregoing application are true
as she verily believes.

Edith Matlack.

Sworn to before me and signed in my presence, this 20th
day of Oct. 1937.

Robert F. Allen - Notary Public.

Journal
Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of October 20th, 1937.

Walter Hartman, Deceased. Authority to Revoke Real Estate.
This day came Edith Matlack, Executrix of the estate
of Walter Hartman, deceased, and filed herein her application,
duly verified, for an order directing the transfer of certain
real estate belonging to said decedent, as set forth in the
application.

It appearing to the Court that Walter Hartman, a resident
of Village of Richwood, in said County, died testate on Octo-
ber 5, 1937, that his Last Will and Testament was filed
in the Probate Court of Union County, Ohio, on October 25, 1937,
admitted to probate on October 25, 1937, and recorded in
Vol. W, at Page 74 of the Record of Wills in said County,

13434

and that on the 25th. day of October, 1937, Edith Matlack was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion
Edith Matlack	21	Richwood, Ohio.	Daughter	Undivided 1/2
La. Venus Chaudler	"	Clairborne Township, Union County, Ohio	Daughter	Undivided 1/2

And that the description of said real estate is here set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant, It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.

L. W. Hazen - Probate Judge.

13844

Filed

Nov. 7-1939.

In the Matter of The Estate of Matilda A. Hill, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13844.
Matilda A. Hill, Deceased. Application for Transfer of Real Estate.

Now comes John H. Hill, and represents to the Court that Matilda A. Hill, a resident of Clairborne Township in said County, died intestate on the 3rd. day of September, 1938, and that on the 30th. day of April, 1939, John H. Hill was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Being an undivided one-half interest in the following described real estate.

Situated in the County of Union and State of Ohio.

And in Clairborne Township, and in survey No. 6307, beginning at the S. E. corner of land owned by Lizzie Copp and lot the N. E. P. + O. R. R. lands; thence with said Copp's South line West to the N. E. corner of land formerly owned by Henry Highbargain; thence southerly with his east line to the center of the Landon Gravel road; thence easterly with the center of said gravel road to the S. W. corner of land owned by M. M. Scheiderer; thence northerly with his west line to N. W. corner; thence easterly with said Scheiderer's north line, and the north line of James Simpson's land

13844

to the N. E. corner of the part of the land owned by Haulley, Union Co.

Also in Union County, Ohio, in the 1st P. M. in the gravel road of said O. R. R. of said S. E. corner line of said of Sarah of said tile near 65 feet stone and S. 2° 45' E. 51 feet to the beginning

Also in survey, to survey and W. 439 with the with the line of the consecutive tile at by this of said S. W. tile near W. 65 feet to a stone son's land therefrom road; the 15 feet to Insofar as a list of and rel to whom decedent John H. Hill

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to the U. Y. P. + O. R. R.; thence with the railroad lands north-
 erly to the beginning, containing 11 acres more or less, being
 part of the premises, conveyed, to Thomas L. Sifritt by G. W.
 Hawley, Oct. 8, 1881, deed recorded in Vol. 55, page 228,
 Union County, Records of Deeds.

Also the following real estate situated in said Township,
 County, State, and survey, and beginning at an iron
 pin in the south line of said survey and in the Laydon
 Gravel Road and N. 87° 15' W. 457 feet from the intersection
 of said survey line with the westerly line of the U. Y. P. +
 O. R. R. lands; thence with said survey line and the center
 of said road N. 37° 15' E. 221 feet to an iron rod at the
 S. E. corner of Nancy Beardsley's lands; thence with the east
 line of said lands 306 feet to a stone at a S. W. corner
 of Sarah S. Kenney's lands; thence with four consecutive lines
 of said Kenney's lands S. 87° 15' E. 70 feet to a stone and
 tile near the N. W. corner of an ice house; thence S. 2° 45' E.
 65 feet to a stone and tile; thence 87° 15' E. 70 feet to a
 stone and tile near the N. W. corner of an ice house; thence
 S. 2° 45' E. 65 feet to a stone and tile; thence S. 87° 15'
 E. 51 feet to a stone and tile; thence S. 2° 45' W. 241 feet
 to the beginning, containing 1.45 acres, more or less.

Also the following in same county, state, township and
 survey, beginning at an iron rod in the south line of said
 survey and in the center of the Laydon Road, and N. 87 1/4°
 W. 439 feet from the intersection of said survey line
 with the westerly line of the U. Y. P. + O. R. R. lands; thence
 with the W. line of J. W. Simpson's land; and in the south
 line of the lands of Nancy Beardsley, Dec.; thence with two
 consecutive lines of said Beardsley's lands to a stone and
 tile at a N. W. corner of Louisa Shaffer lot as formed
 by this division; thence with four consecutive lines of
 said Shaffer's lot S. 87 1/4° E. 70 feet to a stone and
 tile near the N. W. corner of an ice house; thence S. 2 3/4°
 W. 65 feet to a stone and tile; thence S. 87 1/4° E. 51 feet
 to a stone and tile 15 feet from W. line of said Simp-
 son's land; thence parallel with said tract and 15 feet
 therefrom S. 2 3/4° W. 241 feet to the center of said gravel
 road; thence with the center of said road S. 87 1/4° E.
 15 feet to the beginning, containing 1.40 acres more or less.

Insofar as they can be ascertained, the following is
 a list of persons, with their ages, places of residence,
 and relationship to the decedent, and interest passing,
 to whom each such parcel of real estate passed by
 descent or devise.
 John N. Title - Over 21 - Col. Clairborne Troop. Union County, Ohio - Son -
 All.

18844

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

John F. Hile.

The State of Ohio, Union County.

John F. Hile, Administrator, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

John F. Hile - Administrator.

Sworn to before me and signed in my presence, this 21st day of October, 1939.

Seal L. W. Hazen - P. J.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Matilda A. Hile, deceased, Authority to Transfer Real Estate. Nov. 7-1939.

This day came John F. Hile, Administrator of the estate of Matilda A. Hile, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate, belonging to said decedent, as set forth in the application.

It appearing to the Court that Matilda A. Hile, a resident of Clairbourne Township, in said County, died intestate on October 21, 1939, and that on the 20th day of April, 1939, John F. Hile was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise. John F. Hile - Clerk - Clairbourne Township, Union County, Ohio, Sou - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named therein and that a certificate for the transfer of said real estate,

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Nov. 7-1939.

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filed with the Recorder of the proper County for record, as pro-
vided by law.

L. W. Hazen - Probate Judge.

18949

Filed
Nov. 7-1939.

In the Matter of The Estate of Wm. Hickok, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Wm. Hickok, Deceased. Application for Transfer of Real Estate.
No. 13949.

Now comes Geo. Hickok and W. W. Hickok, and represents
to the Court that Wm. Hickok, a resident of the Township of
Celaibourne, in said County, died intestate on the 22nd
day of October, 1939, and that on the 27th day of October,
1939, Geo. Hickok and W. W. Hickok were duly appointed
and qualified as Co-Administrators of the estate of said decedent.

The following is a description of each parcel of real estate
situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, State of Ohio, and Township
of Celaibourne and bounded and described as follows:
Being part of Survey No. 6293 and being Lot # 1 of the
subdivision of the lands of John Dilavest, deceased.

Beginning at a stone and pieces of crockery on the line
between Surveys Nos. 7008 and 6293 and at the northwest
corner of the John Dilavest land; thence N. 89° 40' E. 204.60
poles to a stone and pieces of brick in the south line of
Elijah Hargis' land and corner of lands owned by A. P. Leox
and L. Leox; thence with the west line of said Leox land
S. 1° E. 51 poles to a stone and pieces of brick and north-
east corner of Lot No. 2 of the subdivision of John Dilavest
land; thence with the north line of Lot No. 2 S. 89° 00' W.
194.53 poles to a stone and crockery in the line between said
surveys Nos. 7008 and 6293; thence with the line of said Sur-
veys N. 13° W. 57.16 poles to the beginning, containing 63 acres
of land.

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

Being part of Survey No. 6293, and being Lot No. three of
the subdivision of the lands of John Dilavest, deceased.

Beginning at a stone and crockery in the line between
Survey Nos. 7008 and 6293, and at the southwest corner
of Lot No. two of the subdivision of said Dilavest land, owned
by Hannah A. Keem, (formerly Hannah Dilavest); and thence
beginning with the South line of said Lot No. two, North 89° 00'
East 188.32 poles to a stone and pieces of brick in the
West line of lands owned by A. P. and L. Leox; thence run-
ning with said line, South 1° East 62.88 poles to an

13949

ash tree; thence running South 89° 50' West 170.60 poles to a stone and crockery in the said line between said Surveys Nos. 5002 and 6293; and thence with said line North 13° West 164.28 poles to the place of beginning.

Containing 71.25 acres of real estate, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Alma Nichols	21	R. 1. D. 3, Bellefontaine, Ohio	Daughter	undivided one-eleventh
Mrs. Hickok	"	R. 1. D. 3, Mansville, Ohio	Son	undivided one-eleventh
Sarah Warner	"	R. 1. D. 3, Richmond, Ohio	Daughter	undivided one-eleventh
Ora Patch	"	R. 1. D. 2, Richmond, Ohio	Daughter	undivided one-eleventh
Dennis Hickok	"	Elk Ave., Marion, Ohio	Son	undivided one-eleventh
Mary Coder	"	R. 1. D. 3, Mansville, Ohio	Daughter	undivided one-eleventh
Bertie Davis	"	R. 1. D. 3, Richmond, Ohio	Daughter	undivided one-eleventh
R. W. Hickok	"	R. 1. D. 3, Richmond, Ohio	Son	undivided one-eleventh
R. D. Hickok	"	758 Hill Ave., Marion, Ohio	Son	undivided one-eleventh
Estella Lewis	"	R. 1. D. 1, Richmond, Ohio	Daughter	undivided one-eleventh
Goldie Perkins	"	R. 1. D. 3, Richmond, Ohio	Daughter	undivided one-eleventh

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by them.

Wherefore they pray for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Mrs. Hickok.
R. W. Hickok, Co-Administrator.

The State of Ohio, Union County.

Mrs. Hickok and R. W. Hickok, Co-Administrators, being first duly sworn, say that the facts stated in the foregoing application are true as they verily believe.

Mrs. Hickok.
R. W. Hickok Co-Administrators.

Sworn to before me and signed in my presence, this 6th day of November, 1939.

[Signature]

Robert N. Allen Notary Public,
Union County, Ohio.
My Commission expires
March 10 - 1940.

13949

Journal Entry.

On the Matter of the Estate of Mrs. Hickok. This is a copy of the petition and their application for a certificate of appointment of said following persons to whom the same or devise.

Mrs. Alma Nichols
Mrs. Hickok
Sarah Warner
Ora Patch
Dennis Hickok
Mary Coder
Bertie Davis
R. W. Hickok
R. D. Hickok
Estella Lewis
Goldie Perkins

And to be filed in said of the Court said application be transferred parcels and that a copy be filed as provided

60 poles to a
said Survey No.
13° West 164.28

less.
Following is a list
of relationship
with such parcel

Part	Portion Passed
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one-eleventh	undivided
undivided	undivided
one-eleventh	undivided
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one-eleventh	undivided
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one-eleventh	undivided
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one-eleventh	undivided
undivided	undivided
one-eleventh	undivided
undivided	undivided
one-eleventh	undivided

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18949
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Journal Entry.

Probate Court, Union County, Ohio.
In the Matter of The Estate of
Wm. Hickok, deceased. Nov. 7-1939.

Authority to Transfer Real Estate.
This day came Geo. Hickok and F. W. Hickok, Co-Administrators of the Estate of Wm. Hickok, deceased, and filed herein their application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Wm. Hickok, a resident of the Township of Claibourne, in said County, died intestate on October 22, 1939, and that on the 31st day of October, 1939, Geo. Hickok and F. W. Hickok, were duly appointed and qualified Co-Administrators of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent so devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Glenna Nicholls	28	R. T. D. 3, Bellefontaine, Ohio.	Daughter	undivided one-eleventh
Geo. Hickok	"	R. T. D. 3, Marysville, Ohio.	Son	undivided one-eleventh
Sarah Wapner	"	R. T. D. 3, Richwood, Ohio.	Daughter	undivided one-eleventh
Geo. Patch	"	R. T. D. 2, Richwood, Ohio.	Daughter	undivided one-eleventh
Dennis Hickok	"	Elk Ave., Marion, Ohio.	Son	undivided one-eleventh
Mary Cook	"	R. T. D. 3, Marysville, Ohio.	Daughter	undivided one-eleventh
Bertina Davis	"	R. T. D. 3, Richwood, Ohio.	Daughter	undivided one-eleventh
F. W. Hickok	"	R. T. D. 3, Richwood, Ohio.	Son	undivided one-eleventh
R. D. Hickok	"	158 Hill Ave., Marietta, Ohio.	Son	undivided one-eleventh
Estella Lewis	"	R. T. D. 1, Richwood, Ohio.	Daughter	undivided one-eleventh
Goldie Perkins	"	R. T. D. 3, Richwood, Ohio.	Daughter	undivided one-eleventh

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

9421
Filed
Nov. 10-1939. In the Matter of the Last Will and Testament of Oliver C. Stouss, Deceased.
In the Probate Court of Union County, Ohio.
No. 9421. Application for transfer of Real Estate.

Now comes A. B. Stouss Humphreys and represents to the Court that Oliver C. Stouss, a resident of York Township in said County, died on or about the 25th day of May, 1920; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on June 4th, 1920, admitted to probate on June 4th, 1920 and recorded in Volume O, Page 162, of the Record of Wills in said County; that on the 4th day of June, 1920, Rutellus Stouss was duly appointed and qualified as Administrator with the Will annexed of the Estate said decedent; and that the said Rutellus Stouss, on June 30, 1920, filed his first and final account as such administrator of said Estate and the same was thereafter, on August 28, 1920, approved by said Probate Court and said administrator was discharged without having filed any application for a certificate to transfer the Real Estate of the said Oliver C. Stouss and the Real Estate of the said Oliver C. Stouss, deceased, has never to this day been transferred on the records of Real Estate in the Office of the Recorder of Union County, Ohio.

The following is a description of each parcel of Real Estate situated in Ohio, owned by the decedent, Oliver C. Stouss, at the time of his death.

Tract No. 1. Situated in the County of Union in the State of Ohio, and in the Township of York and Survey No. 3234 and bounded and described as follows:

Beginning in the center of the Road leading up the South Side of Rock Creek and in the West line at the S. E. corner of a lot heretofore conveyed by F. W. Davis and wife to Wm. C. Moffitt; thence S. 7° 12' W. 141 poles to a Beech tree in the South line of said Survey (No. 3234); thence N. 82° 48' W. with the said South line 29 68/100 poles to a stone in the East line of J. Stouss land; thence N. 8° E. 140 poles to the center of said Road; thence with said Road S. 80 3/4° E. 29 68/100 poles to the beginning. Containing twenty-six and 3/4 acres, more or less.

Tract No. 2. Situated in the County of Union in the State of Ohio, and in the Township of York and part of Survey No. 3239, and bounded and described as follows:

Beginning in the original north line of said Survey, No. 3239, and in the South line of Wm. C. Moffitt's land and Northwest corner to Ralph Moffitt's land; thence N. 82 1/4° W. 106 29/100 poles to a stone N. E. corner

9421 to A. B. D. S. 7. 3/4° W. said A. B. D. a stone to the said poles to (No. 3239) and 13 Tract State of of Survey of Began of the d. acre tract; date U. W. E. 7 poles a stone N. N. 80 1/2° W. owned by to a post these S. road and with the to a stone a stone thence S. 11 Hoover's line of S. 23 - 67/100 Also to Township, described Beginning Maskillo these N. 9 Leasper St. Stouss South line of a Beech in the No. S. 82 1/2° E. Containing Tract State of No. 3239 Beginning the Powder of Amor

Oliver C. Stouss, Deed.
County, Ohio.

Transfer of
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Testament was
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9421

to O. B. Davis' land; thence with said O. B. Davis' East line, S. 7. 3/4° W. 90-5/10 poles to a stone in the east line of said O. B. Davis' land; thence S. 81 1/2° E. 116-88/100 poles to a stone in the center of the Road; and S. W. corner to the said Ralph Moffitt's land; thence N. 8 1/2° E. 90-5/10 poles to a stone in the original north line of said Survey (No. 3239) and place of beginning, containing sixty acres and 13 poles.

Tract No. 3. Situated in the County of Union, in the State of Ohio, and in the Township of York and part of Survey No. 3239 and bounded and described, as follows:
Beginning at a stone on broken brick in the center of the dirt road and S. W. corner to Mattie Joliff's one acre tract; thence N. 11° E. 23 poles to a stone on brick pate N. W. corner to said one acre tract; thence S. 80 1/4° E. 7 poles to a stone; thence N. 11° E. 86-10/100 poles to a stone N. W. corner to said Mattie Joliff's land; thence N. 80 1/2° W. 24-25/100 poles to a stone N. E. corner to 10 acres owned by Oliver C. Stouss; thence S. 11° W. 57-34/100 poles to a post; thence N. 80 1/4° W. 28-5/100 poles to a post; thence S. 11° W. 38 poles to a stone in the center of dirt road and N. E. corner to Isabella Joliff's land; thence with the lines of said dirt road S. 55 1/4° E. 14-8/100 poles to a stone on broken brick; thence S. 43 1/4° E. 10 poles to a stone on broken brick in the center of said road; thence S. 11° W. 1-88/100 poles to a stone N. W. corner to Clara Hoover's land; thence S. 88 1/4° E. 24-92/100 poles with the line of said road to the place of beginning containing 23-67/100 acres of land.

Also the following real estate situated in the same Township, County, State and Survey, and bounded and described as follows:

Beginning at a stone in the north line of John Washilla land and S. W. corner to Casper Stalders land; thence N. 9° E. 47-46/100 poles with the west line of said Casper Stalders land to stone S. E. corner of fuscon Stouss land; thence N. 82 1/2° W. 33-57/100 poles with the South line of said fuscon Stouss land to a stone east of a beech tree; thence S. 9° W. 47-46/100 poles to a stone in the North line of Abraham Crabaughts land; thence S. 82 1/2° E. 33-57/100 poles to the place of beginning. Containing ten (10) acres of land.

Tract No. 4. Situated in the County of Union in the State of Ohio, and in the Township of York and Survey No. 3239 bounded and described as follows:

Beginning at a stone and pieces of crockery in the Powder Lick Run Road and north east corner of Amos Davis' land; thence with said road S. 73 1/4°

9421

W. 21-72/100 poles to a stone South east corner of David Mousens land; thence with the east line of his land N. 8° E. 14 poles to a stone Water Ash and gray ash south west corner of Wm. C. Moffitt's land; thence with the south line of his land and with the Powder Lick run road S. 83° E. 185-8/10 poles to a stone north west corner of Casper Stalders land; thence with the west line of Stalders' land S. 7° W. 88-1/3 poles to a stake and stone north east corner of twenty-four acres owned by Washington Davis; thence with the north line of said W. Davis lot N. 84° 10' W. 81 poles to a stake and stone north west corner of said twenty-four acres lot; thence with the west line of said lot S. 7° W. 28-2/3 poles to a stake and stone another corner of Washington Davis land; thence with another line of his land N. 83° W. 50-8/10 poles to a stone + piece of broken crops south east corner of Amos Davis land; thence with the east line of his land N. 8 1/2° W. 135 poles to the beginning containing twenty-five acres being part of Survey No. 3239.

Tract No. 5. Being the undivided one-half interest in the following described land situated in the County of Union in the State of Ohio, in the township of York, being part of Survey No. 3239 and bounded and described as follows:

Beginning at a stone + brick in the center of the Davis Road and in the west line of E. + E. Reams' land; thence with five consecutive lines of said land N. 11° E. 37-92/100 poles to a stone, S. 80° E. 28 poles to a stone, N. 11° E. 57-20/100 poles to a stone, S. 80° E. 23-08/100 poles to a stone, N. 11° E. 48 poles to a stone at the root of a Beech stump in the south line of said Oliver C. Stouck land; thence with three consecutive lines of said land N. 80° 45' W. 48 56/100 poles to a stone, S. 11° 30' W. 28-72/100 poles to a stone, N. 79° W. 74-84/100 poles to a stake in the northeast corner to J. A. Wades land; thence with the west line of said land S. 12° 15' W. 114-40/100 poles to a stake the south east corner to said Wades land in the center of said Davis Road; thence with the center of said road S. 87° E. 45° 38' poles to a stone; thence S. 79° E. 13-04/100 poles to a stone land; thence S. 61° E. 18-64/100 poles to the beginning.

Containing 75-90/100 acres, more or less.

Insofar as they can be ascertained the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of Real Estate passed by devise, according to the will of said Oliver C. Stouck, deceased:

9421

Name

Ruth Stouck

Lutellus Stouck

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L'atha Stouck

Alberta Stouck

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9421	Name	Age	Residence	Relation	Portion Passed.
	Ruth Stouss		York Township, Union County, Ohio	Widow	Life Estate in tracts Nos. 1 and 2.
	Lutellus Stouss		York Township, Union County, Ohio	Son	Life Estate, subsequent to that of widow, in tracts Nos. 1 and 2. Life Estate in 3, 4 + 5.
	Ucie Stouss	Adult	York Township, Union County, Ohio	Wife, which of Lutellus Stouss.	Dower interest in tracts Nos. 3, 4 + 5.
	L'atha Stouss Humphreys	Adult	West Mansfield, Ohio.	Grand- daughter	One-half the remainder estate in tracts Nos. 1, 2, 3, 4, and 5.
	Alberta Stouss	Adult	York Township, Union County, Ohio.	Grand- daughter	One-half the remainder estate in tracts Nos. 1, 2, 3, 4, and 5.

Your petitioner further represents that since the death
 of said testator, Oliver C. Stouss and since the Probate
 of his Will, to-wit, on 1935, the said Ruth Stouss,
 widow of said Oliver C. Stouss, died and that the said
 Lutellus Stouss, son of said Oliver C. Stouss, deceased,
 has, since the death of said Oliver C. Stouss, and the
 probate of his Will, died and that by reason thereof the life
 Estates of said Ruth Stouss and said Lutellus Stouss
 are terminated and the entire interest in the real estate
 above set forth of said Oliver C. Stouss, deceased, is
 now vested in equal shares in the said L'atha Stouss
 Humphreys and the said Alberta Stouss, subject only
 to a dower estate of the said Ucie Stouss, in tracts Nos.
 3, 4, and 5 of the above described real estate.

Your petitioner further represents that all known debts
 of decedent's estate have been paid and that all the pro-
 visions of law to be performed before filing this appli-
 cation, have been fully complied with and that she
 is one of the heirs above named to whom an interest
 in said decedent's real estate passed, by devise.

Wherefore, she prays for a certificate transferring said
 real estate to the parties herein named and to have
 the same transferred and recorded in the proper County,
 as provided by law.

L'atha Stouss Humphreys.
 The State of Ohio, Union County, ss:
 L'atha Stouss Humphreys, being first duly sworn, says
 that the facts stated in the foregoing application are true
 as she verily believes.

L'atha Stouss Humphreys,
 Sworn to before me and signed in my presence, this 10th
 day of November, 1939. Wm. R. Casson - Notary Public.

9421
Filed
Nov. 10 - 1939.

In the Probate Court of Union County, Ohio.
In the Matter of The last Will
and Testament of Oliver C. Stouss, dec'd. No. 9421.
Authority to Transfer Real Estate.

This day came L'Atta Stouss Humphreys one of the devisees of Real Estate under the Will of Oliver C. Stouss, deceased, and filed herein her application, duly verified for an order directing the transfer of certain Real Estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Oliver C. Stouss, a resident of York Township in said County, died testate on or about the 26th day of May, 1920; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on June 4th, 1920, admitted to Probate on June 4, 1920, and recorded in Volume D, Page 162, of the Record of Wills in said county; that on the 4th day of June, 1920, Lutellus Stouss was duly appointed and qualified as administrator with the will annexed of the estate of said decedent; and that the said Lutellus Stouss, on June 20, 1920, filed his first and final account as such administrator of said estate and the same was thereafter, on August 28th, 1920 approved by said Probate Court and said administrator was discharged without having filed any application for a certificate to transfer the Real Estate of the said Oliver C. Stouss and the Real Estate of the said Oliver C. Stouss, deceased, has never to this day been transferred on the records of real estate in the office of the Recorder of Union County, Ohio; that the description of said Real Estate, being five tracts of Real Estate situated in York Township, Union County, Ohio, is as set out in said application; and that insofar as they can be ascertained the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by devise, according to the terms of said Will:

Name	Age	Residence	Relation	Portion Passed.
Ruth Stouss		York Township, Union County, Ohio.	Widow	Life Estate in Tracts Nos. 1 and 2.
Lutellus Stouss		York Township, Union County, Ohio.	Son	Life Estate subsequent to that of Widow, in tracts Nos. 1 and 2.
Ucie Stouss	Adult	York Township, Union County, Ohio.	Wife of the Son	Life Estate in 3, 4, & 5. Dower interest in tracts Nos. 3, 4, and 5.

9421 L'Atta Stouss

Alberta Stouss

It further appears that by the death of said decedent the said Ruth (Stouss) Humphreys does take a dower interest in the Real Estate of said decedent.

And the lawfully constituted authority hereby orders that the duplicate of the application filed herein be filed with the Recorder of Union County, Ohio, to be recorded, and that the duplicate of the application be filed with the Recorder of Union County, Ohio, to be recorded.

13896
Filed
Nov. 13 - 1939.

In the Matter of the last Will and Testament of George A. ...
Now that George A. ... of Co. Labourer ... the 29th ... Testament ... Ohio, on ... and record ... in said ... 1939, D. E. ... Executor of ...

, Ohio.

Real Estate.

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Estate in 3, 4, & 5.
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cte Nos. 3, 4,
and 5.

9421	L'atha Storme Humphreys	Adult	West Mansfield, Ohio.	Grand daughter	One-half the remainder estate in tracts Nos. 1, 2, 3, 4, and 5.
	Alberta Storme	Adult	York Township, Union County, Ohio	Grand daughter	One-half the remainder estate in tracts Nos. 1, 2, 3, 4, and 5.

It further appearing to the Court that since the death of said testator, Oliver Co. Storme, and since the probate of his Will, the said Ruth Storme, on 1935, and the said Rutellus Storme on May 18, 1939, have died and that by reason of the termination of the life Estates of said Ruth Storme and of said Rutellus Storme the entire interest in the real estate in said application set forth is now vested in equal shares, in the said L'atha Storme Humphreys and the said Alberta Storme, subject only to a dower estate of the said Ucie Storme, wife relict of Rutellus Storme, deceased, in tracts Nos. 3, 4, and 5 thereof.

And it appearing to the satisfaction of the Court that the law has been fully complied with in the administration of said Estate, and by said applicant, it is hereby ordered, that said Real Estate be transferred upon the duplicate of the county where such parcels are situated, to the person named herein in whom the title to said real estate is now vested, and that a certificate for the transfer of said Real Estate, together with the descriptions contained in the application, be filed with the Recorder of the proper county for record, as provided by law.

L. W. Hazen - Probate Judge.

13896
Filed
Nov. 13-1939.

In the Matter of The Estate of George A. Macoubrey, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

No. 13896.
George A. Macoubrey, Deceased. Application for Transfer of Real Estate.
Now comes D. E. Ogan, and represents to the Court that George A. Macoubrey (George A. McCoubrey), a resident of Claibourne Township in said County, died testate on the 29th day of June, 1939; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on July 3, 1939, admitted to probate on July 11, 1939, and recorded in Vol. X, page 59 of the Record of Wills in said County, and that on the 11th day of July, 1939, D. E. Ogan was duly appointed and qualified as Executor of the estate of said decedent.

13896

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, State of Ohio, and Township of Blairtown in part of Survey No. 6293 and bounded and described as follows:

Beginning at a stone in the center of Richwood and Prospect gravel road at the northeast corner of a tract of land containing 20 acres conveyed by E. B. Zuppan and Laura Zuppan, his wife, to William H. Curry and Nellie M. Curry, March 29, 1909.

Thence S. 5° 55' E. 95.15 poles to a large post at the northwest corner of a 25 acre tract of land owned by Calvin L. Eddif. Thence with the north line of said tract of land N. 89° 40' E. 43.91 poles to a large post in the west line of Edward E. and Sarah E. Jones' land; thence with the said line N. 3° 45' W. 51.94 poles to a large post at the northwest corner of said Edward E. and Sarah E. Jones' land; thence with the west line of Anne Dean's land N. 8° 25' W. 57.61 poles to a stone in the center of said Richwood and Prospect gravel road. Thence with the center of said road S. 72° 45' W. 48.97 poles to the place of beginning.

Containing 31.75 acres of land more or less.

Being the same premises conveyed by Warranty Deed from Henry W. Warder, et al, to George A. and Mary Ann McCoubrey dated October 14, 1916 and recorded in Union County Record of Deeds, Vol. 116 at page 95.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise. Agnes Macoubrey Harrison - Over 21 - Blairtown Township, Union County, Ohio - Cousin - All.

Your petitioners further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioners further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

D. E. Ogan - Executor.

13896

The State D. E. that the true as

Sworn to 10th day

Journal Entry.

In the Matter of George A. Ogan This application for order as set

It appears resident of testate on was filed July 3, 1917 recorded in said County D. E. Ogan of the Dec can be a with their to the decedent parcel of Agnes M.

And the out in satisfaction of said realty the County some value per of said contained order of by law.

13896

The State of Ohio, Union County.

D. E. Ogden, Executor, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

D. E. Ogden - Executor.

Sworn to before me and signed in my presence, this 10th day of November, 1939.

W. De Roy Allen - Notary Public.

My commission expires Feb. 6 - 1942.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of the Estate of November, 13th - 1939.

George A. Macoubrey, Deceased. Authority to Transfer Real Estate.

This day came D. E. Ogden, Executor of the estate of George A. Macoubrey, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said deceased, as set forth in the application.

It appearing to the Court that George A. Macoubrey, a resident of Clairborne Township, in said County, died testate on June 29, 1939; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on July 3, 1939, admitted to probate on July 11, 1939, and recorded in Vol. X, page 59 of the Record of Wills in said County, and that on the 11th day of July, 1939, D. E. Ogden was duly appointed and qualified Executor of the Estate of said deceased; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interests passing, to whom each such parcel of Real Estate passed by descent or devise.

Agnes Macoubrey Howison - Over 21 - Clairborne Township, Union County, Ohio - Cousin - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered, that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hager - Probate Judge.

13961
Filed
Nov. 27 1939.

In the Matter of The Last Will and Testament of Ella Mills, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Ella Mills, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Ella Mills, late a resident of the Village of Marysville, in said County, died on or about the 19th day of November, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Ella Mills died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Mary Mills		Daughter	Marysville, Ohio.
Ernest Mills		Daughter	Marysville, Ohio.
Charles B. Mills		Son	Marysville, Ohio.
Clarence Mills		Son	4016 State Ave., Ashland, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Charles B. Mills - Applicant.
Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

Wath

Charles B. Mills.

Sworn to before me and signed in my presence, this 27th day of November, 1939.

L. W. Hazen - Probate Judge.
Probate Court.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Ella Mills, Deceased. Presentation of Will for Probate.

An application having been this day presented to the Court by Charles B. Mills, praying that an instrument in writing purporting to be the last will and testament of Ella Mills, deceased, be admitted to probate: all interested parties have waived service.

L. W. Hazen - Probate Judge.

Journal Entry

13961
The State of Ohio
In the Matter of the Will of Ella Mills, Deceased.
We, the undersigned, Wives of the Deceased, notice of the execution of the will and consequent appointment of Charles B. Mills as executor of the estate of the said Ella Mills.
Dated Nov 27 1939

In the Matter of the Will of Ella Mills, Deceased.
Personal Representative
C. A. Hoop
the whole and entire estate of the said Ella Mills, deceased.
Testimony of the witnesses.
1939, purporting to be her last will and testament, in her presence and presence of the undersigned witnesses; and she signed in my presence and signed the said will this 28th day of November 1939.

Restimony of the witnesses.
1939, purporting to be her last will and testament, in her presence and presence of the undersigned witnesses; and she signed in my presence and signed the said will this 28th day of November 1939.

In the Matter of the Will of Ella Mills, Deceased.
Mary Mills
Ernest Mills
Charles B. Mills
Clarence Mills
Dated Nov 27 1939

Last Will and Testament
I hereby certify that the will of Ella Mills, deceased, has been admitted to probate in accordance with the provisions of the law of this State.
L. W. Hazen - Probate Judge.

Ella Mills, Deceased.

Court.

Date of Will.

Ella Mills, late of said County, died leaving and appointing to be her executor leaving no persons as her

Address.

Ohio.
Ohio.
Ohio.

... Aetabula, W. probate and proving of the ... one named who may be notified ... will for probate. Applicant: Marysville, Ohio.

... first duly sworn and sworn as he verily believes.

... this 27th.

Probate Judge.

Entry on for Probate.

... instrument in statement of all interested

Probate Judge.

13961

Waiver of Notice and Consent to Probate. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Ella Mills, Deceased. We, the undersigned, and next of kin of Ella Mills, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Waiver of Notice.

- Mary Mills - 254 W. 6th. St., Marysville, W.
- Charles Mills - West 7th. St., Marysville, W.
- Clarence Mills - 4016 State Ave., Aetabula, W.
- Bertha Mills - 254 W. 6th. St., Marysville, W.

Dated November 27, 1939.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of Ella Mills, Deceased. No. 13961.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court Guyton Sanders 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 Ella Mills, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated August 4, 1939, purporting to be the last Will and Testament of Ella Mills, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument, and that said Ella Mills at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court this 28th. day of November, 1939.

L. W. Hooper Probate Judge.

Guyton Sanders. Marysville, Ohio. C. A. Hoopes. Marysville, Ohio.

Last Will and Testament of Ella Mills.

In the Name of The Benevolent Father of All, I, Ella Mills, of Marysville, Union County, Ohio, being of full age, and of sound mind and disposing mind and memory, do hereby make, publish, and declare this to be my last Will and Testament, hereby revoking all Wills by me heretofore made.

Last Will and Testament.

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, devise and bequeath unto my two daughters, Bertha Mills and Mary Mills, my residence

13961

property located on West 6th. Street, Marysville, Ohio, to be theirs absolutely and in fee simple, share and share alike.

Item 3: After the payment of all of my just debts and funeral expenses, all of the other properties, real and personal, of every kind and description, wheresoever situate, that I may now or have the right to dispose of at the time of my decease, I give, devise and bequeath unto my four children, namely: Mary Mills, Gerie Mills, Charles Mills and Clarence Mills, absolutely and in fee simple, share and share alike.

I make, nominate and appoint my son, Charles Mills, to be the executor of this, my last will and testament, and I request that no bond be required of him as such Executor.

In Witness Whereof, I have hereunto set my hand at Marysville, Ohio, this 4th. day of August, A. D. 1936.
Ella A. Mills.

Signed by the said Ella Mills and by her acknowledged to be her last will and testament, before us and in our presence, and by us subscribed as attesting witnesses in her presence and at her request and in the presence of each other this 4th. day of August, A. D. 1936.
Gwynn Sanders.
C. A. Hoopes.

Order Admitting to Probate and Record,
Probate Court, Union County, W.

In the Matter of the Will of Ella Mills, Deceased. | November 27, 1939.

This matter came on this day further to be heard, on the application of Charles B. Mills to admit to probate and record the Will of Ella Mills, deceased, late of the Village of Marysville, in said County, heretofore filed in this Court.

Order Admitting to Probate & Record. It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to the resident of the State 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 Gwynn Sanders and C. A. Hoopes, 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

13961

Ella Mills and that Will, was under given. Therefore, probate, of the will Court.

13956
Filed
Nov. 21-1939.

In the Matter of the Will of Mary Hunk

1. The Will of your a late a died on an instruction to be her died leave her survivor R. D. and of his, a

Wau Perry E. Paul J. Helen Rose Mary Wilge Emory L.

Your pray the cause, are known according probate!

The State of The ab sworn, in the fo believe.

Oath.

Sworn day of

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13961 Ella Mills deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13956 In the Matter of The Last Will and Testament of Mary Hunt Snider, Deceased.
Filed Application for Probate of Will. Probate Court.
Nov. 21-1939. The State of Ohio, Union County.

In the Matter of the Will of Mary Hunt Snider, Deceased. Application for Probate of Will. The Probate Court of said County:

Your applicant respectfully represents that Mary Hunt Snider, late a resident of the Township of Darby, in said County, died on or about the 17th day of November, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Mary Hunt Snider died leaving Jesse A. Snider of the age of 67 years as her surviving spouse, who resides at Plain City, Ohio, R. D. and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Perry E. Snider		Son	835 Thomas Road, Col., Ohio.
Paul J. Snider		Son	21 Constance Ave., Dayton, O.
Helena Louise Harrington		Daughter	3852 Parkdale Road, Cleveland Heights, Ohio.
Mary Wilma Snider		Daughter	Plain City, Ohio.
Emerg L. Hunt		Son	90 Midland Ave., Col., Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Jesse A. Snider - Applicant.
Residence - Plain City, Ohio.

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

Sworn to before me and signed in my presence, this 20th day of November, 1939.
Jesse A. Snider.
Notary Public.

13956

The State of Ohio, Union County, Probate Court.
 In the Matter of, the Will of, **Waver** of Notice and Consent to
 Mary Hunt Snider, Deceased. Probate of Last Will and Testament.
 We, the undersigned, surviving spouse, and next of kin
 of Mary Hunt Snider, deceased, resident of the State of
 Ohio, hereby waive further notice of the presentation of said
 decedent's will for probate, and consent to the admission
 of the same to probate.

Waver
of Notice

Helen Louise Garrington.
 Paul J. Snider.
 Kerry E. Snider.
 Mary Wilmar Snider.

Dated this 20th. day of November, 1939.

The State of Ohio, Union County, Probate Court.

In the Matter of the Will of, **November 21-1939.** Journal Entry
 Mary Hunt Snider, Deceased. on presentation of Will for Probate.

Journal
Entry

An application having been this day presented to the
 Court by Jesse A. Snider praying that said instrument
 in writing purporting to be the last will and testament
 of Mary Hunt Snider, deceased, be admitted to probate;

It is ordered that five days notice, in writing, of
 the presentation of said will and of the application
 for the admission of the same for probate, be given
 to the surviving spouse and to the next of kin of said
 testator, known to be resident of the state, and that
 a hearing on said application will be had on the
 27th. day of November, 1939, at 10:00 o'clock A.M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of, **No. 13956.**
 Mary Hunt Snider, Deceased. Testimony of Witnesses.

Testimony
of
Witnesses

Personally appeared in open court **Joseph Atkinson** 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 Hunt Snider, deceased,
 depose and say; I was present at the execution of the
 instrument in writing now before me, dated May 20, 1939,
 purporting to be the last will and testament of Mary
 Hunt Snider, deceased; that I, at the request of said
 testatrix and in her presence, respectively subscribed
 my name thereto as witness; and that I saw said
 testatrix sign said instrument and that said Mary
 Hunt Snider at the time of executing the same, was
 of full age and of sound mind and memory, and
 not under any restraint.

13956

Sworn to
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Proof of
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Journal Entry
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Probate Judge.
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May 20, 1922,
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13956 Sworn to before me and
signed in my presence by
said witness in open
Court, this 30th. day of
November, 1939.

Lephas Atkinson,
Plain City, Ohio.

Proof of Signature of Witness to Will,
Probate Court, Union County, Ohio.

In the Matter of the Will of
Mary Hunt Suider, Deceased.

No. 13956.
Testimony.

Proof of
Signature
of Witness
to Will.

Personally appeared in open Court Carris W. Houbek
and C. A. Hoopes, 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 Hunt Suider deceased, de-
pose and say; that Z. C. McCampbell whose name ap-
pears as one of the subscribing witnesses to the Last
Will of Mary Hunt Suider, deceased, hereunto annexed, was,
since the date of said Will, May 20, A. D. 1922, dead;
that we are each of us well acquainted with the hand-
writing and signature of said deceased witness, and
that the signature of said Z. C. McCampbell purporting
to be his, as one of the subscribing witnesses to said
Will, is the true and genuine signature of the said
deceased witness Z. C. McCampbell.

Carris W. Houbek.
C. A. Hoopes.

Sworn to before me and signed in my presence,
in open Court, this 29. day of November, 1939.
L. W. Hagen - Probate Judge.

Last Will and Testament.

Mary Hunt Suider

In The Name of The Benevolent Father of All:
I Mary Hunt Suider, of the County of Union, in the
State of Ohio, do hereby make, publish, and declare
this my last will and testament, hereby revoking any
and all wills and testaments by me heretofore made.

Item One. It is my will that all of my just debts be
paid.

Item Two. I hereby give and devise unto my beloved hus-
band, Jesse A. Suider, my home farm where we now
live in Union County, Ohio, consisting of one hundred
and sixty two acres, more or less, for and during his
natural life, while he remains unmarried. And I give
and bequeath unto my said husband, all of my personal
property of whatever consisting and wherever found to
be his absolutely.

13956

Item Three. At the death of my said husband or in case of his remarriage, I give and devise my said home farm, mentioned and described in Item Two of this will, unto my two sons, Perry E. Snider and Paul J. Snider, and unto my two daughters, Helen Louise Snider and Mary Wilma Snider, the same to be divided between them, share and share alike, subject to the dower of my said husband according to law.

Last Will and Testament

Item Four. I nominate and appoint my husband, Jesse A. Snider, as executor of this my last will and testament, and I desire and request that no bond or other security be required of him as such.

In testimony whereof I have hereunto set my hand on this the 30th. day of May, 1922.

Mary Hunt Snider.

The foregoing instrument was signed, acknowledged, published and declared by the said Mary Hunt Snider as and for her last will and testament, in our presence, and we hereunto sign our names as witnesses thereof at the request of said Mary Hunt Snider, and in her presence and in the presence of each other on this the 30th. day of May, 1922.

Z. C. McCampbell.

Cephas Atherton.

Order Admitting to Probate and Record.

Probate Court, Union County, W. Va.

In the Matter of the Will of Mary Hunt Snider, Deceased.

November 30 - 1929.

Order Admitting to Probate and Record. (A Witness Dead, Etc.)

This matter came on this day further to be heard, on the application of Jesse A. Snider to admit to probate and record the will of Mary Hunt Snider, deceased, late of Darby Twp., in said County, heretofore filed in this Court. It is now shown to the satisfaction of the Court that said decedent died leaving Jesse A. Snider, surviving spouse, and that the surviving spouse and all the next of kin of said decedent known to be residents of the State 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.

Order Admitting to Probate & Record

And it further appearing to the Court that Z. C. McCampbell one of the subscribing witnesses to said will is dead.

Thereupon Carrie W. Hoebbeck and C. A. Hoopes appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said Z. C. McCampbell attached to said will.

13956

and to the other duly sworn said Will subscribed. Whereupon of writing ceased; that the was of full under and therefore probate, of the, into Court.

13956 Filed

Dec. 1 - 1929.

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Probate & Record
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and thereupon upon this day came Cephas Atkinson,
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, 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 of said Mary Hunt Snider de-
ceased; that it was duly executed and attested; and
that the said testator at the time of signing said will,
was of full 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. Hazen - Probate Judge.

13956
Filed
Dec. 1-1939.

In the Matter of the Will of Mary Hunt Snider, Deceased.
In the Probate Court, Union County, Ohio.

In the Matter of The Last Will and Testament of
Mary Hunt Snider, Deceased. No. 13956.
Election of Surviving Spouse to
Take Under Will.

I, the undersigned, widower of Mary Hunt Snider, de-
ceased, late of Darby Township, Union County, Ohio, whose
last Will and Testament was admitted to probate in this
court on the 1 day of December, 1939, being fully advised
as to the provisions of said Will and my rights under
the same, and also as to my rights as I have in the
event of my refusal to take under said Will, do, by
this written instrument, signed and duly acknowledged
by me, within one month from the date of the probate
of said Will, hereby elect to take under said Will.

Signed and acknowledged in the presence of:
Jesse A. Snider,
Widower of Mary Hunt Snider.

Wynne Sanders.
William S. Hoopes,
State of Ohio, Union County, ss:

On this 1 day of December, 1939, before me, the under-
signed, a Notary Public, personally appeared Jesse A. Snider,
the person who signed the foregoing instrument and ac-
knowledged that he did sign the same and that
the signing thereof was his free act and deed.

In testimony whereof, I have herewith subscribed my
name and affixed my official seal on the day and
year last aforesaid.
Wynne Sanders - Notary Public.

13956

In the Probate Court, Union County, Ohio.
 In the Matter of The Estate and Will of Mary Hunt Suides. Entry.

On the 1st day of December 1939, a written instrument duly signed and acknowledged by Jesse A. Suides, widower of Mary Hunt Suides, deceased, evidencing his election to take under said will was filed in this Court; and it appearing to the Court that said instrument was filed within the time allowed by law, it is ordered that the election of said widower to take under said will be entered on the journal of the Court.
 L. W. Hazen - Probate Judge.

13963
 Filed
 Nov. 27-1939.

In the Matter of The Last Will and Testament of John Mulcahy, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John Mulcahy, Deceased. Application for Probate of Will.
 To the Probate Court of said County:

Your applicant respectfully represents that John Mulcahy, late a resident of the Village of Marysville, in said County, died on or about the 24 day of November 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said John Mulcahy died leaving no surviving spouse. He has no children, being an unmarried man, the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Maggie Mulcahy	Adult	Sister	Marysville, Ohio.
Nora Mulcahy	Adult	Sister	Marysville, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Nora Mulcahy - Applicant.
 Residence - Marysville.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 27 day of November, 1939.
 Nora Mulcahy.
 L. W. Hazen - Probate Judge.

13963

Waiver of Notice.

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 In the Matter of
 John Mulcahy

Journal Entry.

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Testimony of Witnesses.

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Mulcahy, Deceased.

Probate of Will.

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Probate judge.

13963 The State of Ohio, Union County. Probate Court.
In the Matter of the Will of John Mulcahy, Deceased. Winger of Notice and Consent to Probate of Last Will and Testament.
We, the undersigned, next of kin of John Mulcahy, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.
Vera Mulcahy
Margaret Mulcahy.

Dated this 28 day of November, 1939.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of John Mulcahy, Deceased. November 27-1939- Journal Entry on Presentation of Will for Probate.
An application having been this day presented to the Court by Vera Mulcahy praying that an instrument in writing purporting to be the last will and testament of John Mulcahy, deceased, be admitted to probate:

It is ordered that — days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 28 th. day of Nov. 1939, at 3 o'clock P. M.
L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of The Will of John Mulcahy, Deceased. No. 13963. Testimony of Witnesses.
Personally appeared in open Court Arthur Potts 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 John Mulcahy, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated May 8 th. 1936, purporting to be the Last Will and Testament of John Mulcahy, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument, and that said John Mulcahy at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 28 day of November, 1939.
L. W. Hazen
Probate Judge.
John H. Kirkade,
Marysville, O.
Arthur Potts,
Clairbourne, O.

13968

Will.

I, John Mulcahy, of Reesburg Township, Union County, Ohio, being of sound and disposing mind and memory, do hereby make public and declare this my Last Will and Testament,

Item 1. I give, devise and bequeath all my estate personal & real unto my Sisters Maggie and Morah Mulcahy, during their natural life.

Item 2. Upon the termination of the life estate, it is my Will that my said estate shall go to Kate and Julia Kennedy, of Mt. Victory, Ohio, to them or the survivor of them, their heirs and assigns forever.

Will.

Item 3. I hereby appoint the Executor of my estate as Trustee, with power to sell and convey all or any part of my estate, at any time, it may become necessary for the better care and support of said Maggie or Morah Mulcahy, during their life time.

Item 4. I hereby name as the Executrix of this my last Will and Testament my Sister, Morah Mulcahy, and direct that no bond be required of her as such executrix or trustee.

Executed at Marysville, Ohio, this 8th. day of May, 1936.
John Mulcahy.

Signed and acknowledged as his last Will and Testament by said John Mulcahy in our presence, and signed by us as Witnesses in his presence, at Marysville, Ohio, this 8th. day of May, 1936.

Arthur Potts.
John H. Kinkade.

Order Admitting to Probate and Record.
Probate Court, Union County, O.

In the Matter of the Will of John Mulcahy, Deceased.

November 28-1939

Order Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of Morah Mulcahy to admit to probate and record the Will of John Mulcahy deceased, late of the Village of Marysville in said County, heretofore filed in this Court.

Order Admitting to Probate & Record.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be resident of the State 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 Arthur Potts and John H. Kinkade, 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

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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 Mulcahy deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

18966
Filed
Dec. 2-1939.

In the Matter of The Last Will and Testament of Edwin S. Wilmarth, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Edwin S. Wilmarth, Deceased. Application for Probate of Will to the Probate Court of said County:

Your applicant respectfully represents that Edwin S. Wilmarth, late a resident of the village of Richwood, in said County, died on or about the 27 day of September, 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Edwin S. Wilmarth died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Lois Jordan		Daughter	Richwood, Ohio.
Mrs. Florence Triggler		Daughter	R. 7, Pontiac, Michigan.
Mrs. Helen Storch		Daughter	462 Arundale Avenue, Marietta, Ohio.
Charles J. Wilmarth		Son	12027 Work Avenue, Detroit Michigan.

All above the age of majority.
Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Lois Jordan - Applicant
Residence - Richwood, Ohio.

The State of Ohio, Union County.

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

Oath

Swore to before me and signed in my presence, this 2nd day of December, 1939.

William L. Columbus - Notary Public, Union County, Ohio.

13966 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Edwin S. Wilmarth, Deceased. Dec. 2-1939- Journal Entry on Presentation of Will for Probate.
 An application having been this day presented to the Court by Lois Jordan praying that an instrument in writing purporting to be the last will and testament of Edwin S. Wilmarth, deceased, be admitted to probate.
 It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 5 day of December, 1939, at 10 o'clock A.M.

Journal Entry

L. W. Hazen - Probate Judge.

Separate Testimonies of Witnesses to Will.
 Probate Court, Union County, Ohio.

In the Matter of The Will of Edwin S. Wilmarth, Deceased. No. 13966 - Probate of Will.
 The State of Ohio, Union County. Testimony of Witnesses.

Testimony of Witnesses

Personally appeared in open Court Clara Soque, 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 Edwin S. Wilmarth deceased, deposes and says: That she was present at the execution of the instrument of writing now before her bearing date the 3rd day of April, A.D. 1924, purporting to be the last Will and Testament of Edwin S. Wilmarth deceased, that she subscribed her name thereto as a 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 him acknowledge the same to be his Will, and that said Edwin S. Wilmarth at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witness in open Court, this 4 day of December, 1939.

The State of Ohio, Union County.

Testimony of Witnesses

Personally appeared in open Court H. D. Pease 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 Edwin S. Wilmarth deceased, deposes and says: That he was present at the execution of the instrument of writing now before him, bearing date the 3rd day of April, A.D. 1924, purporting to be the last Will and Testament of Edwin S. Wilmarth deceased, that he subscribed his name thereto as a

13966 witness at that she and thereof his Will, of executed and memo

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13966 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 him acknowledge the same to be his Will, and that said Edwin S. Wilmarth at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witness in open Court; this 4 day of December, 1939.

H. D. Reese.
William L. Coleman
Commissioner.

Application for Commission to Take Deposition of Witness to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of No. 13966.
Edwin S. Wilmarth, Deceased. Application for Commission.
to the Probate Court of said County.

The undersigned respectfully represents that Edwin S. Wilmarth late of said County, deceased, did testate on or about the 27 day of September, A. D. 1939; and that his Will was on the first day of December 1939 produced in open Court for Probate.

Application
for
Commission.

That Clara Borgue and H. D. Reese witnesses to said Will reside out of the jurisdiction of said Court, to-wit: at Kenton, 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 4 day of December, 1939.

Respectfully,
William L. Coleman.

The State of Ohio, Union County.

William L. Coleman, being duly sworn says that the statements in the foregoing Application are true as he verily believes.

Sworn to before me and signed in my presence, this 4 day of December, 1939.

Clifton L. Cayl, Notary Public,
Union County, Ohio.

Probate Court, Union County, Ohio.

In the Matter of the Will of December 4-1939.
Edwin S. Wilmarth, Deceased. Order for Commission.

Order for
Commission.

This day William L. Coleman appeared in open Court and made application for a commission to issue to some suitable person to take the deposition of Clara Borgue and H. D. Reese, witnesses to the will of said Edwin S. Wilmarth deceased.

13966

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

L. W. Hazen - Probate Judge.

Commission to Take Deposition of Witnesses to Will, Probate Court, Union County, Ohio.

In the Matter of the Will of No. 13966.
Edwin S. Wilmarth, Deceased. Commission.
To William L. Coleman, Esquire:

Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of Clara Souger and H. D. Hease subscribing witnesses to the instrument in writing, herewith annexed, purporting to be the Will of Edwin S. Wilmarth, deceased, late of village of Richwood, County of Union, in the State of Ohio; and therefore I command you that, at certain times and places, appointed by you, you cause the said Clara Souger & H. D. Hease to be brought before you, and there and there examine them, on oath or affirmation first taken before you, touching the due execution of said Will, and that you reduce such examination to writing and return the same, together with this commission and the Will of the said Edwin S. Wilmarth, deceased, thereto annexed, closed up under your seal, unto our said Probate Court, with all convenient speed.

Commission

In Testimony Whereof, I have herewith set my hand and affixed the seal of said Court at Marysville, Ohio, this 4 day of December, 1939.

L. W. Hazen - Judge and ex officio Clerk of the Probate Court.

Deposition of Witnesses to Will, Probate Court, Union County, Ohio.

In the Matter of the Will of No. 13966.
Edwin S. Wilmarth, Deceased. Deposition.

I, William L. Coleman, duly appointed and commissioned by the Judge of the Probate Court of the County of Union in the State of Ohio, to take the deposition of Clara Souger and H. D. Hease the subscribing witnesses to the instrument in writing purporting to be the Will of Edwin S. Wilmarth, deceased, late of residence of said County of Union in the State of Ohio, which commission and the said Will are herewith annexed, do hereby certify, that in pursuance of said commission,

Deposition

13966

I caused personally and duly sworn whose true in respect follows: Clara outside of was made Clara Souger Coleman.

I hereby by myself, subscribed and attested this 4th day of December, 1939, at Marysville, Ohio.
Witness my hand and seal of said Court.

In the Matter of the Will of Edwin S. Wilmarth, Deceased. Personal first duly sworn nothing but Clara Souger and H. D. Hease witnesses to said Will, is contacted; with the witness, purporting to be said the said

Proof of Signature of Witnesses to Will.

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13966 I caused H. D. Pease said subscribing witness to come personally before me at Kenton, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

Clara Soguen, whose name appears as witness, being outside of the State. Proof of her signature to said will, was made by H. D. Pease; W. E. Soguen the father of said Clara Soguen, signed before the commissioner William L. Coleman.

Certificate.

I hereby certify that the foregoing was reduced to writing by myself, in the presence of said witness and subscribed by said witness in my presence, on this 4 day of December, 1939.

In testimony whereof, I have hereunto set my hand, at Marysville, Ohio, this 4 day of December, 1939.
Witness fees \$1.00 - H. D. Pease.
\$1.00 - W. E. Soguen } Kenton - Ohio.
William L. Coleman - Commissioner.

Proof of Signature of Witness to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Edwin S. Wilmarth, Deceased. No. 13966. Testimony.

Personally appeared in open Court H. D. Pease, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Edwin S. Wilmarth, deceased, deposes and says; that Clara Soguen whose name appears as one of the subscribing witnesses to the last Will of Edwin S. Wilmarth, deceased, herewith annexed, has, since the date said Will, is outside of the State of Ohio and cannot be contacted; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Clara Soguen purporting to be here, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said witness Clara Soguen.

H. D. Pease - (Witness employer).
W. E. Soguen - (Father of witness).

Sworn to before me and signed in my presence, in open Court, this 5 day of December, 1939.

William L. Coleman - Commissioner.
Seal

13966

Last Will and Testament.

I, Edwin G. Wilmarth - of the City of Keaton - in the County of Hardin - 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. It is my will that my just debts and all charges be paid out of my estate.

Item - I give and devise all the residue of my estate both real and personal of which I may die seized, to my beloved wife, Lulu D. Wilmarth, to her and her heirs forever.

Item - I appoint and make the said Lulu D. Wilmarth executrix of this my last will and testament: hereby revoking all former wills by me made.

In Witness Whereof, I have hereunto subscribed my name the third day of April in the year Nineteen Hundred and Twenty-four.

Edwin G. Wilmarth. E.S.

Last Will and Testament.

We, whose names are hereto subscribed, do certify that on the third day of April, 1924, 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.

Clara Sorger, residing at Keaton, Ohio.

H. D. Reese, residing at Keaton, Ohio.

Order Admitting to Probate and Record. Probate Court, Union County, O.

In the Matter of the Will of Edwin G. Wilmarth, Deceased. Dec. 5-1939- Order Admitting to Probate, & Record. (Commissioner Returned).

This matter came on this day further to be heard, on the application of Mrs. Lois Jordan to admit to probate and record the will of Edwin G. Wilmarth deceased, late of the village of Richwood in said County, heretofore filed in this Court.

Order Admitting to Probate & Record. It is now shown to the satisfaction of the Court that said decedent, died leaving no surviving spouse, and that all the next of kin of said decedent known to be resident of the State 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

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18966 to a former order of this Court, or have waived notice and given consent to the probate of said will.

William L. Coleman, the Commissioner heretofore appointed to take the deposition of H. D. Reese and Clara Sogren, 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; Clara Sogren residing outside of the state, her signature was proven by H. D. Reese, and W. E. Sogren. 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, 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 of said Edwin H. Wilmarth deceased; that it was duly executed and attested; and that the said testator at the time of signing said will, was of full 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. Hazen - Probate Judge.

18969 In the Matter of The Last Will and Testament of Amelia E. Graham, Deceased.
 Filed Application for Probate of Will.
 Dec. 6 - 1939. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Amelia E. Graham, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Amelia E. Graham, late a resident of the Village of Mansville, in said County, died on, or about the 2nd day of December, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Amelia E. Graham died leaving no surviving spouse, and the following named persons as her only next of kin, to wit:

Name	Age	Degree of Kinship	P. O. Address.
Eltha Graham	Adult	Daughter.	Mansville, Ohio.
Mary Graham	Adult	Daughter.	Mansville, Ohio.
George Graham	Adult	Son.	Mansville, Ohio, P. O. #3.
Urban A. Graham	Adult	Son.	Mansville, Ohio, P. O. #3.
Vernie O. Graham	Adult	Son.	4028 Grace Street, Chicago, Illinois.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are

13969 known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Mary Graham - Applicant.

The State of Ohio, Union County.

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

Oath.

Mary Graham.

Sworn to before me and signed in my presence, this 5th day of December, 1939.

Wm. R. Cameron - Notary Public in and for Union County, Ohio. Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Amelia E. Graham, Deceased. Wainers of Notice and Consent to Probate of Last Will and Testament.

wainers of Notice.

We, the undersigned, next of kin of Amelia E. Graham, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Mary Graham.

Verdie O. Graham.

Geo. Graham.

Elyse Graham.

Urban A. Graham.

Dated this 5th day of December, 1939.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Amelia E. Graham, Deceased. on presentation of Will for Probate.

An application having been this day presented to the Court by Mary Graham praying that an instrument in writing purporting to be the last will and testament of Amelia E. Graham, deceased, be admitted to probate:

Journal Entry.

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 6th day of December, 1939, at 10 o'clock A.M.

L. W. Hagen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Amelia E. Graham, Deceased. No. 13969.

Personally appeared in open Court Richard R. 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 Amelia E.

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13969 Graham, deceased, depose and say: I was present at the execution of the instrument of writing now before me, dated February 3rd. 1927, purporting to be the last Will and Testament of Amelia E. Graham, deceased; that I, at the request of said testatrix, and in her presence, respectively subscribed my name thereto as witness; and that I saw said testatrix sign said instrument and that said Amelia E. Graham at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint. Sworn to before me and signed in my presence by said witnesses in open Court this — day of December, 1939.

Richard L. Cameron
Marysville, Ohio.

D. W. Hazen
Probate Judge.

Proof of Signature of Witnesses to Will,
Probate Court, Union County, Ohio.

In the Matter of the Will of
Amelia E. Graham, Deceased. No. 13969.

Personally appeared in open Court Richard L. Cameron and William R. Cameron, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Amelia E. Graham deceased, depose and say; that Emily R. Cameron whose name appears as one of the subscribing witnesses to the Last Will of Amelia E. Graham, deceased, hereto annexed, has, since the date of said Will, February 3rd. A. D. 1927, died; that we are each of us, well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Emily R. Cameron purporting to be here, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Emily R. Cameron.

Richard L. Cameron.
William R. Cameron.

Sworn to before me and signed in my presence, in open Court, this 6th. day of December, 1939.
D. W. Hazen - Probate Judge.

Last Will and Testament.

I, Amelia E. Graham, of the Village of Marysville, County of Union and State of Ohio, being of sound mind and memory do make, publish, and declare this to be my last will and testament.

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.

13969

Item 2. I give and devise to my daughters Mary Graham, and Ethna Graham my one-third interest in our house and lot situated in W. Eighth Street in the Village of Marysville, Union County, Ohio, and now known as Rev. Lot No. 349 (old No. 332) in Robinson's addition to said village, provided however that the said Mary Graham and Ethna Graham shall each pay to the executor of my estate the sum of \$300.00 therefor on the total sum of \$600.00. I also give and bequeath to my said daughters Mary Graham, and Ethna Graham all household goods and furnishings such as rugs, furniture, beds and beddings, dishes and all furnishings belonging to the house (and also all wearing apparel) to do with as they may deem best, with the suggestion that my wearing apparel be given to the Kings Daughters Organization or some charitable institution if they see fit to do so.

Last Will and Testament.

Item 3. I have let my son George Graham have the sum of \$900.00 which he shall pay to the executor of my estate, without interest, before division is made of the estate.

Item 4. All the rest and residue of my estate whether real or personal and wheresoever situated, after that provided for in the foregoing items, shall be equally divided among my six children, Mary Graham, Ethna Graham, Ivan Graham, George Graham, Urban Graham and Vera Graham, share and share alike.

Item 5. My said children shall decide among themselves whether they will go through the usual forms of administration through the Probate Court in settling my estate and should they desire an executor of this my will, it is my wish that they agree upon and choose one of their number as such executor and that the one so chosen and appointed shall be permitted to serve without giving bond, and that if it is legally possible, no appraisement shall be made of my estate.

In witness whereof I have hereunto set my hand at Marysville, Ohio, this 3rd. day of February, 1927.

Signed and acknowledged as her last will and testament by the said Amelia E. Graham in our presence, sight and hearing and signed by us as witnesses in her presence and at her request and in the presence of each other on the day and year above written.

Richard L. Cameron.
Emily R. Cameron.

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Order Admitting to Probate and Record.

Probate Court, Union County, W. Va.
In the Matter of the Will of Amelia E. Graham, Deceased. December 6th. 1939.

This matter came on this day further to be heard, on the application of Mary Graham to admit to probate and record the Will of Amelia E. Graham, deceased, late of the Village of Marysville, in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate and Record. And Richard L. Cameron, a subscribing witness to said will, and Richard L. Cameron and William R. Cameron, witnesses, in proof of the signature of Emily R. Cameron, deceased, a subscribing witness 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 Amelia E. Graham deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hager - Probate Judge.

13917
Filed
Nov. 30-1939.

In the Matter of The Will of John D. Berry, Deceased.
Election of Widow.

Probate Court, Union County, W. Va.
In the Matter of The Will of John D. Berry, Deceased. Election Under said Will.
I the undersigned, Widow of John D. Berry, deceased, late of Washington Township, Union County, W. Va., having had explained to me, by the Probate Court of said County, the provisions of said will, my rights under it, and

13917

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 in said Court.

Clara B. Berry - Widow of John D. Berry, Deceased.

Signed in open Court this 30th day of November, 1939. L. W. Hazen Probate Judge.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 13917- November 30- 1939. John D. Berry, Deceased. Election of Widow.

This day personally came into open Court Clara B. Berry, widow of said John D. Berry deceased, and applied to make her election whether to take or not to take under the Will of said John D. Berry 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. L. W. Hazen - Probate Judge.

13912 Filed Dec. 1- 1939.

In the Matter of the Estate of H. F. Blum, Deceased. Application for Transfer of Real Estate. Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13912. H. F. Blum, Deceased. Application for Transfer of Real Estate. Now comes Elizabeth Blum, and represents to the Court that H. F. Blum, a resident of the Village of Richwood in said County, died testate on the 28th day of July, 1939, that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on August 4, 1939, admitted to probate on August 8, 1939, and recorded in Vol. X, Page 83 of the Record of Wills in said County, and that on the 8th day of August, 1939, Elizabeth Blum was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.

Being an undivided one-half interest of the following described real estate.

Situated in the County of Delaware, State of Ohio, and in the Village of Galena said Township of Holm and bounded and described as follows:

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Second parcel; being in the County of Delaware and State of Ohio, and Township of Harlem, and being a part of a certain tract of land of 135 acres more or less conveyed to said Clara E. Chaffin by A. L. Alkire, Sheriff of Delaware County, Ohio, by deed bearing date of April 11th, 1922, and recorded in the Deed Records of Delaware County, Ohio, in Vol. 159 page 42; and is particularly described as follows: Being in Section 2 Township 3 Range 16, U. S. M. Lands. Beginning at a point in the center of the public road at a narrow tooth driven in the road, said point being the northeast corner of a tract of 30 acres conveyed by Clara E. Chaffin and bequeathed to Flora E. Rupp by deed dated January 7th, 1929 and recorded in Vol. 170 page 315 Delaware County Deed records; Thence South 90° West along the north line of said Flora E. Rupp's land 129.43 rods more or less to the northwest corner of said Flora E. Rupp's land. Thence North 30° west 43.35 rods more or less to the south line of lands formerly owned by Mahlon Searle. Thence East along the south line of said Mahlon Searle land to the south east corner of said Mahlon Searle's land a distance of 121 rods to a stone in the center of the road; at the southeast corner of said Mahlon Searle's land. Thence South 11° east along the center of said road to the place of beginning, containing Thirty (30) acres more or less.

Situated in the County of Franklin, State of Ohio and City of Columbus and bounded and described as follows: Being Lot No. Two Hundred Seventy Two (272) of Louis Heights Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 11, Page 8, Recorder's Office, Franklin County, Ohio. Subject to any and all restrictions, easements or other conditions that might be contained in former deeds or instruments affecting said premises.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise. Elizabeth Blum - One 21-Richwood, Union County, Ohio - Widow - All. Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have

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the same transferred and recorded in the proper County, as provided by law.

Elizabeth Blum.

The State of Ohio, Union County.

Elizabeth Blum, Executrix, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Elizabeth Blum.

Sworn to before me and signed in my presence, this 17 day of November, 1939.

W. Le Roy Allen - Notary Public, Union County, Ohio.

My commission expires Feb. 6 - 1942.

Journal Entry

Journal Entry

Probate Court, Union County, Ohio.

Dec. 1 - 1939.

In the Matter of The Estate of H. F. Blum, Deceased.

Authority to Transfer Real Estate.

This day came Elizabeth Blum, Executrix of the estate of H. F. Blum, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appeared to the Court that H. F. Blum, a resident of the Village of Richmond, in said County, did testate on July 28, 1939, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio, on August 4, 1939, admitted to probate on August 8, 1939 and recorded in Vol. X Page 83 of the Record of Wills in said County, and that on the 18th day of August, 1939, Elizabeth Blum, was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Elizabeth Blum - Over 21 - Richmond, Union County, Ohio - Widow - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided, by law.

L. W. Hazen - Probate Judge.

13862 Filed

May 18 - 1939

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May 13-1939

In the Matter of The Last Will and Testament of Belle Arnold, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Belle Arnold, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Belle Arnold, late a resident of the Village of Richwood, in said County, died on or about the 16th day of April, 1939, leaving her instrument in writing, herewith produced, purporting to be her last will; that the said Belle Arnold died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:-
Mildred Carickard Geizer - Over 21 - Daughter - 3246 Blaine Ave. Apt. #6, Detroit, Michigan.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Robert N. Allen - Applicant.

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

Oath.

Robert N. Allen.

Sworn to before me and signed in my presence, this 9th day of May, 1939.
Geo. Carrie W. Houbek - Deputy Clerk.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Belle Arnold, Deceased. Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Robert N. Allen praying that an instrument in writing purporting to be the last will and testament of Belle Arnold, deceased, be admitted to probate:

Journal Entry

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be residents of the state, and that a hearing on said application will be had on the - day of - 19- , at - o'clock - M.

L. W. Hazen - Probate Judge.

13862

Application for Commission to Take Deposition of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Belle Arnold, Deceased. No. 13862.
Application for Commission to the Probate Court of said County;

Application for Commission

The undersigned respectfully represents that Belle Arnold late of said County, deceased, died testate on or about the 16th day of April, A.D. 1939, and that her Will was on the 9th day of May, 1939, produced in open court for Probate. That Mrs. Hiram Revernaugh and Mrs. Clyde Spindler witnesses to said Will reside out of the jurisdiction of said Court, to-wit: at Lucas County, Ohio, 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 9th day of May, 1939.

Respectfully,
Robert F. Allen.

The State of Ohio, Union County.

Robert F. Allen, being duly sworn says that the statements in the foregoing Application are true as he verily believes.

Robert F. Allen.

Sworn to before me and signed in my presence, this 9th day of May, 1939.

Geo. H. Ray, Notary Public,
Union County, Ohio,
My commission expires Feb. 6-1942.

Probate Court, Union County, Ohio.

In the Matter of the Will of Belle Arnold, Deceased. May 9-1939.
Order for Commission.

Order for Commission

This day Robert F. Allen appeared in open court and made application for a commission to issue to some suitable person to take the deposition of Mrs. Hiram Revernaugh and Mrs. Clyde Spindler, witnesses to the will of said Belle Arnold deceased. And it appearing to the Court that said witnesses reside out of the jurisdiction of this Court, to-wit: at Lucas County, Ohio, Ohio.

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

L. W. Hazen - Probate Judge.

13862

Commission

In the Matter of the Will of Belle Arnold, Deceased. No. 13862.
Application for Commission to the Probate Court of said County;

Commission

The undersigned respectfully represents that Belle Arnold late of said County, deceased, died testate on or about the 16th day of April, A.D. 1939, and that her Will was on the 9th day of May, 1939, produced in open court for Probate. That Mrs. Hiram Revernaugh and Mrs. Clyde Spindler witnesses to said Will reside out of the jurisdiction of said Court, to-wit: at Lucas County, Ohio, 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 9th day of May, 1939.

Deposition

Deposition

In the Matter of the Will of Belle Arnold, Deceased. No. 13862.
Application for Commission to the Probate Court of said County; to take the deposition of Mrs. Hiram Revernaugh and Mrs. Clyde Spindler, witnesses to the will of said Belle Arnold deceased. And it appearing to the Court that said witnesses reside out of the jurisdiction of this Court, to-wit: at Lucas County, Ohio, Ohio. It is therefore ordered that such Commission, with said Will annexed, issue to — 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.

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13862

Commission to Take Depositions of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Belle Arnold, Deceased. No. 13862.

Commission. I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of Mrs. Hiram Revemough and Mrs. Clyde Spindler subscribing witnesses to the instrument in writing, hereto annexed, purporting to be the Will of Belle Arnold, deceased, late of the Village of Richmond, County of Union, in the State of Ohio; and therefore I command you that at certain times and places appointed by you, you cause the said Mrs. Hiram Revemough and Mrs. Clyde Spindler to be brought before you, and there and there examine them, on oath or affirmation first taken before you, touching the due execution of said Will, and that you reduce such examination to writing and return the same, together with this commission, and the Will of the said Belle Arnold, deceased, thereto annexed, closed up under your seal, unto our said Probate Court, with all convenient speed.

Commission.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Marysville, Ohio, this 10 day of May, 1939.

L. W. Haseu - Judge and Ex-officio Clerk of the Probate Court.

Depositions of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Belle Arnold, Deceased. No. 13862.

Deposition. I, Charles E. Chittenden, Probate Judge of Lucas County, Toledo, Ohio, duly appointed and commissioned by the Judge of the Probate Court of the County of Union in the State of Ohio, to take the depositions of Mrs. Hiram Revemough, and Mrs. Clyde Spindler the subscribing witnesses to the instrument in writing purporting to be the Will of Belle Arnold, deceased, late a resident of said County of Union in the State of Ohio, which commission and the said Will are hereto annexed, do hereby certify, that in pursuance of said commission, I caused Mrs. Hiram Revemough and Mrs. Clyde Spindler said subscribing witnesses to come personally before me at Toledo, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

Deposition.

13862

Mrs. Hiram Reveaugh and Mrs. Clyde Spindler, were present at the execution of said Will, hereto attached and at the request of the decedent, subscribed their names to said Will as attesting witnesses, in the presence of said decedent, and that they saw said Belle Arnold, deceased, sign said Will at the end thereof and heard her acknowledge the same to be her last Will; and that said decedent, at the time of the making and signing of said Will, was of full age, of sound mind and memory, and not under any restraint.

Mrs. Hiram Reveaugh
Mrs. Clyde Spindler.

Certificate.

I hereby certify that the foregoing was reduced to writing by myself, in the presence of said witnesses and subscribed by said witnesses in my presence, on this 3rd day of June, 1939.

Certificate.

My testimony whereof, I have hereunto set my hand, at Toledo, Ohio, this 3rd day of June, 1939.
Commissioner's fee \$5.00
Witness fee \$2.00

Chas. E. Chittenden - Commissioner.

Last Will and Testament.

In the Name of The Benevolent Father of All, amen:
I, Belle Arnold of the town of Richmond County of Union and State of Ohio, being about 64 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.

Last Will and Testament.

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 hereby direct my executor or administrator to erect a suitable tombstone and also markers for myself and my father and pay for same out of my estate.

Third. - I hereby direct that all of my property both personal and real shall be sold and after my debts are paid the remainder shall be divided as follows:

Fourth. - I Give, Devise and Bequeath to Mildred Cerrickard, One Hundred Dollars.

Fifth. - I Give, Devise and Bequeath to Abner J. Arnold, Columbus, Ohio, one-fourth of the remainder.

Sixth. - I Give, Devise and Bequeath to Gail Arnold, three-fourth being all of the remainder.

I nominate, and appoint Gail Arnold to be executor of this my Last Will and Testament.

13862

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In Testimony Whereof, I have set my hand and seal to this, my last Will and Testament, at Toledo, Ohio, this 7th day of April, in the year of our Lord One Thousand Nine Hundred and Twenty-five.

The foregoing instrument was signed by the said Belle Arnold in our presence, and by her published and declared as and for her last Will and Testament, and at her request, and in our presence and in the presence of each other, we hereunto subscribe our names as attesting witnesses, at Toledo, Ohio, this 7th day of April, A.D. 1925.
Mrs. Hiram Remevaugh, resides at Toledo, Ohio.
Mrs. Clyde Spindler, resides at Toledo, Ohio.

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of The Will of Belle Arnold, Deceased. Dec. 13-1939.
Order Admitting to Probate and Record.
(Commissioner Returned).

This matter came on this day further to be heard, on the application of Gail Arnold to admit to probate and record the will of Belle Arnold, deceased, late of the Village of Richwood in said County, heretofore filed in this Court. It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate and Record.

The Probate Court of Lucas County, the Commissioner heretofore appointed to take the deposition of Mrs. Hiram Remevaugh and Mrs. Clyde Spindler the subscribing witnesses to said will, duly returned the commission issued to him, with said will annexed, and also the deposition so taken, duly certified; Said subscribing witnesses to said will, having been duly sworn, testified as to the execution and attestation of said will, which testimony was reduced to writing, 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 of said Belle Arnold deceased; that it was duly executed and attested; and that the said testatrix at the time of signing said will, was of full 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. Hazen - Probate Judge.

18959
Filed
Nov. 25-1939.

In the Matter of The Last Will and Testament of Margaret E. Parker,
Application for Probate of Will. Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Margaret E. Parker, Deceased. Application for Probate of Will to the Probate Court of said County:

Your applicant respectfully represents that Margaret E. Parker, late a resident of the Township of Jerome, in said County, died on or about the 15th. day of November, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Margaret E. Parker died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Harry Parker	Male	Son	Lancaster, Ohio, R. 11 D.
Stephen Parker	"	"	Worthington, Ohio, R. 11 D.
Earl E. Parker	"	"	Plain City, Ohio, R. 11 D.
Le Roy Parker	"	Grandson	Unknown.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

- Applicant.
Residence - Worthington, Ohio.

The State of Ohio, Union County.

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

Bath.

Sworn to before me and signed in my presence, this 25th. day of November, 1939.

L. W. Hazen - Probate Judge.
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Margaret E. Parker, Deceased. Presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Stephen Parker, praying that an instrument in writing purporting to be the last will and testament of Margaret E. Parker, deceased, be admitted to probate:

It is ordered that 5 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix, known to be residents of the state, by registered mail, and that a hearing on said application will be had on the 8th. day of Nov. 1939, at 10 o'clock A. M.

L. W. Hazen - Probate Judge.

18959

The State
In the Matter of
Margaret E. Parker,
Deceased,
Application for Probate of Will.
The State of Ohio,
Union County,
Probate Court.

Waiver
of Notice.

In the Matter of Margaret E. Parker, Deceased.

Personal Detrick, whole truth execution of deceased, of the year 1939, purporting to be the last will and testament of the said Margaret E. Parker, deceased, and that the same and not

Testimony of Witnesses.

Sworn in my presence in open Court of November 25, 1939.

Application

In the Matter of Margaret E. Parker, Deceased. Application for Probate of Will was open for

Commissioner

Margaret E. Parker,
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Probate Judge.

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Probate Judge.

13959

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

Waiver
of Notice.

In the Matter of the Will of
Margaret E. Parker, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, next of kin of Margaret E. Parker, de-
ceased, and residents of the State of Ohio, thereby waive notice
of the presentation of said decedent's Will for probate, and
consent to the admission of the same to probate.

Harry X Parker - Lancaster, O. R. F. D.
*his
mark*

Witnesses
{ Mrs. Harry Parker
{ F. E. Detrick
Stephen Parker. - Worthington, Ohio, R. F. D.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Margaret E. Parker, Deceased. No. 13959.
Testimony of Witnesses.

Testimony
of
Witnesses.

Personally appeared in open Court W. W. Fuller, Forest R.
Detrick, who being first duly sworn to testify the truth, the
whole truth and nothing but the truth, in relation to the ex-
ecution of the last Will and Testament of Margaret E. Parker,
deceased, I depose and say: We were present at the execution
of the instrument of writing now before us, dated October 6th.
1939, purporting to be the last Will and Testament of Mar-
garet E. Parker, deceased; that we, at the request of said tes-
tatrix and in her presence, respectively subscribed our
names thereto as witnesses; and that we, W. W. Fuller,
Forest R. Detrick, Mildred Parker and Christina Parker,
and that said Margaret E. Parker at the time of executing
the same, was of full age and of sound mind and memory,
and not under any restraint.

Sworn to before me and signed
in my presence by said witnesses W. W. Fuller
in open Court, this 25th. day of Worthington, Ohio,
of November, 1939. Forest R. Detrick.
Worthington, Ohio.

L. W. Hazen
Probate Judge.

Application for Commission to Take Deposition of Witnesses to Will.
Probate Court, Union County, Ohio

In the Matter of the Will of Margaret E. Parker, Deceased. No. 13959.
Application for Commission.

To the Probate Court of said County:
The undersigned respectfully represents that Margaret E.
Parker, late of said County, deceased, died testate, on or
about the 15th. day of November, A. D. 1939; and that her
Will was on the 25th. day of November, 1939, produced in
open Court for Probate.

13957

That Mildred Parker and Christina Parker witnesses to said Will reside outside the jurisdiction of said Court, to-wit: at Lancaster, Ohio and Worthington, Ohio, respectively.

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 November, 1939.

Respectfully,

Forest R. Dietrick.

The State of Ohio, Union County.

Forest R. Dietrick, being duly sworn says that the statements in the foregoing Application are true as he verily believes.

Forest R. Dietrick.

Sworn to before me and signed in my presence, this 25th. day of Nov. 1939.

L. W. Hazen - Probate Judge.

Probate Court, Union County, Ohio.

In the Matter of the Will of Margaret E. Parker, Deceased. Under a Commission.

This day Forest R. Dietrick appeared in open Court and made application for a commission to issue to some suitable person to take the deposition of Mildred Parker and Christina Parker witnesses to the will of said Margaret E. Parker deceased. And it appearing to the Court that said witnesses reside outside the jurisdiction of this Court, to-wit: at Lancaster, Ohio, and Worthington, Ohio, respectively.

Under a Commission.

It is therefore ordered that such Commission, with said Will annexed, issue to Forest R. Dietrick 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.

L. W. Hazen - Probate Judge.

Commission to Take Depositions of Witnesses to Will. Probate Court, Union County, Ohio.

In the Matter of the Will of Margaret E. Parker, Deceased. Commission.

To Forest R. Dietrick, Writing:

Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the depositions of Mildred Parker and Christina Parker of Lancaster, Ohio, and Worthington, Ohio, respectively, subscribing witnesses to the instrument in writing, hereto annexed, purporting to be the Will of Margaret E. Parker, deceased, dated of Township of Jerome, County of Union,

Commission.

13959

in the State of Ohio, Union County, Ohio, respectively. Christina and then first take and that time the of the said up under convenient. In the affixed the day of Nov.

In the Matter of the Will of Margaret E. Parker, Deceased. Under a Commission. This day Forest R. Dietrick appeared in open Court and made application for a commission to issue to some suitable person to take the deposition of Mildred Parker and Christina Parker witnesses to the will of said Margaret E. Parker deceased. And it appearing to the Court that said witnesses reside outside the jurisdiction of this Court, to-wit: at Lancaster, Ohio, and Worthington, Ohio, respectively. It is therefore ordered that such Commission, with said Will annexed, issue to Forest R. Dietrick 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. L. W. Hazen - Probate Judge. Commission to Take Depositions of Witnesses to Will. Probate Court, Union County, Ohio. In the Matter of the Will of Margaret E. Parker, Deceased. Commission. To Forest R. Dietrick, Writing: Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the depositions of Mildred Parker and Christina Parker of Lancaster, Ohio, and Worthington, Ohio, respectively, subscribing witnesses to the instrument in writing, hereto annexed, purporting to be the Will of Margaret E. Parker, deceased, dated of Township of Jerome, County of Union,

Deposition.

Witnesses to said
Will, to-wit: at
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R. Detrick.
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R. Detrick.
at, this 25th.
Probate judge.

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deposition to Will,
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County of Union,
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scribed, hereunto
Margaret E. Parker, de-
ceased, of
County of Union,

18959

in the State of Ohio; and therefore I command you that, at cer-
tain times and places appointed by you, you cause the said
Christina Parker and Mildred Parker to be brought before you,
and then and there examine them, on oath or affirmation
first taken before you, touching the due execution of said Will,
and that you reduce such examination to writing and re-
turn the same, together with this commission, and the Will
of the said Margaret E. Parker, deceased, thereto annexed, closed
up under your seal, unto our said Probate Court, with all
convenient speed.

In testimony whereof, I have hereunto set my hand and
affixed the seal of said Court at Mansville, Ohio, this 25th.
day of Nov. 1939.

L. W. Hazen - Judge and Ex-
officio Clerk of the Probate Court.

Depositions of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of The Will of | No. 18959.
Margaret E. Parker, deceased. | Deposition.
I, Forest R. Detrick, duly appointed and commissioned by
the Judge of the Probate Court of the County of Union, in the
State of Ohio, to take the depositions of Mildred Parker and
Christina Parker the subscribing witnesses to the instrument in
writing purporting to be the Will of Margaret E. Parker, deceased,
late a resident of said County of Union in the State of Ohio,
which commission and the said Will are hereto annexed,
do hereby certify, that in pursuance of said commission, I
caused Mildred Parker and Christina Parker said sub-
scribing witnesses to come personally before me at Lancaster,
W. R. D., & Warrington, Ohio, who being first duly sworn
according to law to speak the truth, the whole truth
and nothing but the truth, concerning and in respect
to the due execution of said Will, testified as follows:
Mildred Parker and Christina Parker were present at the
execution of said Will hereto attached and at the request
of the decedent, subscribed our names to said Will as
witnesses in the presence of said decedent, and that
we saw said Margaret E. Parker, deceased, sign said
Will at the end thereof and her acknowledge the same
to be her last Will; and that said decedent, at the time
of the making and signing of said Will, was of full age,
of sound mind and memory, and not under any restraint.

Deposition

Mildred Parker.
Christina Parker.

18959

Certificate.

I hereby certify that the foregoing was reduced to writing by myself, in the presence of said witnesses and subscribed by said witnesses in my presence, on this 28th. day of November, 1939.

In testimony whereof, I have hereunto set my hand, at Worthington, Ohio, this 28th. day of November, 1939.
Commissioner's Fee - \$1.40
Witnesses, Fees - \$2.00
Herschel R. Detrick - Commissioner.

Last Will and Testament of Margaret E. Parker.

Know all Men by these presents, That I, Margaret E. Parker, now residing with my Son, Stephen Parker, near Worthington, Ohio, do make, publish and declare this to be my Last Will and Testament, and I hereby revoke any Wills by me heretofore made:

Item 1: I direct that my just debts and funeral expenses be paid from my estate as soon as practicable after my death.

Last Will and Testament

Item 2: I give, devise and bequeath all my property whether it be real, personal or mixed, to my sons, who survive me to be theirs, share and share alike absolutely and in fee, and I further provide, that if any of my sons precede me in death, then the share of such son shall go to the children of such deceased son, excepting, however, if Leroy Parker who is the son of my Son, Lester, shall not appear to make claim for his share of the estate under this Item within four (4) months from the date of my death, then the bequest as to him shall be void and my entire estate shall be divided among my three Sons, Harry, Stephen and Earl, share and share alike; or if any one or more of them precede me in death, the share of the father shall be given to his children. This is done for the reason that I have not heard from my Grandson, Leroy Parker, for nearly twenty years.

I nominate and appoint my Sons, Stephen and Earl E. Parker, to be Executors of this my Last Will and Testament and direct that no bond be required of them as such.

In Witness Whereof, I have hereunto set my hand, this 6th. day of October, 1939, A. D., at Worthington, Ohio.
Margaret E. Parker.

Signed and acknowledged by Margaret E. Parker as and for her Last Will and Testament, in our presence and by us subscribed as attesting witnesses at her request and in her presence, and in the presence of each other this 6th. day of October, 1939, A. D., at Worthington, Ohio.

18959

W. W. Fric
Housh
Mildred
Christina

In the Matter of
Margaret E. Parker

This is to certify that the application of the applicant for the probate of the will of the said deceased was heard and the will was admitted to probate and the executor appointed.

Order Admitting to Probate

And the said will was admitted to probate and the executor appointed and the same was reduced to writing and presented to the Court for its approval and the same was approved and the same was admitted to probate and the executor appointed.

1939

W. W. Fuller, residing at Worthington, Ohio.
Forest R. Detrick, residing at Worthington, Ohio.
Mildred Parker, Lancaster, Ohio, R. F. D. #1.
Christina Parker, Worthington, Ohio.

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of The Will of Margaret E. Parker, deceased. December 1 - 1939.

This matter came on this day further to be heard, on the application of Stephen Parker to admit to probate and record the Will of Margaret E. Parker deceased, late of the township of Jerome in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be resident of the State 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, and have waived notice and given consent to the probate of said Will.

Order Admitting to Probate & Record

And W. W. Fuller, Forest R. Detrick, 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.

Forest R. Detrick, as commissioner, appointed by the Court, presented the deposition fully served, with signatures of Mildred Parker, and Christina Parker, witnesses to said will of Margaret E. Parker, deceased.

Whereupon the Court finds that the aforesaid instrument of writing is the last Will and Testament of said Margaret E. Parker deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

d. to writing by and subscribed 28th. day of my hand, at 1939. Commissioners.

Parker. Margaret E. Parker, of Worthington, be my last and my Will by and funeral expenses practicable.

my property to be absolutely my of my some of my share, however, shall of the estate on the date of be paid and my three Sons, alike; or if the share. This is done in my presence,

Stephen and last Will and signed of them by hand, this day, Ohio. Parker as our presence at her request of each other Worthington, Ohio.

13989
Filed
Dec. 20-1939

In the Matter of The Last Will and Testament of Frank J. Nicol,
Application for Probate of Will. Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Frank J. Nicol, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Frank J. Nicol, late a resident of the Township of Paris, in said County, died on or about the 16th day of December, 1939, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Frank J. Nicol died leaving Emma Nicol of the age of — years as his surviving spouse, who resides at Mansville, Ohio, R. D. #4, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Emma Nicol	52	Wife	Mansville, Ohio, R. D. #4.
Carl J. Nicol	30	Son	Jacksonville, Indiana.
Roy M. Nicol	29	Son	Mansville, Ohio, R. D. #4.
Rosemary Burbrink	25	Daughter	Columbus, Ind. 1396 ^{Crossing} Rawton

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Emma Nicol - Applicant.
Residence - Mansville, Ohio, R. D. #4.

The State of Ohio, Union County.

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

Wath.

Sworn to before me and signed in my presence, this 20th day of December, 1939.

Wm. R. Cameron - Notary Public.
in and for Union County, Ohio.

The State of Ohio, Union County.

In the Matter of the Will of Frank J. Nicol, Deceased. Journal Entry on Presentation of Will for Probate.
December 20th - 1939.

Journal Entry.

An application having been this day presented to the Court by Emma Nicol praying that an instrument in writing purporting to be the last will and testament of Frank J. Nicol, deceased, be admitted to probate;

It is ordered that — days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be residents of the state, and that a hearing on said

13989

application
10 o'clock

Waiver of Notice.
The State of Ohio, here
deceased's Will
the same
Emma
Carl
Roy M.
Frances

In the Matter of the Will of Frank J. Nicol, Deceased.
Persons who being truth and execution dated Feb and Testa the request tively su that we that said was of not I will Sworn signed in said into this 22 no

Testimony of Witnesses.

Persons and before testify the truth, in deposes and appears
Proof of Signature Witnesses to Will.

Frank J. Nicol,
Deceased.
Bank.

Waver of Will.

Frank J. Nicol,
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1939, leaving an
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the following
in:

Address.
Ohio, R. D. #4.
Indiana.

Ohio, R. D. #4.
Sub. 1396
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- Applicant.
Mills, Ohio, R. D. #4.

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m. Notary Public
in County, Ohio.
1939.

Respectation
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in writing pur-
Frank J. Nicol,

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ator, known
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13989

application will be had on the 27th. day of December, 1939, at
10 o'clock A.M.

L. W. Hazen - Probate Judge.
Waver of Notice and Consent to Probate.
Probate Court.

Waver of Notice and Consent to Probate.
The State of Ohio, Union County.
In the Matter of the Will of
Frank J. Nicol, Deceased.

Waver
of Notice.

We, the undersigned, surviving spouse and next of kin
of Frank J. Nicol, deceased, and residents of the State of
Ohio, hereby waive notice of the presentation of said de-
cent's Will for probate, and consent to the admission of
the same to probate.

Emma Nicol - Marysville, Ohio, R. #4.
Earl J. Nicol - Jonesville, Indiana.
Roy W. Nicol - Marysville, Ohio, R. #4.
Frances Burbank - Columbus, Ind. 1896 Lawton, Ave.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of The Will of
Frank J. Nicol, Deceased.

No. 13989.
Testimony of Witnesses.

Personally appeared in open Court John H. Schwartzkopf
who being first duly sworn to testify the truth, the whole
truth and nothing but the truth, in relation to the ex-
ecution of the last Will and Testament of Frank J. Nicol,
deceased, depose and say: We were present at the ex-
ecution of the instrument of writing now before us,
dated February 2nd, 1932, purporting to be the last Will
and Testament of Frank J. Nicol, deceased; that we, at
the request of said testator and in his presence, respec-
tively subscribed our names thereto as witnesses; and
that we saw said testator sign said instrument, and
that said Frank J. Nicol at the time of executing the same,
was of full age and of sound mind and memory, and
not under any restraint.

Testimony
of Witnesses.

Sworn to before me and
signed in my presence by
said witnesses, in open Court,
this 22nd. day of December, 1939.

John H. Schwartzkopf.
Marysville, Ohio.

L. W. Hazen.
Probate Judge.

Proof of Signature of Witnesses to Will.
Probate Court, Union County, Ohio.

Personally appeared in open Court Robert C. Kirkade
and Charles W. Kirkade, who being first duly sworn to
testify the truth, the whole truth, and nothing but the
truth, in the matter of the Will of Frank J. Nicol deceased,
depose and say; that John H. Kirkade whose name
appears as one of the subscribing witnesses to the

Proof of
Signature
of Witnesses
to Will.

13989

Last Will and Testament of Frank J. Nicol, deceased, presents annexed, has, since the date of said Will February 2nd, A.D. 1932, died; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said John H. Kinkade 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 H. Kinkade.

L. A. Kinkade.
Robert C. Kinkade.

Sworn to before me and signed in my presence, in open Court, this 20 day of December, 1939.

L. W. Hazen - Probate Judge.

Will.

I, Frank J. Nicol, of Darby Township, Union County, Ohio, being of sound and disposing mind and memory, and desiring to make such disposition of my estate as seems best to me, do hereby make, publish and declare this my last Will and Testament.

Item 1: I give, bequeath and devise my entire estate unto my beloved wife, Emma Nicol, her heirs and assigns forever.

Item 2: I nominate my said wife Executrix without bond. Done at Marysville, Ohio, February 2, 1932.

Frank J. Nicol.

The foregoing instrument was signed, declared and acknowledged by the said Frank J. Nicol, as and for his last Will and Testament in our presence and signed by us as witnesses in his presence, this 2nd day of February, 1932, at Marysville, Ohio.

John H. Schwartzkopf
John H. Kinkade

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of the Will of Frank J. Nicol, deceased. December 27th - 1939.

This matter came on this day further to be heard, on the application of Emma Nicol, to admit to probate and record the Will of Frank J. Nicol deceased, late of the Township of Darby in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving Emma Nicol surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be residents of the State have been duly served with notice of the filing of said Will and of the application to admit it to probate and record

13989

Order Admitting to Probate & Record

in this Court have, with said Will, and I, Emma Nicol, deceased, appeared in and respectively signed the said Will, which is a true and correct copy of the original of writing of Frank J. Nicol, and that said Will, was admitted to probate, and the witnesses

13977

Filed Dec. 12 - 1939.

In the Matter of

The State of Ohio vs. Stephen L. ...

Your application late a ... died on ... an instrument his last Amelia E ... ing spouse following

- Upon the application of: Iraa Gra, Eltha Gra, Mary Gra, George Gra, Floyd Gra, Urban A. Verne A. James Co.

deceased, presents
Mary 2nd, A. D.
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Kinkade,
Kinkade,
presence, in open
Probate judge.

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Probate & Record
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Court that
surviving spouse
next of kin
the State have
said Will and
and read

13939 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 John H. Schwartzkopf, a subscribing witness to said
will, and Robert C. Kinkade and Clara A. Kinkade, wit-
nesses, in proof of the signature of John H. Kinkade, de-
ceased, a subscribing witness to said Will, this day ap-
peared 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 Frank
G. Nicol deceased; that it was duly executed and attested,
and that the said testator, at the time of signing said
Will, was of full 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. Hazen - Probate judge.

13977
Filed
Dec. 12 - 1939.
In the Matter of The Last Will and Testament of Stephen Graham,
Application for Probate of Will. Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Stephen Graham, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Stephen Graham,
late a resident of the Township of Dover, in said County,
died on or about the 15th day of November 1901, leaving
an instrument in writing, herewith produced, purporting to be
his last will; that the said Stephen Graham died leaving
Amelia E. Graham of the age of — years as his surviv-
ing spouse, who resides at Marysville, Ohio, and the
following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Irvin Graham		Son	
Etha Graham		Daughter	Marysville, Ohio.
Mary Graham		Daughter	Marysville, Ohio.
George Graham		Son	Marysville, Ohio, R. D. #3.
Wloyd Graham		Son	
Urban A. Graham		Son	Marysville, Ohio, R. D. #3.
Vernie W. Graham		Son	4028 Grace St., Chicago, Ill.
James E. Graham		Son	

13977

Your applicant further says that the above named Isaac Graham, Wm. Graham, and James E. Graham have, since the decease of said Stephen Graham, died, leaving no descendants, and that the others of said sons and daughters above named are now the only living next of kin of said Stephen Graham, deceased.

Your applicant offers the said will for probate and prays that a trial may be had for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Urban A. Graham - Applicant,
Residence - R. D. #3, Marietta, O.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 12th day of December, 1939.

[Signature]

Wm. R. Cameron - Notary Public,
in and for Union County, Ohio,
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Stephen Graham, Deceased. December 12th. 1939. Journal Entry on presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Urban A. Graham praying that an instrument in writing, purporting to be the last will and testament of Stephen A. Graham, deceased, be admitted to probate:

It is ordered that — days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be residents of the state, and that a hearing on said application will be had on the 16 day of Dec. 1939, at 10 o'clock A.M.

L. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Stephen Graham, Deceased. Waiver of Notice and Consent to Probate.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of Stephen Graham, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

13977

Mary L. Res. Urban Eltha Verne
Dated Dec

In the Matter of the Will of Stephen Graham, deceased, first and nothing but Will and and say ment of porting to Graham, tato and names the testator s Graham age and any restro Sworn signed in said into Court, the 1939.

Testimony of Witnesses.

[Signature]

In the Matter of the Will of Stephen Graham, deceased, and Eltha testify the truth, in ceased, d name app last Will has, since died; that, handwritten that the be his, a

Proof of Signature of Witnesses to Will.

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 Graham-Applicant,
 P. D. #3, Marietta, O.
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 Graham.
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 Notary Public,
 Union County, Ohio,
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 Will for Probate,
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 Probate Judge.
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13977

- Mary Graham - Marietta, Ohio.
- Geo. Graham - Marietta, Ohio, P. D. #3.
- Urban A. Graham - Marietta, Ohio, P. D. #3.
- Eltha Graham - Marietta, Ohio.
- Vernie O. Graham - 4028 Grace Street, Chicago, Ill.

Dated December 16th. 1939.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 13977.

Stephen Graham, Deceased. Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court J. D. Beck, 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 Stephen Graham, deceased, depose
 and say: We were present at the execution of the instru-
 ment of writing now before us, dated November 14, 1901, pur-
 porting to be the last Will and testament of Stephen
 Graham, deceased; that we, at the request of said tes-
 tator and in his presence, respectively subscribed our
 names thereto as witnesses; and that we saw said
 testator sign said instrument and that said Stephen
 Graham, at the time of executing the same, was of full
 age and of sound mind and memory, and not under
 any restraint.

Sworn to before me and
 signed in my presence by
 said witnesses in open
 Court, this 13 day of December,
 1939.

J. D. Beck

Carrie W. Hornbeck
 Deputy Clerk.

Proof of Signature of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 13977.

Stephen Graham, Deceased. Testimony.

Proof of Signature of Witnesses to Will.

Personally appeared in open Court Mary Graham
 and Eltha Graham who being first duly sworn to
 testify the truth, the whole truth, and nothing but the
 truth, in the matter of the Will of Stephen Graham, de-
 ceased, depose and say; that I have Graham, whose
 name appears as one of the subscribing witnesses to the
 last Will of Stephen Graham, deceased, herewith annexed,
 has, since the date of said Will, November 14th. A. D. 1901,
 died; that we are each of us well acquainted with the
 handwriting and signature of said deceased witness, and
 that the signature of said I have Graham purporting to
 be his, as one of the subscribing witnesses to said Will,

13977

is the true and genuine signature of the said deceased
intress Ivan Graham.

Eltha Graham.

Mary Graham.

Sworn to before me and signed in my presence, in open
Court, this 14 day of December, 1939.

L. W. Hazen. Probate Judge.

Will.

November 14-1901.

I, Stephen Graham, being of sound mind but of very
wounded health, commit my body to the earth from
whence it came and I commit my soul to God. I
bequeath my property real and personal to Amelia Graham
to have and possess and own the same such as
I do, she shall pay all of my indebtedness.

Will.

Stephen Graham.

J. D. Beck.

Ivan Graham.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of Stephen Graham, deceased. December 16th - 1939.

This matter came on this day further to be heard, on the
application of Urban A. Graham to admit to probate and
record the Will of Stephen Graham deceased, late of the
Township of Dover in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that
said decedent died leaving Amelia E. Graham surviving
spouse and that the surviving spouse and all the next
of kin of said decedent known to be residents of the State
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.

Order Admitting
to
Probate & Record.

And J. D. Beck, a subscribing witness to said will, and
Mary Graham and Eltha Graham, witnesses in proof
of the signature of Ivan Graham, deceased, a subscribing
witness 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 tes-
timony was reduced to writing, was subscribed by them
respectively, and was filed with said Will.

Whereupon the Court finds that the aforesaid instru-
ment of writing, is the last Will and Testament of
said Stephen Graham deceased; that it was duly
executed and attested; and that the said testator,

13977

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Therefore
to probate,
the witnesses

13982
Filed

Dec. 16-1939.

In the Matter
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13977

at the time of signing said Will, was of full 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 this Court.
L. W. Hazen - Probate Judge.

13982
Filed
Dec. 16 - 1939

In the Matter of The Last Will and Testament of Emery Allen Spurrier,
Application for Probate of Will, of Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Emery Allen Spurrier, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Emery Allen
Spurrier, late a resident of the Village of Marysville, in
said County, died on or about the 14th day of December,
1939, leaving an instrument in writing, herewith produced,
purporting to be his last will; that the said Emery Allen
Spurrier died leaving Gertrude Spurrier of the age of 165
years as his surviving spouse, who resides at 240
West Fifth Street, Marysville, Ohio, and the following named
persons as his only next of kin, to-wit:
Marion Spurrier Barrett - Age - Ad. - Daughter - 165 Bellview
Avenue - Chillicothe, Ohio.

Your applicant offers the said will for probate and prays
that a time may be fixed for the proving of the same,
and that said next of kin heretofore named, who are known
to be residents of this State, may be notified according
to law of the presentation of this said will for probate.

Gertrude Spurrier - Applicant,
Residence - 240 West Fifth Street,
Marysville, Ohio.

The State of Ohio, Union County.

The above named Gertrude Spurrier, being first duly sworn,
says that the facts stated and the allegations in the
foregoing application contained, are true as she verily be-
lieves.

Oath.

Sworn to before me and signed in my presence, this
16th day of December, 1939.

Gertrude Spurrier.
Adele M. Kagay - Notary Public,
Union County, Ohio.

13982 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Wainor of Notice and Consent to
 Emery Allen Spurrier, Deceased. Probate of Last Will & Testament.
 We, the undersigned, surviving spouse, and next of kin
 of Emery Allen Spurrier, deceased, resident of the State
 of Ohio, hereby waive further notice of the presentation
 of said decedent's will for probate, and consent to the ad-
 mission of the same to probate.

Wainor
of Notice

(Surviving Spouse) Kertuude Spurrier.
 (Daughter) Marion Spurrier Barrett.

Dated this 16th. day of December, 1939.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of December 16-1939- Journal Entry
 Emery Allen Spurrier, Deceased, on presentation of Will for probate.

Journal
Entry

Any application having been this day presented to the Court
 by Kertuude Spurrier praying that an instrument in writ-
 ing that an instrument in writing purporting to be the last
 will and testament of Emery Allen Spurrier, deceased, be
 admitted to probate:

It is ordered that — days notice, of the presentation of said
 will are to the next of kin of said testator, known to be
 resident of the state, a hearing on said application will
 be for hearing on the 29th. day of Dec. 1939, at 1 o'clock P.M.
 C. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 13982.
 Emery Allen Spurrier, Deceased. Testimony of Witnesses.

Testimony
of
Witnesses.

Personally appeared, in open Court, Mary Sanders and
 William S. Hooper, 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 Emery Allen Spurrier, deceased, depose and say: We
 were present at the execution of the instrument of writing
 now before us, dated August 16, 1937, purporting to be the
 last Will and Testament of Emery Allen Spurrier, deceased;
 that we, at the request of said testator and in his presence,
 respectively subscribed our names thereto as witnesses;
 and that we saw the testator sign said instrument and
 that said Emery Allen Spurrier at the time of executing
 the same, was of full age and of sound mind and
 memory, and not under any restraint.

Sworn to before me and
 signed in my presence by
 said witnesses in open
 Court, this 21 day of December,
 1939.

Mary Sanders.
 Marysville, Ohio.
 William S. Hooper.
 Marysville, Ohio.

C. W. Hazen.
 Probate Judge.

13982.

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Order Admitting
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Last Will and Testament of Emory Allen Spurrier.

I, Emory Allen Spurrier, of the Village of Marysville, 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: All of the property, real and personal, of every kind and description, wheresoever 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 wife, Gertrude Spurrier, absolutely and in fee simple.

Item III: I make, nominate and appoint my wife, Gertrude Spurrier, to be the Executrix of this, my last Will and Testament, and I request that no bond be required of her as such Executrix.

In Witness Whereof, I have hereunto set my hand at Marysville, Ohio, this 16th day of August, A. D. 1937.

Emory Allen Spurrier.

Signed by the said Emory Allen Spurrier and by him acknowledged to be his last Will and Testament, before us and 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 16th day of August, A. D. 1937.

Mary Sanders,

William S. Hooper.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of Emory Allen Spurrier, Deceased. December 29, 1937.
 Order Admitting to Probate and Record.
 This matter came on, this day further to be heard, on the application of Gertrude Spurrier to admit to probate and record the Will of Emory Allen Spurrier, deceased, late of the Village of Marysville of the said County, heretofore filed in this Court.

Order Admitting to Probate and Record. It is now shown to the satisfaction of the Court that said decedent died leaving Gertrude Spurrier surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be residents of the State 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.

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And Mary Sanders and William S. Hooper 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 Emory Allen Spurrier deceased; that it was duly executed and attested; and that the said testator, at the time signing said Will, was of full 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. Hazen - Probate Judge.

13064
Filed
Dec. 26-1939.

In the Matter of The Estate of Gordon E. Wheeler, Deceased.
Application for Transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of The Estate of Gordon E. Wheeler, Deceased. Application for Transfer of Real Estate, No. 13064.

Now comes M. Blanche Wheeler, (formerly M. Blanche Hoke, and represents to the Court that Gordon E. Wheeler, a resident of Richmond in said County, died testate on the 7th day of November, 1935, that his last Will and testament was admitted to Probate in said County, on December 7, 1935 and recorded in Will Record "V" page 182, and that on the 7th day of December, 1935, Lillie M. Wheeler was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.

Being an undivided one-half interest in the following real estate situated in the County of Union in the State of Ohio and in the Township of York, and bounded and described as follows:-

Being part of Survey No. 11346.

Requiring at a stone in the center of a road and corner to land owned by L. B. Monroe, Peter Hill and L. D. Warbe; thence north along the center of the road (50) fifty poles to a stake; thence west one hundred forty-eight (148) poles to a stake; in the line of M. B. Medals land; thence south fifty (50) poles to a burr oak; thence east one hundred forty-eight (148) poles to the place of beginning.

Containing 46 1/4 acres, more or less.

13064

Being Alpha Va. Wheeler, and record

Also to County of No. 11346,

Requiring the McMa of said co of the inte center of thence in a stone stone on E. Wheeler line 47.3

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Deceased.
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Transfer of Real Estate.
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13064

Being the same premises conveyed by Gary Meddles and
Alpha J.A. Meddles; his wife, to Gordon Wheeler and Lillie M.
Wheeler, husband and wife, by deed dated March 30th, 1901,
and recorded in Union County, Vol. of Deeds No. 33 page 215.

Also the following premises, situated in the State of Ohio,
County of Union and Township of York, being part of Survey
No. 11346, and bounded and described as follows:

Beginning at a stone on broken tile and center of
the Mc Mahan Dirt Road; thence north and with the center
of said road 52 poles to a stone at and in the center
of the intersection of the Meddles Dirt Road; thence with the
center of said road West 38.64 poles to a stone on broken tile;
thence with angle of said road S. 82 3/4° W. 9.12 poles to
a stone on broken tile; thence S. 5° E. 49.32 poles to a
stone on broken tile, in line of lands owned by Gordon
E. Wheeler and Samuel Berkowitz; thence East with said
line 47.31 poles to the place of beginning.

Containing 15 acres, more or less.

Being the same premises conveyed by Samuel Berkowitz
and Hanie Berkowitz, his wife, by deed dated March 3rd.
1906, and recorded in Vol. of Deeds No. 92 page 307.

Also the undivided, four-fifths interest in the follow-
ing real estate, situated in the State of Ohio, County of
Union and Township of Clairbourne, being part of Survey
No. 6307, and bounded and described as follows:

Beginning in the East line of farm formerly owned by
S. V. R. Young in the center of the Hoskins Pike; thence
with the center of said pike S. 89 1/2° W. 20 poles to a
stone in said pike; thence N. 1/2° W. 19 1/2 poles to a stone;
thence N. 13 1/2° W. 39.34 poles to a stake; thence N. 72° E.
14.80 poles to a stake in said S. V. R. Young's East line;
thence S. 13 1/2° E. 64.84 poles to the place of beginning.

Containing six acres of land.

Being the same premises conveyed by the heirs of Sarah
A. Moses to Gordon E. Wheeler, Refer to Affidavit recorded
in Vol. of Deeds No. 112 page 71, and deeds record in
Vol. 109 page 128, 129, and 130, Union County Record of Deeds,
(The said Lillie M. Wheeler having an undivided one-fifth
interest in said 6 acres as the heir of Sarah A. Moses.)

Insofar as they can be ascertained, the following is a
list of persons, with their ages, places of residence and
relationship to the decedent and interest passing, to whom
each such parcel of real estate passed by devise.

13064

Name	Age	Place of Residence	Relationship	Portion of Estate
Lillie M. Wheeler		Richwood, Ohio	Widow	Life estate
Daisy M. Buryside	all	Marion, Ohio	Daughter	one-fourth
Anna B. Koeck		Marion, Ohio	Daughter	one-fourth
M. Blanche Wheeler (formerly, M. Blanche Foke)	legal age	Columbus, Ohio	Daughter	one-fourth
Edith Virginia Obydier (formerly, Edith Virginia McDaniels)		Richwood, Ohio	Grand-daughter	one-fourth

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by said Executor.

Wherefore said applicant prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

M. Blanche Wheeler.

The State of Ohio, Union County.

M. Blanche Wheeler, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

M. Blanche Wheeler.

Sworn to before me and signed in my presence, this 8th day of December, 1939.

Adelle M. Hagay, Notary Public.

Journal Entry

Journal Entry

Probate Court, Union County, Ohio.
December 26-1939.
In the Matter of The Estate of Gordon E. Wheeler, Deceased. Authority to Transfer Real Estate.

This day came M. Blanche Wheeler, one of the devisees of Gordon E. Wheeler, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Gordon E. Wheeler, a resident of [unclear], in said County, died testate on November 7th, 1935, that his will was admitted to probate on December 7th, 1935 and is recorded in Will Record "V" page 132, and that on the 7th day of December, 1935, Lillie M. Wheeler was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons,

13064

with their decedent of Real Estate

Lillie M. Wheeler
Daisy M. Buryside
Anna B. Koeck
M. Blanche Wheeler
(formerly, M. Blanche Foke)
Edith Virginia Obydier
(formerly, Edith Virginia McDaniels)

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13815 Filed

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In the Matter of

By the Court
Lucy A. [unclear]

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13064

with their ages, places of residence and relationship to the decedent and, interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Lillie M. Wheeler		Richwood, Ohio.	Widow	Life estate
Daisy M. Burquide	All	Marion, Ohio.	Daughter	one-fourth
Anna B. Losey		Marion, Ohio.	Daughter	one-fourth
M. Blanche Wheeler (formerly M. Blanche Hoke)	Legal age	Columbus, Ohio.	Daughter	one-fourth
Edith Virginia Oberdier (formerly Edith Virginia McDaniel)		Richwood, Ohio.	Grand- Daughter	one-fourth

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And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has here fully complied with by said applicant. It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13815
 Filed
 Dec. 19-1939

In the Matter of The Estate of Lucy A. Slack, Deceased.
Application for Transfer of Real Estate.
 Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13815.
 Lucy A. Slack, Deceased. Application for Transfer of Real Estate.

Now comes Nellie E. Long, and represents to the Court that Lucy A. Slack, a resident of Village of Richwood in said County, died testate on the 3rd day of March, 1939, that her last will and testament was filed in the Probate Court of Union County, Ohio, on tenth day of March, 1939, admitted to probate on the first day of April, 1939, and recorded in Will Record W, page 577, of the Record of Wills of said county; and that on the 1st day of April, 1939, Nellie E. Long was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, in the State of Ohio, and in the Village of Richwood and bounded and described as follows:

13815

Being all of Lot Number Three Hundred and Twenty, (320) in Norris Addition to the Village of Richwood, Union County, Ohio. For a more specific description reference is hereby made to the record of the plat of said Addition duly recorded in the Records of the Recorder's Office, at Marietta, Ohio.

Inssofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Mellie E. Long - Richwood, Ohio, Entire.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Mellie E. Long - Executrix.

The State of Ohio, Delaware County.

Mellie E. Long, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Mellie E. Long - Executrix.

Sworn to before me and signed in my presence, this day of October, 1939.

V. A. McAllister - Notary Public.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13815 - December 19 - 1939, Lucy G. Slack, Deceased. Authority to Transfer Real Estate.

This day came Mellie E. Long, Executrix of the estate of Lucy G. Slack, deceased, and filed herein her application, duly verified, which application is attached hereto and made a part hereof, for an order directing the transfer of certain real estate, belonging to said decedent, as set forth in the application.

It appearing to the satisfaction of the Court that all of the representations set forth in said application are true; that the description of said real estate, and the list of persons to whom each such parcel thereof passed by descent or devise is as set forth in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant;

Journal Entry.

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13849. Filed

Dec. 13 - 1939.

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Ben... Ohio, Co... described... Beg... the South... and... N. 32° W... Patrick... N. 6° E... Richwood... S. 82° 30... Soumeville... W. 13 pol... and S. 9... to the ce... thence in... the begin... But... east corner

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13815 it is hereby ordered, that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named therein, and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hager - Probate Judge.

13849. In the Matter of The Estate of John H. McMahan, Deceased,
Filed And the Probate Court of Union County, Ohio.
Dec. 13-1939. In the Matter of the Estate of John H. McMahan, Deceased. Case No. 13849.
Application for Transfer of Real Estate.
Now comes Delah Dale McMahan, and represents to the Court that John H. McMahan, a resident of York Township in said County, died testate on the 21st. day of April, 1939, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio, on the 29th. day of April, 1939, admitted to probate on the 29th. day of April, 1939, and recorded in Vol. X, Page 1 of the Record of Wills in said County, and that on the 29th. day of April, 1939, Delah Dale McMahan was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death, to-wit:
Tract I. Being an undivided one-half interest in the following to-wit:
Being part of Survey No. 2468, situated in the State of Ohio, County of Union, and Township of York, bounded and described as follows:
Beginning at a stone at the point of intersection of the South line of said Survey with the center of the Mansville and Hunter Gravel Road; thence with said Survey line, N. 32° W. 125 poles to a stone at the angle in the Patrick Public Road; thence with the center of said Road, N. 6° E. 93.40 poles to the center of the York Center and Richwood Gravel Road; thence with the center of said Road, S. 32° 30' E. 99.80 poles to the west line of the Town of Soumeville; thence following the line of said Town, S. 9° W. 13 poles to a stone, and S. 81° E. 16 poles to a stone and S. 9° W. 27 poles to a stone, and S. 81° E. 13 poles to the center of said Hunter and Mansville Gravel Road; thence with the center of said Road, S. 9° W. 54.20 poles to the beginning.
But excepting therefrom the cemetery located in the south-east corner thereof, making the amount herein conveyed

13871

73.86 acres, more or less.

Being the same premises conveyed by John S. Robb and Doris R. Robb his wife to Guy McMahan, John H. McMahan and Edgar H. McMahan by deed dated March 5th. 1923, and recorded in Union County Deed Record No. 128 page 227.

The said Guy McMahan and Nellie McMahan his wife conveyed the undivided one third interest in said lands to Edgar H. McMahan and John H. McMahan by deed dated January 6th. 1932, and recorded in Union County Deed Record No. 144, page 23.

Tract II. Being part of Surveys Nos. 11346, and 3468, situated in the State of Ohio, County of Union, Township of York, bounded and described as follows:

Beginning at a stone (swamp ash and hickory) in the south line of Survey No. 11346 and southeast corner of lands formerly owned by M. F. Stamate; thence with the easterly line of said Stamate land N. $9\frac{1}{4}^{\circ}$ E. 156.04 poles to a stone (Maple and beech; southwest corner of lands formerly owned by Samuel Wallace; thence with the south line of said Wallace lands S. $78\frac{1}{4}^{\circ}$ E. 48.20 poles to a stone, corner to the lands assigned as above to Susan Meddler by the Common Pleas Court in 1889; thence with three consecutive lines of said Susan Meddler land S. 9° W. 60 poles to a stone and brick; thence S. $78^{\circ} 30'$ E. 50 poles to a stone and brick and thence S. 9° W. 132.28 poles to a stone and brick in the north line of lands formerly owned by James Seran; thence with said Seran's north line N. 80° W. 28.20 poles to said Seran's northwest corner (maple-white ash and two maples from one root); thence with said Seran's west line S. 8° W. 159.57 poles to a stone, northeast corner of lands formerly owned by Wm. Kirk; thence with said Kirk's north line, N. $81\frac{1}{4}^{\circ}$ W. 63.60 poles to a stone, northwest corner to said Kirk's land in the east line of lot conveyed by S. W. Rausage to A. J. Richardson; thence with said line N. $8\frac{1}{4}^{\circ}$ E. 19.30 poles to a stone northeast corner to said lot with the north line of said lot N. 81° W. 51.40 poles to a stone in the center of the Miller Road and east line of lands formerly owned by Calvin Richards; thence with said line N. $18\frac{1}{4}^{\circ}$ E. 77 poles to two beeches and elm (one beech gone and elm down) in the south line of said Survey No. 11346; thence with said line S. $80\frac{3}{4}^{\circ}$ E. about 55 poles to the place of beginning.

Containing 148.20 acres of land, more or less.

Tract III. Situated in the County of Union and State of Ohio and Township of York and bounded and described as follows:

Undivided one-half interest in fee simple in the following real estate:

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Survey

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Survey # 11

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Survey # 3468 + # 11346 and bounded and described as follows:
 Beginning at a Burr Oak in the Survey line of said Survey # 11346 and Southeast corner of the tract of land conveyed by Allen Nathan to Milo S. Meddles October 4th. 1852; thence with the East line of said North 9 deg. East 154.40 poles to a stone, white oak and elm, Northwest corner to said land; thence with the North line of the same North 78 deg. West 97.80 poles to a stone; thence elude from one rock bearing North 68.5 deg. East 12 feet; thence South 9 deg. West 60 poles to a stone; thence South 78 deg. East 50 poles to a stone; thence South 9 deg. West 132.28 poles to a stone, in the South line of tract of land conveyed by Johnson & Smith to Milo S. Meddles, November 11th. 1852; thence with said South line 80 deg. East 79.36 poles to a stone, maple and Burr oak, in the Southeast corner of the land; thence with the East line of the same North 11 deg. 30' East 43.72 poles to a stone, elm, hickory and maple in the South line of Survey # 11346; thence with said line North 78 deg. 15' West 32 poles to the beginning. Containing 82.80 acres, being 65 acres in Survey # 11346 and 17.80 acres in Survey # 3468.

Excepting therefrom 20 acres Frances Everett Meddles to Nye S. Barnett, January 26th 1903, Vol. 86, Page 438, Record of Deeds. (Said 20 acres being in Survey # 11346).

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Lelah Dale McMahan	52	Richwood, Ohio	Widow	Life Estate.
Abner H. McMahan	21	Richwood, Ohio	Son	1/2 of fee subject to life estate of Lelah Dale McMahan.
Helena Eloise McMahan	18	Richwood, Ohio	Daughter	1/2 of fee subject to life estate of Lelah Dale McMahan.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Lelah Dale McMahan.

John S. Robb
 John H. McMahan
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 page 227.
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13871

State of Ohio, Union County, ss:

Delah Dale McMahan, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Delah Dale McMahan.

Sworn to before me and signed in my presence, this 24th day of June, 1939.

Robert W. Allen - Notary Public.
Union County, Ohio.

My commission expires March 10-1940.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

Dec. 13-1939.

Authority to Transfer Real Estate.

In the Matter of the Estate of John H. McMahan, deceased.

This day came Delah Dale McMahan, Executrix of the estate of John H. McMahan, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that John H. McMahan, a resident of York Township, in said County, died testate on April 21, 1939, that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on the 27th day of April, 1939, admitted to probate on the 27th day of April, 1939, and recorded in Vol. X, Page 1, of the Record of Wills in said County, and that on the 29th day of April, 1939, Delah Dale McMahan was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Delah Dale McMahan	52	Richwood, Ohio	Widow	Life Estate.
Abner H. McMahan	Over 21	Richwood, Ohio	Son	1/2 of fee subject to life estate of Delah Dale McMahan
Helen Eloise McMahan	18	Richwood, Ohio	Daughter	1/2 of fee subject to life estate of Delah Dale McMahan.

And, that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be

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13871 filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

13929 Filed Dec. 23-1939. In the Matter of The Estate of Frank Deegan, Deceased. Application for Transfer of Real Estate. Probate Court, Union County, Ohio.

In the Matter of The Estate of Frank Deegan, Deceased. Application for Transfer of Real Estate. No. 13929. Probate Court, Union County, Ohio. Now comes F. B. Doulan, and represents to the Court that Frank Deegan, a resident of Jerome Township in said County, died testate on the 13th. day of August, 1939, that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on the 19th. day of September, 1939, admitted to Probate on September 25, 1939, and recorded in Vol. X, Page 136, of the Record of Wills in said County and that on the 25th. day of September, 1939, F. B. Doulan was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death. Being an undivided one-half interest in the following real estate situated in the State of Ohio, County of Union, Township of Jerome, in Surveys Nos. 3686, 12125, 7758, and 7830, bounded and described as follows:

Beginning at a point in the center of Big Darby Creek corner to lands of Charles R. Pugh from which an iron pin 18 inches South of the South side of a sugar tree in the South line of said lands, bears N. 71° 43' E. Thence N. 71° 43' E. 40 feet to said iron pin; thence with said line North 71° 43' East 33-12/100 poles to a stone at the Northwest corner of a 35-89/100 acre tract of land conveyed by George J. Richard and others to Jacob Ringe; thence with three consecutive lines of said Jacob Ringe land South 31° East 109 poles to a stone, and North 57° 30' East 55-84/100 poles to a stone and thence South 32° 20' East about 56-42/100 poles to a stake at low water mark of said creek (passing a stone on the North Bank of the creek 20 feet from said corner); thence running with the meanderings of Big Darby Creek at low water mark to the Northwest corner of Harlan P. Woods land (between a stone on the North Bank of the creek); thence running with the West line of said Harlan P. Woods land South 13° 58' West 95-68/100 poles to a stone in the center of the Post Road; thence with the center of said Road and crossing the P. C. & St. L. Rail Road North 83° 25' West 42-44/100 poles to a stone 1-64/100 poles from the outside of iron rail of said Railroad; thence with said Railroad and 1-64/100 poles distant from said rail North

13929

66° 47' West 37-40/100 poles to a stone corner to lands formerly owned by Culliver Harper; thence with the East line of said land, passing a stone (commonly three hickories) his corner, and crossing the creek North 35° 28' East 46-20/100 poles to a stone on the North bank of the creek; thence up the creek with its meanders at low water mark to the place of beginning.

Containing 139-52/100 acres, be the same more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Donna Deegan		Union, Ohio.	Sister	one-half.
Winifred Deegan		Union, Ohio.	Sister	one-half.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed, before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

F. B. Donlan.

The State of Ohio, Union County.

F. B. Donlan, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

F. B. Donlan.

Sworn to before me and signed in my presence, this 22nd day of December, 1939.

Ruth Hess - Notary Public.

Journal Entry.

Journal Entry. Probate Court, Union County, Ohio.

In the Matter of The Estate of Frank Deegan, Deceased. December 23-1939. Authority to Transfer Real Estate.

This day came F. B. Donlan, Administrator of the estate of Frank Deegan, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Frank Deegan, a resident of Jerome Township, in said County, died testate on August 13, 1939, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio, on the 19th day of September, 1939, admitted to probate on September 25, 1939, and recorded in Vol. X, Page 136, of the Records of Wills in said County, and that on the 25th day of September, 1939, F. B. Donlan was duly appointed and qualified

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Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Douma Deegan		Union, Ohio.	Sister	one-half.
Winifred Deegan		Union, Ohio.	Sister	one-half.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court, that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hagen - Probate Judge.

13935
Filed
Dec. 15-1939

In the Matter of The Estate of Mae Dillon, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Mae Dillon, Deceased. | No. 13935.
Application for Transfer of Real Estate.

Now comes Grace Clark, and represents to the Court that Mae Dillon, a resident of the Village of Paris in said County, died testate on the 16th day of September, 1939, that her Last Will and Testament was filed in the Probate Court, Union County, Ohio, on October 2, 1939, was admitted to probate on October 2, 1939, and recorded in Vol. of Will Records X page 150, Docket No. 2 page 353, of the Record of Wills in said County, and that on the 15th day of December, 1939, Grace Clark made application, to release the estate of the said Mae Dillon from administration and which was approved by the Court, and she, was duly authorized to make application for the transfer of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in the County of Union, in the State of Ohio, and in the Township of Liberty and bounded and described as follows, and its Survey No. 4404.

Beginning at a stake in the most southerly corner of Division No. 2 in the North line of the Paris Gravel Road; thence with the line of said Gravel Road S. 46 W. 77.6 feet to a stake in the North line of said Road, corner of Maggie Hardinger's land; thence with said Hardinger's East line

13935

about 90 feet to a stake in the North line of an alley along the Erie Railroad; thence with line of said alley N. 40° 30' E. 66.36 feet to a stake in the N.W. corner of Division No. 2; thence S. 44° E. along W. line of said Division No. 2, 95.68 feet to point of beginning, containing 17/100 of an acre, more or less.

Also the following in said township. Beginning at the West corner of lands above described; thence 173 feet North-west; parallel with N. Y. P. & O. R. R. Right-of-way to a stake; thence Easterly 105 feet to a stake; thence S./W. 45 feet to a stake; thence Westerly 140 feet to the point of beginning, containing 1/4 acre, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Grace Clark - Age 48 - Veonia, Ohio - Adopted Daughter and Devisee - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.
Grace Clark.

The State of Ohio, Union County.

Grace Clark being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.
Grace Clark.

Sworn to before me and signed in my presence, this 15th day of December, 1939.

W. H. Myers - Notary Public.

Journal Entry.

Journal Entry.

In the Matter of the Estate of Mae Dillon, deceased. Authority to Transfer Real Estate.

This day came Grace Clark, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent as set forth in the application.

It appearing to the Court that Mae Dillon, a resident of the Village of Veonia in said County, died testate on September 16, 1939, that no administration of the estate of the said decedent

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is being had; and that on the 15th. day of December, 1939,
the said Grace Clark was duly appointed to make applica-
tion for the transfer of the estate of said decedent; that
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of persons, with their ages, places of residence and rela-
tionship to the decedent and interest passing, to whom
each such parcel of Real Estate passed by descent or devise,
Grace Clark - Age 48 - Peoria, Ohio - Adopted Daughter and
Devisee - All.

And that the description of said real estate is as
set out in said application; and it appearing to the
satisfaction of the Court that the law has been fully
complied with by said applicant; It is hereby ordered, that
said real estate be transferred upon the duplicate of the
County where such parcels are situated, to the persons
named herein and that a certificate for the transfer
of said real estate, together with the description contained
in the application, be filed with the Recorder of the
proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

13962
Filed
Dec. 29-1939.

In the Matter of The Estate of Ella Mills, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Ella Mills, Deceased. No. 13962.
Application for Transfer of Real Estate.
Now comes Charles B. Mills, and represents to the Court
that Ella Mills, a resident of Marysville in said County, died
testate on the 19th. day of November, 1939, that her last Will
and Testament was filed in the Probate Court of Union
County, Ohio, on November 27, 1939, and recorded in Vol. X
Page 176 of the Record of Wills in said County, and that
on the 27th. day of November, 1939, Charles B. Mills
was duly appointed and qualified as Executor of the
estate of said decedent.

The following is a description of each parcel of real
estate, situated in Ohio, owned by the decedent at the
time of her death.

Situated in the County of Union in the State of Ohio
and in the Village of Marysville and bounded and de-
scribed as follows:

Part of Out. Lot No. Six (6) Beginning at the south-
east corner of said Out. Lot in the north margin of
Sixth Street, and southwest corner of Clara W. Morey's
Lot; thence northerly, with the east line of said Out.
Lot 10 poles to the southwest corner of Orlando M. Scott's
Lot; thence westerly with said Scott's South line 84

13962

feet to the northeast corner of Mary J. Howard's Heirs Lot, thence southerly with the east line of said Mary J. Howard's heirs lot 10 poles to the north margin of said Sixth Street, thence easterly with the north margin of said Sixth Street 84 feet to the place of beginning.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Mary Mills	Ord 21	Marysville, Ohio.	Daughter	One-half.
Henry Mills	"	Marysville, Ohio,	Daughter	One-half.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Charles B. Mills.

The State of Ohio, Union County.

Charles B. Mills, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Charles B. Mills.

Sworn to before me and signed in my presence, this 29 day of December, 1939.

William S. Hoopes-Notary Public.

Journal Entry.

Journal Entry. Probate Court, Union County, Ohio.

In the Matter of The Estate of Ella Mills, deceased.

December 29-1939. Authority to Transfer Real Estate.

This day came Charles B. Mills, Executor of the estate of Ella Mills, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Ella Mills, a resident of Marysville, in said County, died testate on November 19, 1939, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on Nov. 27-1939, and recorded in Vol. X Page 176 of the Record of Wills in said County, and that on the 27th day of November

13962

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Charles B. Mills

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18982. Filed Jan. 4-1940.

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ecuta of the estate of said decedent; that insofar as they can
be ascertained, the following is a list of persons, with their
ages, places of residence and relationship to the decedent
and interest passing, to whom each such parcel of Real
Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Partion Passed
Mary Mills	Over 21	Maysville, Ohio.	Daughter	One-half.
Henry Mills	"	Maysville, Ohio.	Daughter	One-half.

And that the description of said real estate is as set
out in said application; and it appearing to the satisfaction
of the Court that the law has been fully complied with
by said applicant; It is hereby ordered that said real
estate be transferred upon the duplicate of the County
where such parcels are situated, to the persons named
herein and that a certificate for the transfer of said
real estate, together with the description contained in
the application, be filed with the Recorder of the proper
County for record, as provided by law.
L. W. Hazen-Probate Judge.

13982.
Filed
Jan. 4-1940.

In the Matter of The Will of Emory Allen Spurrer, Deceased,
Election of Widow.
Probate Court, Union County, Ohio.

In the Matter of The Will of
Emory Allen Spurrer, Deceased, Election Under said Will.
I, the undersigned, Widow of Emory Allen Spurrer, de-
ceased, late of Paris Township, Union County, Ohio, 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 in said Court.

Gertrude Spurrer - Widow of
Emory Allen Spurrer, Deceased.

Signed in open Court this 29th. day of December, 1939.
L. W. Hazen Probate Judge.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 13982 - December 29-1939.
Emory Allen Spurrer, Deceased. Election of Widow.
This day personally came into open Court Gertrude
Spurrer, widow of said Emory Allen Spurrer deceased,
and applied to make her selection whether to take, or
not to take, under the Will of said Emory Allen Spurrer,
deceased. Whereupon the Court explained to her the pro-
visions of said Will and her rights under it and

13982

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.

L. W. Hazen Probate Judge.

13982

Filed

Jan. 4-1940.

In the Matter of the Estate of Emory Allen Spurrer, Deceased.
Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 13982.
Emory Allen Spurrer, Deceased. Application for Transfer of Real Estate.

Now comes Bertrude Spurrer, and represents to the Court that Emory Allen Spurrer, a resident of Marysville in said County, did testate on the 14th day of December, 1939, that his Last Will and Testament was filed for probate in the Probate Court of said County on the 16 day of December, 1939, admitted to probate on the 19 day of Dec. 1939, and recorded in Vol. X page 219 of the record of Wills of said County, and that on the 4th day of January, 1940, Bertrude Spurrer was duly appointed and qualified as executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Track One: An undivided one-half interest in the following. Situated in the State of Ohio, County of Union and Village of Marysville and bounded and described as follows:

Beginning at a stone in the east margin of Main Street in said Village 225 feet and 6 inches southward from the top of the north face of the south wall of the new iron bridge across Mill Creek; thence easterly on a line running at right angles with Main Street about 17 poles to a stone in line with the west margin of East Street; thence north with the elongation of the west line of said East Street to the center of Mill Creek; thence up said creek with the meanders thereof in the center of said creek to Main Street at about the center of said bridge; thence with the east margin of Main Street to the place of beginning, containing 5/8 of an acre.

Excepting therefrom the following portion. Beginning at an iron pin in the east margin of Main Street and in the south line of track No. 1169 of the N. Y. & O. R. R.; thence at right angles with Main Street S. 85° E. 124.8 feet to an iron pin in the south side of track No. 1499 said pin is located 40 feet east of the present

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Building on said lot Main Street S. 85° W. 124.8 feet Building east of said Main Street containing

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Also scribed in the S. bounded Being fourth the front the now occ of the bus tending said p The 2 Street, to extending feet to No. 50 (37) feet Kenneth bearing a property Hazlett, Vol. 37,

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Spurrer, Deceased.
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Building on said lot); thence parallel with the east wall of said building and 40 feet therefrom, and parallel with Main Street N. 5° W. 115.1 feet to an iron pin; thence N. 85° W. 124.8 feet parallel to the North wall of said present building and 12.5 feet therefrom to an iron pin in the east line of Main Street; thence with the east line of said Main Street S. 5° W. 115.1 feet to the beginning, containing .327 acres, more or less.

Also an undivided $\frac{1}{3}$ interest in the following described premises, to-wit: Situated in the County of Union, in the State of Ohio and in the Village of Marysville, and bounded and described as follows: Part of Survey No. 3854, Beginning at a stake in the North line of Center Street (Now Fifth Street), in the Town of Marysville and South-west corner to a lot of land containing 12 square poles, conveyed to P. S. Buchanan by deed Longlake on the 4th day of May, 1869; thence with the west line of said lot, and with the east line of a lot containing 12 square poles, conveyed by P. S. Buchanan to Levi Longlake on the 4th day of May, 1869, N. $1\frac{1}{2}$ ° E. 210 feet to a stake; thence parallel with the south line of Fourth Street N. 88° W. 4 poles to a stake; thence S. $1\frac{1}{2}$ ° W. 210 feet to a stake in the North line of Fifth Street; thence with said line, S. 88° E. 4 poles to the beginning, containing 60 square poles, more or less.

Also an undivided $\frac{1}{3}$ interest in the following described premises, to-wit: Situated in the County of Union, in the State of Ohio, and in the Village of Marysville, and bounded and described as follows:

Being the West one-half, about eighteen and three-fourths feet wide, of the premises hereinafter described; the frontage of said one-half on Fifth Street extending from the middle of the East wall of the business room now occupied by C. B. Miller, to the center of the West wall of the brick building upon said premises; thence extending South, same width, to an alley; the whole of said premises is described as follows, to-wit:

The William Diehl Block on Center, (now Fifth), Street, being about thirty-seven (37) feet front, and extending back, to the South, one hundred and eleven feet to a twelve foot alley, and being part of Tax Note Nos. 50 and 59, in said Town; the said thirty-seven (37) feet front being the same property conveyed by Kenneth McKeen and wife to said Coleman by deed bearing date, February 15th, 1871; and being the same property conveyed to Benjamin V. Garman by Robert Hazlett, guardian, and others, by deeds recorded at Vol. 87, page 211, etc., and Vol. 91, page 153, etc.,

13982

respectively, of the Deed Records of said County.
It is understood and intended that the foregoing grant shall, and does, include the right to use the stairway in the front part of said building for the purpose of ingress and egress to and from the second story of that part of said building hereby conveyed.

Also all of the following described premises:
Situating in the State of Ohio, County of Franklin, and in the City of Columbus, and bounded and described as follows:

Being 90 feet of the west end of Lot No. 6 of Block 7 in Indianola Summit Addition to said City as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 15, page 140, Recorder's Office, Franklin County, Ohio.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Gertrude S. Spurrer - Age 65 - Marysville, Ohio - Surviving Spouse - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, so that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed, before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Gertrude Spurrer.

The State of Ohio, Union County.

Gertrude Spurrer, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Gertrude Spurrer.

Sworn to before me and signed in my presence, this 4th day of January, 1940.

Ruth Hess - Notary Public.

Handwritten signature/initials

13982
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13932
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Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13932.
Emery Allen Spurrer, Deceased. Authority to Transfer Real Estate.
This day came Gertrude Spurrer, Executrix of the estate
of Emery Allen Spurrer, deceased, and filed her ap-
plication, duly verified, which application is attached
hereto and made a part hereof, for an order directing
the transfer of certain real estate belonging to said decedent,
as set forth in the application.

It appearing to the satisfaction of the Court that all of
the representations set forth in said application are true;
that the description of said real estate and the list of
persons to whom each such parcel thereof passed by
descent or devise is as set forth in said application;
and it appearing to the satisfaction of the Court that the
law has been fully complied with by said applicant;
it is hereby ordered that said real estate be transferred
upon the duplicate of the County where such parcels are
situated, to the persons named therein and that a cer-
tificate for the transfer of said real estate, together with
the description contained in the application, be filed with
the Recorder of the proper County for record, as provided by
law.

L. W. Hazen - Probate Judge.

13945
Filed
Dec. 30 - 1939.

In the Matter of The Estate of F. C. Underhill, Deceased.
Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13945.
F. C. Underhill, Deceased. Application for Transfer of Real Estate.

Now comes Vale Farley, and represents to the Court that
F. C. Underhill, a resident of Peoria in said County, died
testate on the 19 day of June, 1919, and that on the
17 day of November, 1939, Vale Farley was duly appointed
and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real
estate, situated in Ohio, owned by the decedent at the time
of his death.

Being a part of Survey No. 12472 located in the Township
of Liberty, County of Union, State of Ohio, bounded and de-
scribed as follows:

Beginning at a stake in the center of the road, lead-
ing from Raymond to Middleburg, and northeast corner
of land formerly owned by A. V. Gregg, a stone bears
N. 69° W. 28 feet, and in the center of the old
Bob-tail railroad. Thence with the center of said

13946

road, N. 50° E. 15 poles to the south line of the Toledo and Ohio Central railroad; thence with said line to said railroad and with the curves thence in a westerly direction about 66 poles and two feet, to a stake in the north line of Frank Hill's land; thence with the last named line, S. 11° 30' W. 38-70/100 to a stake in the line of the said Gregg's land, and in the center of the graded track of said Bob-tail railroad (a stone bears S. 11° 30' W. 1 pole); thence with the center of said Bob-Tail railroad and the line to said Gregg's land, S. 45° E. 4 poles; S. 82° E. 8 poles; S. 79° 45' E. 12 poles; S. 76° E. 9-52/100 poles and S. 69° E. 17 poles to the beginning, containing eight and one-half acres, more or less.

Except therefrom, a strip 100 feet long and 60 1/2 feet wide, in the northeast corner of said premises, conveyed by Amos B. Ryan and wife to R. W. Thompson.

Also the following, described real estate, situated in the Township of Liberty, County of Union, State of Ohio, and bounded and described as follows:

Beginning at a stone and two bricks in the northeast corner of a tract of land of 96/100 acres now owned by Amos H. Ryan and Ella J. Ryan in the southwest line of the Toledo and Ohio Central railway in the line of fence bounding the land of said Amos H. Ryan and Ella J. Ryan, his wife, parallel with the Newton and Crowder gravel road, running south 60 feet to a corner marked one stone and two bricks; thence northwest 100 feet to a corner marked one stone and two bricks; thence northeast 60 feet and six inches to a stone and two bricks in the southwest line of said Toledo and Ohio Central Railway. Thence southeast 100 feet with said south line of said Toledo and Ohio Central Railway to the beginning, containing six thousand (6000) square feet, including the Newton and Crowder gravel road, more or less.

As far as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Ida Farley	Full	Leoric	Daughter	1/3
Charles R. Underhill	Full		Son	1/3
John S. Underhill	Full		Son	1/3

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this

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Wherefore he prays for a certificate transferring said
real estate to the parties herein named and to have
the same transferred and recorded in the proper County,
as provided by law.

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

Sworn to before me and signed in my presence,
this 30 day of December, 1939.

Alice Randolph Stillings,
Notary Public, Union County, Ohio.
Commission expires 1-3-42.

Journal
Entry.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of the Estate of T. C. Underhill, deceased.
December 30, 1939.
This day came Vale Farley, Executor of the estate of
T. C. Underhill, deceased, and filed herein his application,
duly verified, for an order directing the transfer of certain
real estate belonging to said decedent, as set forth in
the application.

It appearing to the Court that T. C. Underhill, a res-
ident of Georia, in said County, died testate on June 19,
1919, and that on the 17 day of November, 1939, Vale
Farley was duly appointed and qualified Executor of the
estate of said decedent; that insofar as they can be
ascertained, the following is a list of persons, with their
ages, places of residence and relationship to the decedent
and interest passing, to whom each such parcel of Real
Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Ida Farley	Full	Georia	Daughter	1/3
Charles R. Underhill	Full		Son	1/3
John S. Underhill	Full		Son	1/3

And that the description of said real estate is as set
out in said application; and it appearing to the satisfaction
of the Court that the law has been fully complied with
by said applicant; It is hereby ordered, that said real
estate be transferred upon the duplicate of the County,
where such parcels are situated, to the persons named
herein and that a certificate for the transfer of said
real estate, together with the description contained in the
application, be filed with the Recorder of the proper County
for record, as provided by law. L. W. Hazen - Probate Judge.

13977
Filed
Jan. 5-1940.

In the Matter of The Will of Stephen Graham, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Will of Stephen Graham, Deceased. Application for Transfer of Real Estate. No. 13977.
Now comes Urban A. Graham, and represents to the Court that Stephen Graham, a resident of Dover Township in said County, did testate on the 15th day of November, 1901; that his last Will and Testament was filed in the Probate Court of Union County, Ohio on December 12, 1939, admitted to probate on December 16th, 1939, and recorded in Volume "X", page 215 of the Record of Wills in said county.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, in the State of Ohio, in the Township of Dover in Survey No. 5501, and bounded and described as follows:

Beginning at a stone in the center of the Marysville and Delaware road and in the East line of Wm. R. Caratty's land; thence with said line N. 9° 50' W. 134-32/100 poles to a stone, Red-oak and two ashes, north-east corner to said Wm. R. Caratty's land in the south line of S. T. Rittenhouse land; thence with said line S. 86° 30' E. 56-32/100 poles to a stone, north west corner to W. E. Honeter's land; thence with the west line of said Honeter's land S. 4 1/4° E. 117-86/100 poles to a stake center to said W. E. Honeter's land in the center of the Marysville and Delaware gravel road; thence with the center of said road S. 71 1/2° W. 44-93/100 poles to the beginning, containing thirty-nine and three-fourths acres, more or less.

Also the following tract, situated in the same county, state, township and survey, and bounded and described as follows:

Beginning at a stake in the center of the Marysville and Delaware gravel road at the north-east corner of Stephen Graham's land; thence with the east line of Stephen Graham's land N. 4 1/4° W. 117-80/100 poles to a stake and stone north east corner to Stephen Graham's land in the south line of S. T. Rittenhouse's land; thence with said S. T. Rittenhouse south line S. 86° 30' E. 36-48/100 poles to a stone and piece of brick north-west corner to W. H. Audrus's land S. 4 1/2° E. 104 poles to a stone in the center of the Marysville and Delaware gravel road; thence with the center of said road S. 71 1/2° W. 37-32/100 poles to the beginning, containing twenty-five (25) acres.

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Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Amelia E. Graham - Adult - Dover Township, Union County, Ohio - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Urban A. Graham.

The State of Ohio, Union County.

Urban A. Graham, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Urban A. Graham.

Sworn to before me and signed in my presence, this 4th day of January, 1940.

Wm. R. Coan - Notary Public,
in and for Union County, Ohio.

Journal
Entry.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of The Will of January 5th, 1940.
Stephen Graham, Deceased. Authority to Transfer Real Estate.

This day came Urban A. Graham of the estate of Stephen Graham, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Stephen Graham, a resident of Dover Township, in said County, died testate on November 15th, 1901; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on December 12, 1939, admitted to probate on December 16th, 1939, and recorded in Volume "X," page 215 of the Record of Wills in said county; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed, by descent or devise.
Amelia E. Graham - Adult - Dover Township, Union County, Ohio - All.

18997

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered, that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hagen - Probate Judge.

18997

Filed
Jan. 10-1940.

In the Matter of The Last Will and Testament of John S. Damm, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John S. Damm, deceased. Application for Probate of Will.
to the Probate Court of said County:

Your applicant respectfully represents that John S. Damm, lately a resident of the Village of Richwood, in said County, died on or about the 5th day of January, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said John S. Damm died leaving Elizabeth Wottring Damm of the age of 60 years as his surviving spouse, who resides at Richwood, Ohio, and the following named persons as his only next of kin, to-wit:

Daisy Marie Wiley - One pt - Daughter - Richwood, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to Law of the presentation of the said will for probate.

Elizabeth Wottring Damm - Applicant.
Residence - Richwood, Ohio.

The State of Ohio, Union County.

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

oath

Sworn to before me and signed in my presence, this 10th day of January, 1940.

Elizabeth Wottring Damm.
L. W. Hagen - Probate Judge.

43997

Waiver
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John S. Damm, Deceased.

Probate of Will.

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Probate Judge.

43997

Waiver
of Notice.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of John S. Damm, Deceased. Waiver of Notice and Consent to Probate of Last Will & Testament.
We, the undersigned, surviving spouse and next of kin of John S. Damm, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.
Elizabeth Wottring Damm - Surviving Spouse.
Daisy Marie Wiley.

Dated this 10th. day of January, 1940.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of John S. Damm, Deceased. January 10-1940- Journal Entry on Presentation of Will for Probate.
An application having been this day presented to the Court by Elizabeth Wottring Damm praying that an instru- ment in writing purporting to be the last will and testament of John S. Damm, deceased, be admitted to probate.
It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 10th. day of January, 1940, at ten o'clock A.M.
L. W. Hazen - Probate Judge.

Journal
Entry.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of John S. Damm, Deceased. No. 13997. Testimony of Witnesses.
Personally appeared in open Court Starling Dixon and Robert N. 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 John S. Damm, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated October 10, 1939, purporting to be the last Will and Testament of John S. Damm, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said John S. Damm at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony
of
Witnesses.

Sworn to before me and signed in my presence, by said witnesses in open Court, this 10th. day of January, 1940.
L. W. Hazen,
Probate Judge.

Starling Dixon,
Richwood, Ohio.
Robert N. Allen,
Richwood, Ohio.

13997

Last Will and Testament.

I, John S. Damm, of the Village of Richwood, Union County, 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.

First: 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.

Second: I give, devise and bequeath to my daughter, Daisy Marie Wiley, all my real property that I may own or have the right to dispose of at the time of my decease during her natural life time subject to the payment by her to my wife, Elizabeth Wotting Damm of the sum of One Hundred Fifty and 00/100 Dollars (\$150.00) each year for and during the life of the said, Elizabeth Wotting Damm or so long as she remains my widow. After the death of my said daughter, Daisy Marie Wiley, I give, devise and bequeath said real property to my grandchild or grandchildren, their heirs and assigns forever, and if there be more than one grandchild to be divided between them equally share and share alike absolutely and in fee simple.

Third: I give, devise and bequeath to my wife, Elizabeth Wotting Damm, the automobile which I may own at the time of my decease, if any I have, to be hers absolutely.

I give, devise and bequeath to my wife, Elizabeth Wotting Damm, One Hundred and 00/100 Dollars (\$100.00) in cash.

Fourth: I give, devise and bequeath to my grandchild, John S. Wiley, my gold watch and if I have Fifty and 00/100 Dollars (\$50.00) in cash at the time of my decease, I give, devise and bequeath to him the sum of Fifty and 00/100 (\$50.00).

Fifth: I give, devise and bequeath to my daughter, Daisy Marie Wiley, all of my personal property of every kind and description wherever situate including the livestock and chattels situated on my farm in Jackson Township, Union County, Ohio, at the time of my decease to be hers absolutely.

Sixth: I make, nominate and appoint Marion C. Winters of Richwood, Ohio, to be the Executor of this my Last Will and Testament.

In Witness Whereof, I have hereunto set my hand at Richwood, Ohio, this 10th day of October, A. D., 1939.
John S. Damm.

Last Will
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13997

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Signed and acknowledged by the said John S. Damm 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 Richmond, Ohio, this 10th day of October, A. D., 1939.

Starling Dixon Residing at Richmond, Ohio.

Robert N. Allen Residing at Richmond, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of John S. Damm, deceased.

January 10 - 1940.

Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Elizabeth Wottring Damm to admit to probate and record the Will of John S. Damm, deceased, late of the Village of Richmond in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving Elizabeth Wottring Damm surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate & Record And Starling Dixon and Robert N. Allen, 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 S. Damm deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

Union County, and memory, do last Will and heretofore made.

and funeral expenses as practicable

my daughter, I may own of my estate payment by her of one hundred and ten years or so long of my said and Elizabeth children, their more than one share and

my wife, Elizabeth my son, at the age, absolutely.

Elizabeth Wottring \$1000 in cash.

my grandchild, \$50 and my decess, \$50 and

daughter, Daisy very kind, and livestock and Township, cease to be here

Marion C. Winters is my last Will

my hand at A. D., 1939, Damm.

14001
Filed
Jan. 16-1940.

In the Matter of The Last Will and Testament of Margaret Hoffman,
Application for Probate of Will. Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Margaret Hoffman, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Margaret Hoffman, late a resident of the Village of Mansville, in said County, died on or about the — day of January 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Margaret Hoffman died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Charles Hoffman	over 21	Son	123 S. Chestnut St., Mansville, Ohio.
Edward Hoffman	over 21	Son	1544 Macomber St., Toledo, Ohio.
Ernest Hoffman	over 21	Son	627 1/2 North High St., Columbus, Ohio.
Elmer Hoffman	over 21	Son	329 South Yale Ave. Columbus, Ohio.
Fred Hoffman	over 21	Son	701 Western Ave. Connersville, Indiana.
Elizabeth Ruble	over 21	Daughter	269 W. 4th St., Mansville, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified, according to law of the presentation of the said will for probate.

L. A. Hoopes - Applicant.
Residence - Mansville, Ohio.

The State of Ohio, Union County.

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

L. A. Hoopes.

Sworn to before me and signed in my presence, this 16th day of January, 1940.

God - Guyne Sanders - Notary Public.
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Margaret Hoffman, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.
We, the undersigned, next of kin of Margaret Hoffman, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

- Edward J. Hoffman - 1544 Macomber St., Toledo, Ohio.
- Charles Hoffman - 123 Chestnut St., Mansville, Ohio.
- Elmer W. Hoffman - 329 S. Yale Ave., Columbus, Ohio.
- Fred W. Hoffman - 701 Western Ave., Connersville, Ind.
- Mrs. Elizabeth Ruble - 269 W. 4th St., Mansville, Ohio.
- Ernest W. Hoffman - 627 1/2 No. High St., Columbus, Ohio.

Waiver of Notice

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14001

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of
Margaret Hoffmann, Deceased.

No. 14001.

Testimony of Witnesses.

Testimony
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Witnesses.

Personally appeared in open Court William S. Hoopes
and Ruth Hess 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
Hoffmann, deceased, depose and say: We were present at
the execution of the instrument of writing now before us,
dated September 1, 1938, purporting to be the Last Will and
Testament of Margaret Hoffmann, deceased; that we, at the
request of said Testatrix and in her presence, respectively
subscribed our names thereto as witnesses; and that we saw
said testatrix sign said instrument and that said Margaret
Hoffmann at the time of executing the same, was of full age
and of sound mind and memory, and not under any restraint.

Sworn to before me and

signed in my presence by William S. Hoopes
said witnesses in open Court, Mansfield, Ohio.
this 16th day of January, 1940. Ruth Hess
Mansfield, Ohio.

W. W. Hazen,
Probate Judge.

Last Will and Testament of Margaret Hoffmann.

I, Margaret Hoffmann, being of legal age and of sound
mind and memory, do hereby publish and declare this
to be my Last Will and Testament, hereby revoking all Wills
by me heretofore made.

Item 1: I desire that my just debts, and funeral expenses
be paid as soon as practicable after my decease.

Item 2: I give, devise, and bequeath to my daughter,
Christine Hoffmann, and my son, Charles Hoffmann, the
residence property in which I now reside, located at No.
123 South Chestnut Street, Mansfield, Ohio, in equal shares,
absolutely and in fee simple, and I also give and
devise unto my said son and daughter all of the chat-
tel property and furniture in and about said house.

Last Will
and
Testament.

Item 3: I direct my executor hereinafter named to sell
and convert unto money all of the remainder of my property,
both real and personal, and after paying my debts and
expenses of administration, to divide the proceeds equally
between my children, Charles Hoffmann, Edward Hoffmann,
Earnest Hoffmann, Elmer Hoffmann, Fred Hoffmann, Christine
Hoffmann and Elizabeth Ruble, and in order to carry out
this provision, I authorize and direct my said Executor
to sell said property, at public or private sale, for such
price as he may deem adequate, without the intervention

14001

of any court, and further, authorize him to execute deeds and other necessary instruments of conveyance therefor.

I make, nominate and appoint Clarence Hoopes to be the Executor of this, my last Will and Testament.

In Witness Whereof, I have hereunto set my hand at Marysville, Ohio, this 1st. day of September, 1938.

Mrs. Margaret Hoffmann.

Signed by the said Margaret Hoffmann and by her acknowledged to be her last Will and Testament, before us and in our presence, and by us subscribed as attesting witnesses in her presence and at her request and in the presence of each other this 1st. day of September, A. D. 1938.

William S. Hoopes,
Rueth Hess

Order Admitting to Probate and Record,

Probate Court, Union County, Ohio.

In the Matter of the Will of Margaret Hoffmann, deceased. Order Admitting to Probate & Record. January 16-1940.

This matter came on this day further to be argued, on the application of C. A. Hoopes to admit to probate and record the Will of Margaret Hoffmann, deceased, late of the village of Marysville in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be residents of the State 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.

Order Admitting to Probate & Record

And William S. Hoopes and Rueth Hess, 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 Margaret Hoffmann, deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13932

Filed

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13932
Filed
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In the Matter of the Estate of Margaret H. Cody, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.
U. 13932.

In the Matter of the Estate of Margaret H. Cody, Deceased. Application for Transfer of Real Estate.
Now comes Anastasia Grigby, and represents to the Court that Margaret H. Cody, of the Village of Marysville, in said County, died testate on the 14th day of April, 1939, and her said last will and testament was on the 20th day of September, 1939, duly admitted to probate in the Probate Court of Union County, Ohio, in Case No. 13931, and recorded in Will Record X, Page 129 and that on the 20th day of September, 1939, Anastasia Grigby was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in the Village of Marysville, County of Union and State of Ohio, and, Being the North Part of the Lot No. 18, on North Court Street; and, consisting of a strip of said lot; forty feet wide off of the North side thereof.

That by Item 4 of the said decedent's last will and testament said testatrix made the following disposition of her property, to-wit:

Item 4 - All the rest, and residue of my estate, real and personal, I give devise and bequeath unto my sister, Anastasia Grigby, to her, her heirs and assigns forever."

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Anastasia Grigby - Marysville, Ohio - Sister - All

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Anastasia Grigby
Executrix.

13932

The State of Ohio, Union County.

Anastasia Grigsby, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Anastasia Grigsby - Executrix.
Sworn to before me and signed in my presence, this 18th day of January, 1940.

Wils R. Myers - Notary Public.

Journal Entry

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Margaret H. Cody, Deceased. Authority to Transfer Real Estate.

January 18th - 1940.
This day came Anastasia Grigsby, Executrix of the estate of Margaret H. Cody, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Margaret H. Cody, a resident of the Village of Mansville, in said County, died testate on April 14th, 1939, and her said last will and testament was on the 20th day of September, 1939, duly admitted to probate in the Probate Court, Union County, Ohio, and therein recorded in Volume No. X page 129, under Case No. 13931, and that on the 20th day of September, 1939, Anastasia Grigsby was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Anastasia Grigsby - Mansville, Ohio - Sister - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hagen - Probate Judge

13965
Filed
Jan. 20 - 1940.

On the 18th day of January, 1940, I, the undersigned, Clerk of the Court, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of the Court. In witness whereof, I have hereunto set my hand and the seal of the Court at Unionville, Ohio, this 20th day of January, 1940.

Required by law to be filed in the Probate Court of Union County, Ohio, for record in the records of the Court.

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Filed
Jan. 20-1940.

In the Matter of the Estate of Mary Hunt Snider, Deceased.
Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.
In the Matter of the Estate of No. 13965.
Mary Hunt Snider, Deceased. Application for Transfer of Real Estate.
I, now come Jesse A. Snider, and represent to the Court that Mary Hunt Snider, a resident of Darby Township in said County, did testate on the 17th day of November, 1939, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on November 21, 1939, admitted to probate on November 30, 1939, and recorded in Vol. X, Page 179, of the Record of Wills in said County, and that on the 1st day of December, 1939, Jesse A. Snider was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in the County of Union in the State of Ohio and in the Township of Darby and part of Survey No. 2671 and bounded and described as follows:

Beginning at a stone in the center of the Marysville and Unionville Gravel Road and at the southeast corner of J. P. Schneider's land; thence with the east line of said land N. 49° 45' E. 62.10 poles to a stone in the north line of said Survey; thence with said Survey line S. 58° E. 204 poles to a stone in the center of the Public Road; thence with the center of said road S. 53° W. 206 poles to the center of the above named Gravel Road; thence with the center of said Road N. 35° 30' W. 30.20 poles, N. 36° W. 41.40 poles, N. 30° E. 32.20 poles N. 8° W. 39 poles and N. 20° 30' W. 72 poles to the beginning.

Containing 162 acres, more or less.
Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Jesse A. Snider	67 full age	Plain City, Ohio	Surviving Spouse	Life estate.
Berry E. Snider	37 full age	835 Thoms Road, Columbus, Ohio.	Son	1/4 subject to life vest.
Paul J. Snider	37 full age	21 Constance Ave., Dayton, Ohio.	Son	1/4 subject to life estate.
Mrs. Louise Harrington	34 full age	3854 Parkdale Road, Cleveland Heights, O.	Daughter	1/4 subject to life estate.
Mary Wilma Snider	31 full age	Plain City, Ohio.	Daughter	1/4 subject to life estate.

13965

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Jesse A. Snider.

The State of Ohio, Union County.

Jesse A. Snider, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Jesse A. Snider.

Sworn to before me and signed in my presence, this 2nd day of January, 1939.

Ed. Eugene Sandus - Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of the Estate of Mary Hunt Snider, deceased. Authority to transfer Real Estate. January 20 - 1939.

This day came Jesse A. Snider, Executor of the estate of Mary Hunt Snider, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary Hunt Snider, a resident of Darby Township, in said County, died testate on November 17-1939, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on November 21, 1939, admitted to probate on November 30, 1939, and recorded in Vol. X, Page 179, of the Record of Wills in said County, and that on the 1st day of December, 1939, Jesse A. Snider, was duly appointed, and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interests passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Jesse A. Snider	67 full age	Plain City, Ohio	Surviving Spouse	Life estate
Kerry E. Snider	37 full age	835 Thomas Road, Columbus, Ohio.	Son	1/4 subject to life estate.

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	Helene Louise Harrington	full age ⁸⁴	385 1/2 Parkdale Rd. Cleveland Heights, O.	Daughter	1/4 subject to life estate.
	Mary Wilma Suider	full age ³¹	Plain City, Ohio.	Daughter	1/4 subject to life estate.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13988
Filed
Jan 24 1940.

In the Matter of The Estate of Frederick Kleiber, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Frederick Kleiber, Deceased. Application for Transfer of Real Estate. No. 13988.
Now comes John Kleiber, and requests to the Court that Frederick Kleiber, a resident of Darby Township, in said County, died intestate on the 18th day of November, 1930, and that on the 20th day of December, 1939, John Kleiber was duly appointed and qualified Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the State of Ohio, County of Union, Township of Darby, part of Survey No. 3312, and bounded, and described as follows:

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

Beginning at the point of intersection of low water mark, on the South side of Big Darby Creek with the center of the Gravel Road; thence with two consecutive lines of said Road South 16° West 40 poles to an angle; thence South 1° 30' West 18.80 poles to an iron rod at the point of intersection with the Milford Center and Unionville Gravel Road; thence with the center of the last named gravel road North 72° 45' West 72.72 poles to a stake at the southeast corner of Philip Bishop's land; thence with the East line of said land North 35° 15' East 18.80 poles to low water mark in said Darby Creek; thence down said stream

13988

with the various meanders thereof at low water mark to the beginning, containing 22-60/100 acres, more or less.

Also the following real estate, situated in the State of Ohio, County of Union and Township of Darby, Survey No. 2879:

First tract: Beginning at a stone in the center of the Mitchell unimproved road and at the easterly corner of lands of John S. Kleiber, as found by this division; thence with the center of said road North 58° 45' East 192-70/100 poles to a stone in the center of said road and at another corner of said John S. Kleiber's land as found by this division; thence with the westerly line of said land North 31° 45' West 73-32/100 poles to a post in the southerly line of George Streng's land; thence with said line South 58° 45' West 192-70/100 poles to a stone at a corner to said John S. Kleiber's land; thence with said Kleiber's land South 31° 45' East 73-32/100 poles to the beginning.

Containing 28-25/100 acres of land, more or less.

Second tract: Situated in the State of Ohio, County of Union, and Township of Darby, part of Survey No. 2879, and bounded and described as follows: Beginning at a post in the North line of said Survey and at the northwest corner of the Martin Erich's heirs land; thence with the southwesterly line of said Erich's land S. 32° E. 56.16 poles to a post in the northwest line of said Frederick Kleiber's land; thence with said line S. 56° 30' W. 58.75 poles to a stone at a southeast corner of George Streng's land as found by this conveyance; thence with the northeast line of said land N. 32° W. 55.55 poles to a stone in said Survey line; thence with said line N. 56° 45' E. 58.75 poles to the beginning.

Containing 20.50 acres, more or less.

Excepting therefrom 10.25 acres, conveyed by Fred Kleiber to August Bunsold, by deed recorded in Volume 128, Page 602, Union County Deed Records.

Leaving the amount conveyed 10.25 acres.

Third tract: A. Situated in same County, Township, State and Survey and bounded and described as beginning at a stake and stone in the northerly line of land formerly owned by John C. Mitchell and S.W. corner to a lot containing 8 acres sold by J. H. Irwin to Sextus Kendall; thence with the easterly line of said lot N. 35 1/2° W. 73 poles to a stake and stone to said lot in the south line of land formerly owned by Barbara Erick; thence with said line and the south line of land formerly owned by John Black S. 55° W. 27.8 poles to a stake and stone, N. E. corner of a lot sold by J. H. Irwin to Michael Kaline; thence with his east line S. 35 1/2° E. 73 poles to a stake and stone corner to said lot in the south line of land formerly owned by John

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Bland S. of a lot his east E. corner of the said 55° E. 2 see Deed Third State and quining Mitchell thence with 33° 30' W of Martin of said land piece John S. of land S. of crocker of said containing 20.75 Stee here scribed leaving less. The to or less. Susofa list of relations whom each Max Anna K John K Klempa of vinda Amelia house your of decided you that the payment four of law been full

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land S. 55° 20. 27.8 poles to a stake and stone, N. E. corner of a lot sold by J. H. Dennis to Michael Kaline; thence with this east line N. 35 1/2° E. 73 poles to a stake and stone, S. E. corner to said Kaline land, and in the westerly line of the said John C. Mitchell land; thence with said line N. 55° E. 28.2 poles to the beginning, containing 12.75 acres, see Deed Rec. 32 page 314 & 5.

Third tract: B. Situated in same County, Township, State and Survey and bounded and described as beginning at a stake and stone in the center of the Mitchell road, and S. W. corner of A. Steinhoff's land; thence with the west line of said Steinhoff's land N. 33° 30' W. 73.2 poles to a stone in the south line of Martin Erick's land; thence with the south line of said Erick's land S. 58° W. 17.52 poles to a stone and pieces of crockery, N. E. corner of land owned by John S. Kleiber; thence with the east line of said Kleiber land S. 33° 30' E. 73.2 poles to a stone and pieces of crockery in said Mitchell road; thence with the center of said road N. 58° E. 17.52 poles to the beginning, containing 8 acres, more or less; see Deed Rec. 62, page 378.

Tracts three A. and B. join and together consist of 20.75 acres and this deed does convey to the grantees herein said tracts three A. and B. as above described except one half off of the north side thereof, leaving the amount hereby conveyed 10.37 acres, more or less.

The total amount hereby conveyed is 108.87 acres, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion
Anna Kleiber	over 21	Milford Center, W. R. D.	Widow	one-third
John Kleiber	" "	" " " " " "	Son	2/15 the.
Kleopatra Nicol	" "	Marysville, Ohio, R. #5.	Daughter	2/15 the.
Ernesta Thiergartner	" "	Milford Center, W. R. D.	Daughter	2/15 the.
Genevieve Dellinger	" "	Plain City, Ohio, R. 1.	Daughter	2/15 the.
Louisa Kaufman	" "	Milford Center, Ohio.	Daughter	2/15 the.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, and that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

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Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

John Kleiber.

The State of Ohio, Union County,

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

John Kleiber.

Sworn to before me and signed in my presence, this 23rd day of January, 1940.

Ruth Hess - Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Frederick Kleiber, deceased. Authority to transfer Real Estate. January 24 - 1940.

This day came John Kleiber, Administrator of the estate of Frederick Kleiber, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Frederick Kleiber, a resident of Darby Township, in said County, died intestate on November 18 - 1939, and that on the 20th day of December, 1939, John Kleiber was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of residence	Relationship	Portion
Anna Kleiber	over 21	Milford Center, O. R. D.	Widow	one-third
John Kleiber	" "	Milford Center, O. R. D.	Son	2/15th
Eleanor Nicol	" "	Mansville, Ohio, R. 5.	Daughter	2/15th
Vienna Spurgarten	" "	Milford Center, R. D.	Daughter	2/15th
Amelia Melinger	" "	Blaine City, Ohio, R. 1.	Daughter	2/15th
Louisa Kauffman	" "	Milford Center, Ohio	Daughter	2/15th

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered, that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the

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Dec. 18 - 1939.

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Relationship	Portion	Age
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Daughter	2/15th	
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13928 Recorder of the proper County for record, as provided, by law.
L. W. Hazen - Probate Judge.

13984 In the Matter of The Last Will and Testament of Susan Nelson, Deceased.
Filed Application for Probate of Will.
Dec. 18 - 1939. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Susan Nelson, deceased. Application for Probate of Will.
to the Probate Court of said County:

Your applicant respectfully represents that Susan Nelson, late a resident of the village of Milford Center, Ohio, in said County, died on or about the 4th day of December, 1939, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Susan Nelson died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Vertie White		Daughter	722 Kimball Place, Columbus, Ohio.
Edward E. Nelson		Son	Milford Center, Ohio.
Roy Nelson		Son	Milford Center, Ohio.
Robert N. Nelson		Grandson	1314 West State Street, Fort Wayne, Indiana.
Frances N. Braker		Granddaughter	94 South Tugace Avenue, Columbus, Ohio.
Bernard E. Nelson		Grandson	319 South Harris Avenue, Columbus, Ohio.
Joe E. Nelson		Grandson	319 South Harris Avenue, Columbus, Ohio.

All above the age of majority.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified accord-
ing to law of the presentation of the said will for probate.
Roy Nelson - Applicant.
Residence - Milford Center, Ohio.

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

Sworn to before me, and signed in my presence, this 18th day of December, 1939.
Clifton L. Cayl - Notary Public,
Union County, Ohio.

Read

13984

The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Susan Nelson, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.
 We, the undersigned, next of kin of Susan Nelson, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.
 Edward C. Nelson
 Vertie White.

Waiver of Notice.

Dated this 18 day of December, 1939.

The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Susan Nelson, Deceased. on Presentation of Will for Probate.
 An application having been this day presented to the Court by Roy Nelson praying that an instrument in writing purporting to be the last will and testament of Susan Nelson, deceased, be admitted to probate:

Journal Entry.

It is ordered that — days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix, known to be resident of the state, and that a hearing on said application will be had on the 18 day of Dec. 1939.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.
 Probate Court, Union County, Ohio.

In the Matter of the Will of Susan Nelson, Deceased. No. 13984.
 Testimony of Witnesses.
 Personally appeared in open Court Elsie Sheeha and Betsy Coughenour 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 Nelson, deceased, depose, and say: We were present at the execution of the instrument of writing now before us, dated July - 1939, purporting to be the last will and testament of Susan Nelson, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and that said Susan Nelson at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses.

Sworn to before me and signed in my presence by said witnesses in open Court this 18 day of January, 1940.
 Elsie Sheeha
 Betsy Coughenour
 Milford Center, Ohio.
 L. W. Hazen
 Probate Judge.

13984

In the Matter of the Will of Susan Nelson, Deceased. Probate Court, Union County, Ohio.
 I, Susan Nelson, deceased, hereby declare and certify that the foregoing is a true and correct copy of the last will and testament of said decedent.
 Item 1: expenses
 Item 2: \$100.00
 Item 3: I may or may not be a resident of the State of Ohio at the time of my death.
 Signed as I and my heirs and assigns in witness whereof the 18th day of December, 1939.

Last Will and Testament.

Order Admitting to Probate & Record.

In the Matter of the Will of Susan Nelson, Deceased. Probate Court, Union County, Ohio.
 This is to certify that the application for the admission of the will of Susan Nelson, deceased, to probate, has been admitted to probate and recorded in the records of the Probate Court of this county, Ohio, on the 18th day of December, 1939.
 L. W. Hazen
 Probate Judge.

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bank. Journal Entry Will for Probate. dated, to the Court writing purporting as Nelson, deat ting, of the pre- int for the ing to the neq- ut of the state, will be had Probate Judge.

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Last Will and Testament of Susan Nelson, I, Susan Nelson, of the Village of Wilford Center, Union County, Ohio, being of full age, and of sound and dis- posing mind and memory, do hereby make, publish and declare this to be my last Will and testament, hereby re- voking all wills by me heretofore made.

Item 1: It is my desire that my just debts and funeral expenses be paid out of my estate as soon as practi- cable after the time of my decease.

Item 2: I give and bequeath the sum of One (\$1.00) Dollar, each, to the four children of my deceased son, Fred Nelson.

Last Will and Testament.

Item 3: All of the rest and residue of my estate, whether real or personal property, and wheresoever situate, that I may own or have the right to dispose of at the time of my decease, I give, devise and bequeath to Vesta White of Columbus, Ohio, Edward Nelson and Roy Nelson of Wilford Center, Ohio, absolutely and in fee simple, share and share alike.

In Witness Whereof, I have hereunto set my hand at Wilford Center, Ohio, on this 4th. day of July, A. D. 1939.

Susan Nelson.

Signed and acknowledged by the said Susan Nelson as and for her last Will and testament, before us, and in our presence, and by us subscribed as attest- ing witnesses in her presence and at her request and in the presence of each other this 4th. day of July, A. D. 1939.

Elsie Sheeha.

Guy Coughenour,

Order Admitting to Probate and Record. Probate Court, Union County, Ohio.

In the Matter of the Will of January 24-1940. Susan Nelson, Deceased. Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Roy Nelson to admit to probate and record the Will of Susan Nelson deceased, late of the village of Wilford Center in said County, heretofore filed in this Court.

Order Admitting to Probate & Record.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent, known to be residents of the State 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 Guy Coughenour and Elsie Sheeha, the subscribing witnesses to said Will, this day appeared in open Court

13984

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 Susan Nelson deceased; that it was duly executed and attested, and that the said testatrix, at the time of signing said Will, was of full 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.
D. W. Hazen - Probate Judge.

11927
Filed
Jan. 31-1940.

In the Matter of The Estate of Lydia Isabelle Hinton, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Lydia Isabelle Hinton, Deceased. Application for Transfer of Real Estate.
Now comes Thomas Hinton, and represents to the Court that Lydia Isabelle Hinton (or Lydia B. Hinton), a resident of Milford Center in said County, died testate on the 5th day of October, 1930, that her last Will and Testament was filed in the Probate Court of Union County, Ohio on October 17, 1930, admitted to probate on October 25, 1930, and recorded in Vol. V, Page 214 of the Record of Wills in said County, and that on the 26th day of January, 1940, Thomas Hinton was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of her death.

Situated in the State of Ohio, County of Union and Village of Milford Center, and bounded and described as follows:

Tract 1: Beginning at a point in the East line of Pleasant Street and 30 feet from the North line of Lucy A. Brown's lot and being the Northwest corner of a proposed street running East from Pleasant Street thence East and parallel with the North line of said proposed street 110 feet; thence North and parallel with said Pleasant Street sixty-one (61) feet; thence West and parallel with said proposed street One Hundred and Ten (110) feet to the East line of said Pleasant Street; thence South and parallel with the said Pleasant Street sixty-one (61) feet to the beginning, containing 24 square rods of land be the same more or less.

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 Probate Judge.

Hinton, Deceased.
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and being a part of Butlot No. 20. (Now Lot 129).
 For a more definite description of said lot reference
 is hereby made to the recorded plat of W. Y. and A. B. Roste
 Addition to said Village, in the office of the Recorder of
 said Union County, Ohio.

Also, commencing at the Southeast corner of a lot
 now owned by George W. Brown, and running East and par-
 allel with a proposed street 28 feet; thence north sixty-
 one (61) feet; thence West 28 feet running parallel with
 the South line of said lot to the Northeast corner of said
 Brown's lot; thence South sixty-one (61) feet to the place
 of beginning.

Being the same premises conveyed by Warranty deed to
 Everett Ward by Joe Davis and Phillie M. Davis, Record
 of Deeds, Vol. 119, Page 516, Union County Records of Deeds.

Tract 2: Being all of Lots Nos. Two Hundred and
 fifty-one (251) and two Hundred and fifty-two (252) in
 the Commercial Club Addition to the Village of Milford Cen-
 ter, Union County, Ohio.

For a more definite description of said Lots 251 and
 252, reference is hereby made to the recorded Plat on
 file in the Recorder's Office at Mansville, Union County, Ohio.

The grantee in accepting this deed, hereby agrees not
 to build a dwelling on said lot nearer than twenty
 feet to the property line of the front and on any ele-
 vation of not less than 2 1/2 feet above the curb line.

Tract 3: Being Lot Number Two Hundred fifty-three
 (253) in the Commercial Club Addition to the Village
 of Milford Center, Union County, Ohio.

The grantee in accepting this deed, hereby agrees not
 to build a dwelling on said lot nearer than twenty
 feet to the property line on the front and on any
 elevation of not less than 2 1/2 feet above the curb line.

Insofar as they can be ascertained, the following is
 a list of persons, with their ages, places of residence
 and relationship to the decedent and interest passing,
 to whom each such parcel of real estate passed by
 descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Thomas Hinton		Milford Center, Ohio	Surviving Spouse	Tracts 1 & 2
Viola Radley		Milford Center, Ohio	Daughter-in-law	Life estate in Tract 3
Merle Radley		Milford Center, Ohio	Grandson	1/7 of Tract 3
Lawrence Radley		Milford Center, Ohio	Grandson	1/7 of Tract 3
Howard Radley		Mansville, Ohio	Grandson	1/7 of Tract 3
Frances Serferu		Columbus, Ohio	Granddaughter	1/7 of 3
Ruth Larish		Columbus, Ohio	Granddaughter	1/7 of 3
Richard Radley		Milford Center, Ohio	Grandson	1/7 of 3
Robert Radley		Milford Center, Ohio	Grandson	1/7 of 3

11927

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

Thomas Hinton

The State of Ohio, Union County.

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

Thomas Hinton.

Sworn to before me and signed in my presence, this 26th day of January, 1940.

L. D. Guyer Sanders - Notary Public.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of the Estate of Lydia Isabelle Hinton, deceased. No. 11927. Authority to transfer Real Estate. January 31 - 1940. This day came Thomas Hinton, Executor of the estate of Lydia Isabelle Hinton, deceased, and filed herein his application, duly verified, which application is attached hereto and made a part hereof, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the satisfaction of the Court that all of the representations set forth in said application are true; that the description of said real estate and the list of persons to whom each such parcel thereof passed by descent or devise is as set forth in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; it is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named therein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

Journal Entry.

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Jan. 29-1940.

In the Matter of The Last Will and Testament of J.W. Koch, Deceased.
Application for Probate of Will.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of J.W. Koch, Deceased. Application for Probate of Will.

To the Probate Court of said County:
Your applicant respectfully represents that J.W. Koch, late a resident of the Village of Richwood, in said County, died on or about the 23rd. day of January, 1940, leaving an instrument, in writing, herewith produced, purporting to be his last will; that the said J.W. Koch died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Benjamin Martin Koch	over 21	Son	Richwood, Ohio
Blanche W. Kennedy	"	Daughter	Allison Park, Penna.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Marion C. Writter - Applicant.
Residence - Richwood, Ohio.

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

Oath

Sworn to before me and signed in my presence, this 26th. day of January, 1940.

Marion C. Writter.
Robert F. Allen - Notary Public,
Union County, Ohio.
My commission expires Mar. 10-1940.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of J.W. Koch, Deceased. January 26-1940. Journal Entry.

Journal Entry.

An application having been this day presented to the Court by Marion C. Writter praying that an instrument in writing, purporting to be the last will and testament of J.W. Koch, deceased, be admitted to probate; It is ordered that five days notice, in writing, of the presentation of said will and of the application for the admission of the same, for probate, be given to the next of kin of said testator, known to be residents of the State, and that a hearing on said application will be had on the 5th. day of February, 1940, at two o'clock P.M. L.W. Hazen - Probate Judge.

14006 Waiver of Notice and Consent to Probate.
 The State of Ohio, Union County, Probate Court.
 In the Matter of the Will of
 J. W. Koch, Deceased. Waiver of Notice and Consent to Probate.
 We, the undersigned, and next of kin of J. W. Koch, de-
 ceased, and residents of the State of Ohio, hereby waive notice
 of the presentation of said decedent's Will for probate, and
 consent to the admission of the same to probate.
 Gladys W. Kennedy - Allison Park, Kenosha.
 Dated / January 26th - 1940.

Waiver
of Notice

Notice to Next of Kin.
 Probate Court, Union County, Ohio.
 In the Matter of the Will of No. 14006.
 J. W. Koch, Deceased. Notice of Application to Probate.
 To Benjamin Martin Koch:
 You are hereby notified that on the 26th day of Jan-
 uary, 1940 an instrument of writing, purporting to be the
 last Will and Testament of J. W. Koch, deceased, late
 of the Village of Richmond in said County, 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 15th day of February, 1940, at 2:00 o'clock P. M.
 Witness my signature and the seal of said Court,
 this 29th day of January, 1940.
 L. W. Hazen - Probate Judge.

Notice to
Next of
Kin.

Sheriff's Return.
 The State of Ohio, Union County.
 Received this writ January 29th, 1940, at 3:00 o'clock
 P. M., and pursuant to its command, I served the same
 on the within named Benjamin Martin Koch by personally
 handing to him copy of this writ with all endorsements
 thereon.

Sheriff's
Return

Sheriff Fee.	
Service + Return, 1st name .75	
32 Miles traveled, at \$2.56	
Total	\$ 3.31

H. S. Roppa - Sheriff.
 E. Wood - Deputy.

Proof of Signature of Witnesses to Will.
 Probate Court, Union County, Ohio.
 In the Matter of the Will of No. 14006.
 J. W. Koch, Deceased. Testimony.
 Personally appeared in open Court C. G. Shoup and
 Bess Shoup with reference to the signature of C. G.
 Shoup, and William R. Cameron and Robert R. Alley
 with reference to the signature of W. D. Cameron, who
 being first duly sworn to testify the truth, the whole

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14006
truth, and nothing but the truth, in the matter of the Will of
J. W. Koch deceased, depose and say, that C. L. Shoup,
said W. D. Cameron whose names appear as the subscribing
witnesses, to the last Will of J. W. Koch, deceased, herewith
annexed, have, since the date of said Will, May 21, A. D.
1928, died; that we are each of us well acquainted with
the handwriting and signature of said deceased witnesses,
and that the signatures of said C. L. Shoup and W. D. Cam-
eron purporting to be theirs, as the subscribing witnesses
to said Will, are the true and genuine signatures of the
said deceased witnesses C. L. Shoup and W. D. Cameron.
Witnesses as to the signature of C. L. Shoup.
Bess Shoup.
Witnesses as to the signature of W. D. Cameron.
William R. Cameron.
Robert N. Allen.
I Sworn to before me, and signed in my presence, in
open Court, this 6 day of February, 1940.
L. W. Hazen - Probate Judge.

Testimony of Witnesses to Codicil of Will.
Probate Court, Union County, Ohio.
In the Matter of The Will of J. W. Koch, Deceased. No. 14006.
The State of Ohio, Union County:
Testimony of Witnesses.

Personally appeared in open Court P. A. Mochel and Robert
N. 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 J. W. Koch, de-
ceased, depose and say: That they were present at the ex-
ecution of the instruments of writing now before them bear-
ing date the 7th day of July, A. D. 1939, purporting to be
two codicils to and a part of the Last Will and Testa-
ment of J. W. Koch 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 codicils and a part
of his Will; and that said J. W. Koch at the time of
executing the same, was of full age, and of sound mind
and memory, and not under any restraint.
P. A. Mochel.
Robert N. Allen.

Sworn to before me and signed in my presence by
said witnesses in open Court, this 6 day of February, 1940.
Carrie W. Holbrook - Deputy Clerk.

14006

Last Will and Testament.

In the name of the Benevolent Father of all: I John W. Koch of the Village of Richwood, County of Union and State of Ohio, being of full age and of sound disposing mind and memory, do make, publish and declare this to be my last will and testament hereby revoking all wills by me heretofore made.

First: 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.

Second: I give, devise and bequeath to my son, Benjamin Martin Koch, \$100.00 to be paid to him at the death of my wife, Mary Daisy Koch.

Last Will and Testament

Third: I give, devise and bequeath all my property, both real and personal, to my wife, Mary Daisy Koch, during her life or as long as she remains my widow and it is my will that she be permitted to sell any or all of the real or personal property or both, if necessary, to support her during her life of widowhood. In the event of her death or remarriage then it is my will that my daughter, Gladys W. Kennedy, have all the property both real and personal, remaining at the death or remarriage of my wife, to be held absolutely, and in fee simple.

Fourth: I hereby nominate and appoint my said wife, Mary Daisy Koch, executrix of this my last will and testament and it is my will that she be permitted to serve without bond.

Fifth: Should any legatee herein named, object to any of the conditions of this my will, cause any trouble, or make attempt to break this will, then the interest of said legatee shall be declared void, and his or her share of my estate shall go to the other legatees herein mentioned.

J. W. Koch.

The foregoing instrument was signed at the end thereof by the said John W. Koch, 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 Richwood, Union County, Ohio, this 21st day of May, 1928.

L. L. Sharp, Residing at Richwood, Ohio.
W. D. Cameron, Residing at Richwood, Ohio.

14006

I, J. W. Koch and St. is now do hereby my last May, 1928. Fourth substituted as if or Third and Second Benjamin 100/100 C. Third and personal situate, of at the bequeath and in Fourth the execut and ap the Exec as if her Executrix serve in I hereby respects. In W. 17th. day

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Signed as and my witnesses the presence P. A. Robert

14006

Codicil.

I, J. W. Koch, (being one and the same person as John W. Koch) of the Village of Richwood, County of Union and State of Ohio, since my wife, Mary Daisy Koch is now deceased, having died on or about June 15, 1937, do hereby make, publish and declare this Codicil to my last Will and Testament, dated the 21st day of May, 1928.

I hereby revoke and annul items Second, Third and Fourth of said Will and in lieu thereof, I hereby substitute the following, to be deemed and taken as if originally inserted in said Will as items Second, Third and Fourth respectively.

Second: I give and devise and bequeath to my son, Benjamin Martin Koch One Hundred Dollars and 00/100 (\$100.00) in cash.

Codicil

Third: All the rest and residue of my estate, 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, devise and bequeath to my daughter, Gladys W. Kennedy, absolutely and in fee simple.

Fourth: The said Mary Daisy Koch having died since the execution of my said Will, I hereby make, nominate and appoint my daughter, Gladys W. Kennedy to be the Executrix of said Will and this Codicil the same as if her name had been inserted in said Will as such Executrix and it is my Will that she be permitted to serve without bond.

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

In witness whereof, I have hereunto set my hand this 7th. day of July, 1937.

J. W. Koch
J. W. Koch

Signed and acknowledged by the said J. W. Koch as and for a Codicil to his last Will and Testament in our presence and by us subscribed as attesting witnesses in his presence and at his request and in the presence of each other this 7th. day of July, A.D. 1937.

P. A. Moehle, Residing at Richwood, Ohio.
Robert M. Allen, Residing at _____

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Codicil No. II.

I, J. W. Koch (being one and the same person as John W. Koch) of the Village of Richmond, County of Union and State of Ohio, do hereby make, publish and declare this Codicil No. II to my Last Will and Testament dated the 21st day of May, 1928, and to the Codicil hereinabove, dated July 7, 1939.

I hereby revoke and annul Item Fourth in my said Codicil and in lieu thereof, I hereby substitute the following, to be deemed and taken as if originally inserted in my said Will as Item Fourth and in my said Codicil as Item Fourth respectively.

Codicil No. II

Fourth: I hereby substitute Marion C. Winters of Richmond, Ohio, as Executor in the place and stead of my daughter, Madge W. Kennedy as my Executrix, and I hereby make, nominate and appoint the said Marion C. Winters to be the Executor of my said Will, Codicil and Codicil No. II the same as if his name had been inserted in said Will and Codicil as Executor.

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

In Witness Whereof, I have hereunto set my hand this 7th day of July, 1939.

J. W. Koch.
J. W. Koch.

Signed, and acknowledged by the said J. W. Koch as and for Codicil No. II to his Last Will and Testament, and Codicil 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 7th day of July, A. D., 1939.

P. A. Kochup, Residing at Richmond, Ohio.

Robert W. Allen, Residing at
Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of the Will of J. W. Koch, Deceased. Reby 6-1940.
Order Admitting to Probate and Record.
(A Witness Dead, Etc.)

This matter came on this day further to be heard, on the application of Marion C. Winters to admit to probate and record the will of J. W. Koch, deceased, late of the Village of Richmond in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and all the next of kin of said decedent known to be residents of the State have been duly served with notice of the filing of said will and of the application to

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Order Admitting
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Jan. 27-1940.

In the Matter of

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14006 admit 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 it further appearing to the Court that C. L. Shoup
and W. D. Cannon, the subscribing witnesses to said
will, are dead and for that reason the testimony cannot
be obtained.

Admitted to Probate and Record. Thereupon C. L. Shoup, Bess Shoup, William R. Cannon
and Robert W. Allen, appeared in open Court, and are
duly sworn and examined according to law touching
the genuineness of the signatures of said witnesses attached
to said will.

Thereupon on this day came P. A. Uocher and Robert W.
Allen, subscribing witnesses to the Codicils to said Will
who having been duly sworn and testified as to the
execution and attestation of said Codicils of the last
Will and Codicils of said J. W. Koch, deceased, 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 of said J. W. Koch deceased,
that it was duly executed and attested, and that the
said testator at the time of signing said will, was of
full 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.

D. W. Hazen - Probate Judge.

14012 In the Matter of The Last Will and Testament of Gottlieb Bensus,
Filed Application for Probate of Will. Deceased.
Jan. 27-1940. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Gottlieb Bensus, Deceased. Application for Probate of Will.

1. the Probate Court of said County:
Your applicant respectfully represents that Gottlieb Bensus,
late a resident of the Township of Darby, in said County,
died on or about the 23rd. day of January, 1940,
leaving an instrument in writing, herewith produced,
purporting to be his last will; that the said Gottlieb
Bensus died leaving Lizzie Bensus of the age of 75
years as his surviving spouse, who resides at
Marysville, Ohio, R. #5, and the following named persons
as his only next of kin, to-wit:

14012	Name	Age	Degree of Kinship	P. O. Address
	Emanuel Burus	over 21	Son	Marysville, Ohio, R.#5.
	Rosa Burus Scheiderer	"	Daughter	Marysville, Ohio, R.#5.
	Matilda Burus Moder	"	Daughter	Marysville, Ohio, R.#2.
	Nora Burus	"	Daughter	421 1/2 Wilson Ave., Col., Ohio.
	William Burus	"	Son	Marysville, Ohio, R.#5.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Emanuel Burus - Applicant.
Residence, Marysville, Ohio, R.D. 5.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 27th day of January, 1940.

Emanuel Burus.

Ruth Hess - Notary Public.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Gottlieb Burus, Deceased. Waver, of Notice and Consent to Probate of Last Will and Testament.

Waver of Notice

We, the undersigned, surviving spouse and next of kin of Gottlieb Burus, deceased, president of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

- Rizzie Burus.
- Emanuel Burus.
- Rosa Scheiderer
- Nora Burus.
- Matilda Moder.
- William Burus.

Dated this 27th day of January, 1940.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of Gottlieb Burus, Deceased. No. 14012. Testimony of Witnesses.

Personally appeared, in open Court, Guyton Sanders and Ruth Hess, 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 Gottlieb Burus, deceased, depose and say:

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14012 We were present at the execution of the instrument which
is now before us, dated January 27, 1940, purporting to be
the last Will and Testament of Gottlieb Burus, deceased;
that we, at the request of said testator and in his presence,
respectively subscribed our names thereto as witnesses; and
that we saw said testator sign said instrument, saw
said testator sign the Codicil thereto, attached dated
July 3, 1937; saw said testator sign the Codicil thereto,
attached dated May 10, 1938; saw said testator sign the
Codicil thereto attached dated May 18, 1939; and that
said Gottlieb Burus at the time of executing the same,
was of full age and of sound mind and memory, and
not under any restraint.

Sworn to before me and
signed in my presence by said Ruth Hess
witnesses in open Court, Maysville, Ohio.
this 27th day of January, 1940. Guyton Sanders
L. W. Hazen Maysville, Ohio.
Probate Judge.

Last Will and Testament of Gottlieb Burus,
I, Gottlieb Burus, of Darby Township, Union County,
Ohio, being of full age and of sound and disposing 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 of my just debts and funeral
expenses shall be paid out of my estate as soon
as practicable after my decease.

Item 2: I give, devise and bequeath unto my beloved
wife, Lizzie Burus, to be hers absolutely and in fee
simple, my stock in the Farmers and Merchants Bank
of Millard Center, Ohio, and all of my household goods
and personal effects.

Item 3: I give, devise and bequeath unto my beloved
wife, Lizzie Burus, the house located upon the 198 1/2
acres of real estate in Darby Township, Union County,
Ohio, which is known as the home farm, it being
the house in which my wife and I live in the
summer time, to be hers during her natural lifetime.
Upon her death the same to go to William Burus, ab-
solutely and in fee simple, if the said William Burus
complies with my bequest of the home farm to him.

Item 4: I give, devise and bequeath unto my son,
William Burus, the 198 1/2 acre farm which I call
my home farm, and upon which I now live, located
in Darby Township, Union County, Ohio, to be his,
absolutely and in fee simple, upon the payment
of the following sums of money, to-wit:

Last Will
&
Testament

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- 1- To Emmanuel Birus, the sum of \$3000.00
- 2- To Rosa Birus Scheidner, the sum of \$3000.00
- 3- To Matilda Birus Mosen, the sum of \$3000.00
- 4- To Nora Birus, the sum of \$3000.00

But my son, William Birus, shall have three years from the date of my death to pay said sums of money, and said sums shall be evidenced by promissory notes given by the said William Birus, to the other children as above named, and said notes to bear interest at 5% per annum.

My son, William Birus, in addition to making the payments as above set forth, shall pay off the mortgage on said place, or take said place subject to the mortgage. The mortgage at the date of this instrument is \$6000.00.

And the said sums, as above set forth, shall be a lien upon said real estate to secure the payment thereof.

Item 5: I give, devise and bequeath unto my daughter, Rosa Birus Scheidner, the 150 acre farm upon which she now lives, to be hers absolutely and in fee simple upon the payment of the following named sums, to-wit:

- 1- To Emmanuel Birus, the sum of \$3000.00
- 2- To Matilda Birus Mosen, the sum of \$3000.00
- 3- To William Birus, the sum of \$3000.00
- 4- To Nora Birus, the sum of \$3000.00

But my daughter, Rosa Birus Scheidner, shall have three years from the date of my death to pay said sums of money, and said sums shall be evidenced by promissory notes given by the said Rosa Birus Scheidner to the other children, as above named, and said notes to bear interest at 5% per annum.

And the said sums, as above set forth, shall be a lien upon said real estate to secure the payment thereof.

Item 6: It is my desire that upon my decease my son, William Birus, shall have an opportunity to purchase the undivided one-half interest which I own in the live stock and other chattel property on my farm, and in which the said William Birus owns the other undivided one-half interest, and I hereby direct that my executors hereinafter named shall pick one appraiser, and that William Birus shall pick another appraiser, and that my other four children shall pick another appraiser, and that said appraisers shall appraise my undivided one-half interest in said chattel property, and that the said William Birus shall then be given an opportunity to purchase said chattel property, at said appraised price. The purchase price so received from my undivided one-half interest

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in said, chattel property shall be paid, unto my estate
and distributed, as hereinafter provided, after payment
of all my debts and all other expenses.

Item 7: All of the balance and residue of my estate,
both real and personal, and wheresoever situate, that
I may own or have the right to dispose of at the time of
my decease, and including the proceeds received from
the sale of my undivided one-half interest in the chattel
property now owned by me and William Burus, I give,
devise and bequeath to my five children, Emanuel Burus,
Rosa Burus Schneider, Matilda Burus Moyer, William Burus
and Uora Burus, share and share alike, to be theirs
absolutely and in fee simple.

Item 8: I make, nominate and appoint my two sons,
Emanuel Burus and William Burus, to be the executors
of this my last Will and Testament, and it is my desire
that no bond be required of them.

In Witness Whereof, I have hereunto set my hand at
Marysville, Ohio, this 29th day of January, 1935.
Gottlieb Burus.

Signed by the said Gottlieb Burus and by him acknow-
ledged to be his last Will and Testament, before us,
and 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 29th day of January, 1935.
Ruth C. Hess.
Luray Sanders.

Codicil to my last Will and Testament.

I, Gottlieb Burus, of Darby Township, Union County,
Ohio, being of full age, and of sound and disposing
mind and memory, do make, publish and declare this
codicil to my last Will and Testament dated January
29, 1935.

Codicil.

I hereby give, devise and bequeath unto my son,
William Burus, the 45-acre tract of real estate located
in Darby and Union Townships, which I purchased from
Philip Bishop, to be his absolutely and in fee simple,
upon payment in cash, to my executors in my said
Will required at the rate of \$90.00 per acre.

But my son, William Burus, shall have three years
from the date of my death for payment of the same,
and said sum shall be evidenced by a promissory
note given by the said William Burus to my said
executors, said note to bear interest at 5% per annum.

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

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In Witness Whereof, I have hereunto set my hand at Marysville, Ohio, this 3rd. day of July, 1937.

Signed and acknowledged by the said Gottlieb Burus as and for a codicil to his last Will and Testament in our presence, and by us subscribed, as attesting witnesses, in his presence and at his request and in the presence of each other this 3rd. day of July, A. D. 1937.

Grayson Saunders.
Fifth Free.

Codicil to my Last Will and Testament.

I, Gottlieb Burus, of Darby Township, Union County, Ohio, being of full age and of sound and disposing mind and memory, do make, publish and declare this Codicil to my last Will and Testament dated January 29, 1935, and a Codicil dated July 3, 1937.

Whereas, in Item 4 of my said Will, I did give, devise and bequeath unto my son, William Burus, my farm of 198 1/2 acres, located in Darby Township, Union County, Ohio, upon the payment of certain sums of money to my other children, and the payment of a mortgage thereon, and whereas, said mortgage has now been fully paid by me, I do hereby change the provisions of Item 4 of said Will and do hereby give, devise and bequeath unto my son, William Burus, the 198 1/2 acre farm which I call my home farm and upon which I now live, located in Darby Township, Union County, Ohio, to be his absolutely and in fee simple, upon the payment of the following sums of money, to-wit:

- 1- To Emanuel Burus, the sum of \$5000.00;
- 2- To Rosa Burus Scheidner, the sum of \$5000.00;
- 3- To Matilda Burus Moder, the sum of \$5000.00;
- 4- To Nora Burus, the sum of \$5000.00.

But my son, William Burus, shall have three years from the date of my death to pay said sums of money, and said sums shall be evidenced by promissory notes given by the said William Burus to the other children, as above named, and said notes to bear interest at 5% per annum, and said sums and said notes, as above set forth shall be a lien upon said real estate to secure the payment thereof.

That, whereas, in Item 5 of my said Will I did give, devise and bequeath to my daughter, Rosa Burus Scheidner, the 150 acre farm upon which she now lives, upon the payment of certain sums of

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money to my other four children, I do hereby change Item
5 of my said Will in the following particulars, to-wit:
I hereby give, devise and bequeath unto my daughter,
Rosa Burus Scheiderer, the 150 acre farm upon which she
now lives, to be hers absolutely and in fee simple,
upon the payment of the following named sums, to-wit:
1- To Emmanuel Burus, the sum of \$4000.00;
2- To Matilda Burus Moder, the sum of \$4000.00;
3- To William Burus, the sum of \$4000.00;
4- To Nora Burus, the sum of \$4000.00.

But my daughter, Rosa Burus Scheiderer, shall
have three years from the date of my death to pay
said sums of money, and said sums shall be
evidenced by promissory notes given by the said Rosa
Burus Scheiderer to the other children as above named,
and said notes shall bear interest at 5% per annum,
and said sums and notes as above set forth shall
be a lien upon said real estate to secure the payment
thereof.

In all other respects I hereby ratify and confirm
my said Will and the Codicil thereto dated July 3, 1937.
In Witness Whereof, I have hereunto set my hand this
10th. day of May, A. D. 1938.

Gottlieb Burus.

Signed, and acknowledged by the said Gottlieb Burus
as and for a Codicil to his Last Will and Tes-
tament in our presence, and by us subscribed as at-
testing witnesses in his presence, and at his request
and in the presence of each other this 10th. day of
May, A. D. 1938.

Guyana Sanders.
Ruth Kepp.

Codicil to my Last Will and Testament.

I, Gottlieb Burus, of Dorsey Township, Union County, Ohio,
being of full age and of sound and disposing mind,
and memory, I do make, publish and declare this Codicil
to my Last Will and Testament, dated January 29, 1935,
and a Codicil dated July 3, 1937, and a Codicil dated
May 10, 1938.

Codicil

Wherein my said Will and Codicils I provide that
my son, William Burus, and my daughter, Rosa Burus
Scheiderer, shall pay 5% per annum interest on the
sums of money they are to pay to my other children,
I do hereby modify and change said Will and Cod-
icils so that my said son, William Burus and my
said daughter, Rosa Burus Scheiderer, shall be re-
quired to pay only 4% per annum interest on said
sums of money.

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In all other respects I hereby ratify and confirm my said Will, and Codicils.

In witness whereof, I have hereunto set my hand this 18th. day of May, A. D., 1939.

Gottlieb Birus.

Signed, and acknowledged by the said Gottlieb Birus as and for a Codicil to his last Will and testament in our presence, and by us subscribed as attesting witnesses in his presence, and at his request and in the presence of each other this 18th. day of May, A. D. 1939.

Gregory Sanders.

Ruth Hess.

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of the Will of | January 27, 1940.
Gottlieb Birus, Deceased. | Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Emanuel Birus to admit to probate and record the Will of Gottlieb Birus, deceased, late of the township of Darby in said County, heretofore filed in this Court.

Order Admitting to Probate & Record

It is now shown to the satisfaction of the Court that said decedent died leaving Lizzie Birus, his surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be resident of the State 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 Court order of this Court, or have waived notice and given consent to the probate of said Will.

And Gregory Sanders and Ruth Hess, the subscribing witnesses to said Will, and Gregory Sanders and Ruth Hess, the subscribing witnesses to the codicils, a part thereof, this day appeared in open Court and having been duly sworn, testified respectively to the due execution and attestation of said Will and of said Codicils, 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, together with said Codicils, is the last Will and Testament of said Gottlieb Birus, deceased; that it was duly executed and attested; and that the said testator at the time of signing said Will, was of full 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 this Court.
L. W. Hazen Probate Judge.

14012
Filed
Feb. 15-1940.

In the Matter of the Will of Gottlieb Birus

The name of those persons described and sent to

William at \$90.00 by the testator of Rosa Hess at \$

And of our part of the Will Signed by Gregory Sanders and John

The State Re is A. D. 1940 in and named William the sign voluntarily therein In the name of year last

sub confirm my
 to my hand this
 Burus.
 Gottlieb Burus
 Will and testa-
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14012
 filed
 Feb. 15-1940. In the Matter of the Estate of Gottlieb Burus, Deceased. In the Probate Court of Union County, Ohio.

No. 14012 - Consent to Modification of terms of Will and Acknowledgment of Receipt of Proceeds.

The undersigned, being all of the children and all of those entitled to the proceeds of the land hereinafter described under the Will of said decedent hereby consent to a modification of the terms of said Will as follows:

William Burus shall take the land devised to him at \$90.00 per acre instead of \$125.00 per acre as provided by the terms of said Will.

Rosa Burus Schneider shall take the land devised to her at \$115.00 per acre instead of \$133.33 per acre as provided by the terms of said Will.

And we do each of us acknowledge the receipt in full of our proportionate shares of the proceeds of the sale of the lands above described.

Signed in the presence of
 Guyton Sanders.
 John Thurgartner.

Emanuel Burus.
 Rosa Schneider.
 Matilda Mader.
 William Burus.
 Nora Burus.

The State of Ohio, Union County, ss:
 Be it remembered that on this 10th. day of February, A. D. 1940, before me, the subscriber, a Notary Public, in and for said county, personally came the above named Emanuel Burus, Rosa Schneider, Matilda Mader, William Burus and Nora Burus, and acknowledged the signing of the foregoing instrument to be their voluntary act and deed, for the uses and purposes therein mentioned.

In Testimony Whereof, I have hereto subscribed my name and affixed my official seal on the day and year last aforesaid.

Guyton Sanders - Notary Public.

14017
Filed
Feb. 6-1940. In the Matter of The Last Will and Testament of John George Starr, Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John George Starr, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that John George Starr, late a resident of the Township of Paris, in said County, died on or about the 2nd day of February 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said John George Starr died leaving Elizabeth Starr of the age of 72 years as his surviving spouse, who resides at Milford Center, Ohio, Route #1 and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Matilda S. Kausch	47	Daughter	Marysville, Ohio, Route #2.
John L. Starr	43	Son	" " " #5.
Mrs. Richard Starr	39	Son	Milford Center, Ohio, Route #1.
Ethel Schumann	38	Daughter	Wapakoneta, Ohio.
Emma Nicol	33	Daughter	Marysville, Ohio, Route #3.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Elizabeth Starr - Applicant.
Residence - Milford Center, Ohio, R. #1.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 6th day of February, 1940.

Milo L. Myers - Notary Public.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of John George Starr, Deceased. Waiver of Notice and Consent.
We, the undersigned, surviving spouse and next of kin of John George Starr, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate forthwith.

Waiver of Notice.

Elizabeth Starr
Matilda S. Kausch
John L. Starr.
George Richard Starr.
Emma Nicol.
Ethel Schumann.

14017
Dated
The State
In the Matter of
John George Starr
an
Application for
Probate of Will
of John George Starr
is
presented
and
admission
is
made
on
the
13th
day
of
February, 1940.

In the Matter of
John George Starr
Person
and
Richard Starr
testify that
is
relation
of
John
George Starr
present a
before us,
last Will
that we,
presence,
witnesses;
and, that
executing
and
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Sworn
signed in
said will
this 13th

Notary
Witnesses.

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Item I
expenses
licable

of John George Starr,
Deceased,
Court.

Probate of Will.

John George Starr, in said
February 1940,
deceased, purporting
to be George Starr
72 years of age
Wilford Center,
person as his

D. Address,
W. Ohio, Route #2.

" " #5.
Center, Ohio, Route #1.

W. Ohio, Route #3.

probate and
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deceased who
may be notified
said will for probate.

Applicant,
Center, Ohio, R.#1.

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Notary Public.

Court.

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14017

Dated this 6th day of February, 1940.
The State of Ohio, Union County, Probate Court.
In the Matter of the Will of John George Starr, Deceased.
An application having been this day presented to the Court by Elizabeth Starr praying that an instrument in writing purporting to be the last will and testament of John George Starr, deceased, be admitted to probate. It is ordered that 5 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 13th day of February, 1940, at 1:00 o'clock P.M.

Journal Entry.

February 1940. Journal Entry on presentation of Will for Probate.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.
No. 14017.

In the Matter of the Will of John George Starr, Deceased.
Personally appeared in open Court William R. Cameron and Richard R. 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 John George Starr, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated February 6th., 1932, purporting to be the last Will and Testament of John George Starr, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said Will and that said John George Starr at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses.

Sworn to before me and signed in my presence, by said witnesses, in open Court this 13th day of February, 1940.

Wm. R. Cameron
Richard R. Cameron
Marysville, Ohio.

L. W. Hazen - Probate Judge, Marysville, Ohio.
L. W. Hazen - Deputy.
Last Will and Testament of John George Starr.
I, John George Starr, being of full age and sound and disposing mind and memory, do make, publish, and declare the following to be my last will and testament, hereby revoking all former wills 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 the time of my decease.

14017

Last Will and Testament

Item II. All the property, real and personal, of every kind and description, wheresoever 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 wife, Elizabeth Starr, to be hers absolutely and in fee simple.

Item III. I make, nominate, and appoint my wife, Elizabeth Starr, to be executrix of this, my last will and testament, and I request that no bonds 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.

In witness whereof, I have hereunto set my hand at Marysville, Ohio, this 6th day of February, A. D. 1932.

Signed and acknowledged by the said John George Starr as and for his last will and testament in our presence, sight, and hearing, and by us subscribed as attesting witnesses in his presence, and at his request and in the presence of each other, this 6th day of February, A. D. 1932.

Wm. R. Cameron
Richard L. Cameron

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of John George Starr, deceased. February 13th - 1940.

This matter came on this day further to be heard, on the application of Elizabeth Starr to admit to probate and record the Will of John George Starr deceased, late of the Township of Paris in said County, heretofore filed in this Court.

Order Admitting to Probate & Record

It is now shown to the satisfaction of the Court that said decedent died leaving Elizabeth Starr surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be residents of the State 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 William R. Cameron and Richard L. Cameron, 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.

14017

Whereupon of writing, George Starr attested; in said and not therefore to probate, of the will Court.

In the Matter of John George Starr I, the undersigned, had explained the provisions of the Will, do election

Election of Widow.

Signed

In the Matter of John George Starr Elizabeth Starr deceased, to take the Will of George Starr to her the undersigned if they ever she declared said Will that her the four

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14917

Whereupon the Court finds that the aforesaid instrument
 of writing, is the last Will and Testament of said John
 George Starr deceased; that it was duly executed and
 attested; and that the said testator, at the time of sign-
 ing said Will, was of full 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. Hazen - Probate Judge.

Election of Widow.

Probate Court, Union County, Ohio.

In the Matter of the Will of
 John George Starr, Deceased. Election Under said Will.
 I, the undersigned, Widow of John George Starr, de-
 ceased, late of Paris Township, Union County, Ohio, 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 in said Court.

Elizabeth Starr - Widow of
 John George Starr, Deceased.

Signed in open Court, this 13th day of February, 1940.

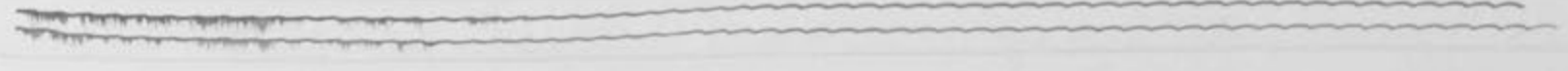
L. W. Hazen - Probate Judge.
 Probate Court, Union County, Ohio.

Election
 of Widow.

In the Matter of the Will of
 John George Starr, Deceased. Election of Widow.

This day personally came into open Court Eliza-
 abeth Starr, widow of said John George Starr, de-
 ceased, and applied to make her election whether
 to take or not to take under the Will of said John
 George Starr 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.

L. W. Hazen - Probate Judge.



13838
Filed
Feb. 14-1940.

In the Matter of the Estate of Calvin Guy and Margaret Alice Guy,
Application for Transfer of Real Estate. Deceased.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13838:
Calvin Guy and Margaret Alice Guy, Application for Transfer of Real Estate.
Deceased.

Now comes Rolla T. Guy, and represents to the Court that Calvin Guy and Margaret Alice Guy, a resident of Doves Township in said County, died testate on the 5th day of April, 1939, and the 31st day of May, 1937, respectively; that their last Will and Testament was filed in the Probate Court of Union County, Ohio, on April 13, 1939, admitted to probate on April 18, 1939, and recorded in Volume W. Page 622 of the Record of Wills in said county; and that on the 18th day of April, 1939, Rolla T. Guy was duly appointed, and qualified as Executor of the estate of said decedents.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedents at the time of their death.

Situated in the County of Union, in the State of Ohio, in the Township of Doves, and being part of Survey No. 5497, and bounded and described as follows:

Beginning at a stake at the southwest corner of Lot No. 9 in said Survey; thence N. 9° 25' W. 80 poles to a sugar tree; thence S. 80° W. 89 poles to a stake; thence N. 9° 25' W. 45 poles to a white ash and a black ash; thence S. 80° W. 47 poles to a Beech and two hickories; thence S. 9° 25' E. 125 poles to a stake; thence N. 80° 25' E. 136 poles to the beginning. Containing 81-35/100 acres, more or less.

Excepting 6 acres sold by Noah Troup to Charles Parrott.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portions Passed
Rolla T. Guy	Adult	Marysville, Ohio, R.D.#3.	Son	One-fourth
Reva Newhouse	Adult	Marysville, Ohio, R.D.#3.	Daughter	One-fourth
Fred R. Guy	Adult	Marysville, Ohio, R.D.#2.	Son	One-fourth
Leary Moseley	Adult	129 W. First Ave., Columbus, Ohio	Son	One-eighth
Marjorie West Moseley	Adult	Marysville, Ohio, R.D.#3.	Son	One-eighth

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

13838

Your petition is in accordance with the law to have been fully satisfied. Wherefore real estate same transferred provided by the State of Ohio. Rolla T. Guy stated in belief.

Sworn to and signed

Journal Entry

In the Matter of the Estate of Calvin Guy and Margaret Alice Guy, Deceased. This is to certify that the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

It is the duty of the Executor of the estate of Calvin Guy and Margaret Alice Guy, to transfer the real estate of said decedents to the persons named in the following list, to whom the same shall pass by descent or devise.

Name
Rolla T. Guy
Reva Newhouse
Fred R. Guy
Leary Moseley
Marjorie West Moseley

Margaret Alice Guy,
deceased.
Ohio.

Transfer of Real Estate
to the Court that
iduit of Doves
on the 5th day
respectively;
filed in the
6 13, 1939, ad-
recorded in Volume
county; and
p 7. Guy was
of the estate

parcel of real
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W. 80 poles to
a stake;
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to a stake;
g. Containing

Charles Parrott.
the following
aces of residence
trust passing,
is passed by

Relationship	Portion Passed
Son	One-fourth
Daughter	One-fourth
Son	One-fourth
Son	One-eighth
Son	One-eighth

all known
or secured to,
are in hand

15838

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Rolla T. Guy.

The State of Ohio, Union County.

Rolla T. Guy, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Rolla T. Guy.

Sworn to before me and signed in my presence, this 2nd day of December, 1939.

Wm. R. Cameron - Notary Public
in and for Union County, Ohio.

Journal
Entry.

Journal
Entry.
Probate Court, Union County, Ohio.

In the Matter of the Estate of
Calvin Guy & Margaret Alice Guy, deceased.
Authority to Transfer Real Estate.
December 1939.

This day came Rolla T. Guy, Executor of the Estate of Calvin Guy and Margaret Alice Guy, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Calvin Guy and Margaret Alice Guy, residents of Doves Township, in said County, died testate on April 5th, 1937, and the 31st day of May, 1937, respectively; that their last Will and testament was filed in the Probate Court of Union County, Ohio, on April 13th, 1939, admitted to probate on April 18th, 1939, and recorded in Volume W, Page 622 of the Record of Wills in said County; and that on the 18th day of April, 1939, Rolla T. Guy was duly appointed and qualified Executor of the estate of said decedents; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Rolla T. Guy	Adult	Marysville, Ohio, R.D.#3.	Son	One-fourth
Leva Newhouse	Adult	Marysville, Ohio, R.D.#3.	Daughter	One-fourth
Fred R. Guy	Adult	Marysville, Ohio, R.D.#3.	Son	One-fourth
Leary Moseley	Adult	129 W. First Ave., Columbus, Ohio.	Son	One-eighth
Marjorie Lesty Moseley	Adult	Marysville, Ohio, R.D.#3.	Son	One-eighth

13838

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant, It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.

R. W. Hazen Probate Judge.

13865

Filed Feb. 8-1940.

In the Matter of The Estate of Marietta Grandstaff, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13865.
Marietta Grandstaff, Deceased. Application for Transfer of Real Estate.
Now comes S. T. Hale, duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situate in the State of Ohio, County of Union, part of Survey No. 3696 and bounded and described as follows:
Being in the Township of Leesburg and Village of Magnetic Springs.

Beginning at the southwest corner of Lester Oliver's lot for land on the north line of Park Avenue; thence N. 18 rods and one foot to the S. line of Newhouse, McLean and Co's land; thence West 106 1/2 feet to a stone (witness a sugar and lynn tree on the East bank of Boki's Creek); thence South 18 rods and one foot to the place of beginning. Containing 73/100 acres more or less. Also another tract.

Beginning at the southwest corner of a lot in said Addition deeded to Harriet Moore by John H. Trickey and Maggie M. Trickey and on the north margin of Park Avenue in said Village; thence westerly along the margin of said avenue 70 feet to a stake; thence northerly 4-6/10 rods to the center of Boki's Creek; thence down the center of Boki's Creek 2 rods to the southwest corner of land formerly owned by Newhouse, McLean and Langstaff; thence easterly along the line of said

13865

land & Harriet Moore's land of bequie of Joseph a list of and relat to whom or devise.

Name Addie Sings H. T. Ho Willard Ora Bgan Esta

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The State S. T. facts et the verily

Sworn day of

Journal Entry

In the M Marietta This d of Marietta applicat transfer cedent,

estate, is as appearing to the been fully, hereby ordered, they duplicate, to the certificate for the with the descrip- tions, with the provided by law, Probate judge.

Staff, Decased, Estate, ty, Ohio.

Transfer of Real Estate, to the Court, Springe, n. day of May, 1939, S. F. Hale, Administrator of real estate, at the time of

quire, part of bed as follows: Village of Mag- uester Oliver's Avenue; thence of Newhouse, 1/2 feet to a on the East ode and one ug 73/100 acres

a lot in said by H. Wiskey th margin of irectly along stakes; thence Creek; thence to the south- Newhouse, McLean re line of said

18865

land & road to the northwest corner of said Harriet Moore's land; thence southerly along the west line of said Harriet Moore's land 13 rods and one foot to the place of beginning. Containing 13/100 of an acre, more or less, as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Addie Davis		R. 4, Jackson, Ohio.	Cousin	1/5
Sioux Higgins		598 E. Hunter St., Logan	Cousin	1/5
G. H. Hale		42 S. Central Ave., Col.	Cousin	1/5
Willard B. Hale		Cleveland, Ohio	Cousin	1/5
Wm Baird		Victor Co., Ohio	Cousin	1/10
Ester Gray		Victor Co., Ohio	Cousin	1/10

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

S. F. Hale.

The State of Ohio, Union County.

S. F. Hale being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

S. F. Hale.

Sworn to before me and signed in my presence, this 8th day of February, 1940.

Ruth Hess - Notary Public, Union County, Ohio. My commission Expires 5/26/41.

Journal Entry

Journal Entry, Probate Court, Union County, Ohio.

In the Matter of the Estate of Marietta Grandstaff, deceased. Authority to transfer Real Estate. This day came S. F. Hale, Administrator of the estate of Marietta Grandstaff, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

13845

It appearing to the Court that Marietta Grandstaff, a resident of Magnolia Springs, in said County, died intestate on May 10, 1939, and that on the 18th day of May, 1939, G. H. Hale was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Part Interest Passed
Addie Davis		Jackson, Ohio.	Cousin	1/5
Sioux Higgins		Hogan, Ohio.	Cousin	1/5
G. H. Hale		Columbus, Ohio.	Cousin	1/5
Willard B. Hale		Cleveland, Ohio.	Cousin	1/5
Mrs. Baird		Viator Co., Ohio.	Cousin	1/10
Etha Gray		Viator Co., Ohio.	Cousin	1/10

And that the description of said real estate is as set out in said application, and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

13989

Filed
Feb. 8 - 1940

In the Matter of The Estate of George M. Wilber, Deceased.

In the Probate Court, Union County, Ohio.

In the Matter of the Estate of George M. Wilber, Deceased. No. 13939. Application.

Now comes George R. Hamilton, and respectfully reports to the Court that he is the duly appointed, qualified and acting Executor of the Estate of George M. Wilber, deceased, by virtue of a former order of this Court.

That Item 2 of the Last Will and Testament of the said George M. Wilber, deceased, reads as follows:

Item 2: I direct my executor hereinafter named to sell and convert into money all of my personal estate as soon as practicable after my decease. I also direct my said executor to sell and convert into money all of the real estate which I may own, or have the right to dispose of at the time of my decease, as soon as practicable after my decease, and in any event, not later than two years thereafter. And in order to carry out said directions, I hereby authorize and

13939

direct my personal such as the title of sale, of applic Will, and power and Belonging upon, that estate, a marked.

Applica considered by a first praised, interests at private payment Insurance. Whereby ized, and scale for State of U George that he deceased, contained he verily Sworn this 7th

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- Probate Judge.

Deceased.
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direct my said executors to sell all of said real and
personal property at public or private sale, and for
such prices as they may deem adequate, without
the intervention of any court; and in order to convey
the title thereto, to execute and deliver deeds, bills
of sale, and other necessary instruments of conveyance thereof.
Applicant says that under and by virtue of said
Will, and especially of Item 2 thereof, he is given the
power and authority, to sell and dispose of real estate
belonging to said decedent, at public or private sale,
upon such terms and conditions as he deems adequate.

That among the assets of said estate is the real
estate, a description of which is hereto attached,
marked "Exhibit A," and made a part hereof.

Applicant further says, that said real estate is en-
cumbered to The Northwestern Mutual Life Insurance Company
by a first mortgage lien in a sum equal to the ap-
praised price thereof, and that it would be to the best
interests of said estate if said real estate were sold
at private sale and the purchaser would assume the
payment of the mortgage to The Northwestern Mutual Life
Insurance Company.

Wherefore, applicant prays that he be instructed, autho-
rized, and empowered to sell said real estate at private
sale for not less than its appraised value.

Geo. R. Hamilton.

State of Ohio, Union County, ss:

George R. Hamilton, being first duly sworn, says
that he is the Executor of the Estate of George M. Wilber,
deceased, and that the facts stated and allegations
contained in the foregoing application are true as
he verily believes.

Geo. R. Hamilton.

Sworn to before me and subscribed in my presence
this 7th day of February, 1940.

Geo. R. Hamilton
Notary Public.

Exhibit A.

Situated in the State of Ohio, County of Union, Township
of Paris, part of Virginia Military Survey No. 3354, and
bounded and described as follows:

Beginning at a stone in the middle of the Collins
Road and in the West line of said Survey; thence
with said Survey line N. 2° W. 112.92 poles to a
stone, corner to land formerly owned by Malinda
Mc Cloud; thence with the south line of said land
N. 82° 30' E. 80.56 poles to a stone, a corner to
said land in the west line of George M. Wilber's

13939

land, thence with two consecutive lines of said land S. 2° E. 41.08 poles to a stone and N. 82° 30' E. 81.16 poles to a stone in the west line of Annette O. Hamilton's land; thence with the west line of said Hamilton land, S. 2° E. 67.92 poles to a stone in the middle of said Collins Road; thence with said road S. 82° 15' W. 1164.44 poles to the beginning, containing Ninety-two and 81/100 acres, more or less.

Entry filed Feb. 8-1940.

In the Probate Court, Union County, Ohio. In the Matter of the Estate of George M. Wilber, Deceased.

On this day this cause came on to be heard upon the application of George R. Hamilton, for an order authorizing and empowering him to sell certain real estate therein described under the authority granted him under the Last Will and Testament of George M. Wilber, deceased. And the court, being fully advised in the premises, finds that the said George R. Hamilton is the duly appointed, qualified and acting Executor of the Estate of George M. Wilber, deceased, and that by virtue of the Last Will and Testament of the said George M. Wilber, deceased, which was admitted to probate and record in this court on the 6th day of October, 1939, and is recorded in Volume X, Page 140, of the Will Records of Union County, Ohio, said Executor is authorized, directed and empowered to sell said real estate for such price as he may deem adequate, without the intervention of any court, and that in order to convey title thereto, is authorized and empowered to execute and deliver deeds and other necessary instruments of conveyance therefor.

A description of said real estate by metes and bounds is hereto attached, and made a part of this entry.

The court finds that it would be to the best interests of said estate and to the heirs at law and beneficiaries under the Will of the said George M. Wilber, deceased, if said real estate were sold at private sale at not less than its appraised value.

It is therefore ordered, adjudged and decreed that the said George R. Hamilton do, and he hereby is, authorized, empowered and instructed to sell said real estate for not less than the appraised value thereof and under the terms and conditions of said Will to execute and deliver a deed therefor to the purchaser upon receipt of the purchase price.

D. W. Hager - Probate Judge.

13939

Situate of Paris, bounded by Requ Road and with said corner to with the poles to line of lines of N. 82° 03' of Annette O. Hamilton's land by the road S. containing

13939 Filed Feb. 8-1940.

In the Matter of the Estate of George M. Wilber, deceased. Now represents qualified Executor of the said George M. Wilber, deceased, that said Executor is authorized, directed and empowered to sell and convey the same as soon as may be after the receipt of the purchase price, to dispose of the same in the most practicable manner thereafter the receipt of said purchase price. It is ordered that the said Executor do, and he hereby is, authorized, empowered and instructed to sell said real estate for not less than the appraised value thereof and under the terms and conditions of said Will to execute and deliver a deed therefor to the purchaser upon receipt of the purchase price.

of said land
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in the middle
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estate therein
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Wilber, deceased.
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duly appointed,
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W. Wilber, deceased,
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W. Wilber, de-
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ice.
- Probate Judge.

13939

Exhibit A.

Situated in the State of Ohio, County of Union, Township of Paris, part of Virginia Military Survey No. 3357, and bounded and described as follows:

Beginning at a stone in the middle of the Collins Road and in the West line of said Survey; thence with said Survey line N. 2° W. 112.92 poles to a stone, corner to land formerly owned by Malinda Mc Cloud; thence with the south line of said land N. 82° 30' E. 80.56 poles to a stone, a corner to said land in the west line of George W. Wilber's land; thence with two consecutive lines of said land S. 2° E. 41.08 poles to a stone and N. 82° 30' E. 81.16 poles to a stone in the west line of Arnette O. Hamilton's land; thence with the west line of said Hamilton land, S. 2° E. 67.92 poles to a stone on the middle of said Collins Road; thence with said road S. 82° 15' W. 164.44 poles to the beginning, containing Ninety-two and 81/100 acres, more or less.

13939
Filed
Feb. 8-1940.

In the Matter of The Estate of George W. Wilber, Deceased.
In the Probate Court, Union County, Ohio.
In the Matter of the Estate of: No. 13939.
George W. Wilber, Deceased, Application.

Now comes George R. Hamilton and respectfully represents to the court that he is the duly appointed, qualified and acting Executor of the Estate of George W. Wilber, deceased, by virtue of a former order of this court. That Item 2 of the Last Will and Testament of the said George W. Wilber, deceased, reads as follows:
"Item 2: I direct my executor hereinafter named to sell and convert into money, all of my personal estate as soon as practicable after my decease. I also direct my said executor to sell and convert into money all of the real estate which I may own, or have the right to dispose of at the time of my decease, as soon as practicable after my decease, and in any event, not later than two years thereafter. And in order to carry out said directions, I hereby authorize and direct my said executor to sell all of said real and personal property at public or private sale, and for such prices as they may deem adequate, without the intervention of any court; and in order to convey the title thereto, to execute and deliver deeds, bills of sale, and other necessary instruments of conveyance therefor."

Part of Item 3 of said Will reads as follows:
"It is my desire that George R. Hamilton be given an opportunity to purchase the home farm known

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as "The Oaklands," and the fact that he is named as an Executor in my Will shall not prevent him from being a purchaser. If possible, I desire that he be placed in a position to continue with the sheep and lamb business which I have established, and therefore direct my executor to give him every consideration possible.

Applicant says that under and by virtue of said Will, and especially of Items 2 and 3 thereof, he is given the power and authority to sell and dispose of the real estate belonging to said decedent, at public or private sale, upon such terms and conditions as he deems adequate, and as an individual, is given the right and authority to purchase the part of said real estate comprising the farm which is known as "The Oaklands."

A description of the real estate which comprises the farm known as "The Oaklands" is hereto attached, marked "Exhibit A" and made a part hereof.

Exhibit A.

(The following real estate comprises the farm which is commonly known as "The Oaklands" and which was used by the said George W. Wilber in the operation of his sheep and lamb business).

Being part of Survey No. 3354, and bounded and described as follows:

Beginning at a small hicory on the South margin of the Mansville and Bellefontaine State Road, and Northwesterly corner to a parcel of said Survey fore-gained for by McCurdy's; thence with said McCurdy's line S. 6° E. 176 poles to a stake, corner from thence S. 79° 10' West 80 poles to a stake; thence North 6° West 214 poles to a stake, in the center of the Mansville and Bellefontaine Road; thence with said Road North 72° E. to the beginning, containing 97½ acres, more or less.

Also, the following, situated in the same State, County and Township, Part of Surveys Nos. 3354 and 4066 and bounded and described as follows:

Beginning at a stone in Millcreek and upper corner to J. H. Clements land; thence with his westerly line S. 17½° W. 89.4 poles to a stake at the intersection of the Bellefontaine Road with the Mansville and New-
ton Turnpike; thence with the center of the Bellefontaine Road North 72° W. 26.8 poles to a stake, corner to a lot of 32 acres, in the name of J. C. Dene's estate; thence with a line of said lot of land North 7½° W. 33 poles to a stake in the center of said Turnpike Road; thence with the center thereof N. 36½° W. 48.6 poles to a stake, corner to land owned by S. Wilber; being a lot of 11½ acres; thence with one of the

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lines of said Wilber's map to the main line to the

Except Central of 1893, Volume which more or less

Also, of Union, No. 5416,

Beginning thence into poles to 2 Road; the 15' E. 19° Survey; to W. 18.54

Contains also of Union land 4066

Commencing Survey No. South 84° the Mansville the center poles to thence with ard's land North 85° of 1 m 10 North the 15' East

39° 45' East 47° East 1 improved unimproved in the W. the north poles to 1913; the poles to more or 25.37 and

Also, Union Co

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lines of said lot, N. $31\frac{3}{4}^{\circ}$ E. 54.4 poles to the center of said Millcreek; thence down the center of the creek with its meanders to the Survey line; thence with the Survey line to the beginning, containing 32 acres, and 150 poles.

Excepting therefrom the right of way of the Toledo and Ohio Central Railroad as described in a deed dated May 9, 1893, Volume 69, Page 420, Deed Records,

which leaves in the above mentioned tract 29.92 acres, more or less.

Also, the following, situated in the State of Ohio, County of Union, Township of Paris, and being part of Survey No. 5416, and bounded and described as follows:

Beginning at a stone, northeast corner to Survey No. 5416; thence with the North line of said Survey, S. $84^{\circ}45'$ W. 17.80 poles to the center of the Mansville and Bellefontaine State Road; thence with the center of said State Road S. $69^{\circ}15'$ E. 19.20 poles to a stake in the East line of said Survey; thence with the East line of said Survey N. $3^{\circ}30'$ W. 18.54 poles to the beginning.

Containing $\frac{1}{2}$ acre, more or less.

Also the following, situated in the State of Ohio, County of Union, Township of Paris, being part of Survey No. 1913 and 4066, and bounded and described as follows:

Commencing at a stone, at the southeast corner to Survey No. 1913; thence with the South line of said Survey South 84° West 17.88 poles to a stake in the center of the Mansville and Bellefontaine State Road; thence with the center of said State road North $69^{\circ}30'$ West 28.48 poles to a stake corner to the land of Deua W. Southard; thence with two consecutive lines of the said Deua W. Southard's land North $4^{\circ}15'$ West 106.12 poles to a stone; thence North 85° East 60.72 poles to a stake in the West line of the Toledo and Ohio Central Railroad land; thence with the west line of said Railroad land South $33^{\circ}15'$ East 50.40 poles; South $35^{\circ}45'$ East 15.36 poles; South $39^{\circ}45'$ East 12.12 poles; South $43^{\circ}45'$ East 12.12 poles; South 47° East 12.12 poles to the North line of the Amrine unimproved road; thence with the north line of said unimproved Road South $73^{\circ}15'$ West 27.80 poles to a post in the North line of Eric J. Spain's land; thence with the north line of said Spain's land South 77° West 45.12 poles to a stake in the East line of said Survey No. 1913; thence with said Survey line South $4^{\circ}15'$ East 32 poles to the place of beginning, containing 56 acres, more or less, 30.63 acres in Survey No. 1913 and 25.37 acres in Survey No. 4066.

Also, the following premises situate in Paris Township, Union County, Ohio, being part of Survey No. 3354,

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bounded and described as follows:
 Commencing at a stone at the northwest corner to Survey No. 3354 and southwest corner to the land of Eric J. Spain, thence with the west line of said Survey S. 61/4° East 18.86 poles to a stake in the center of the Marysville and Bellefontaine State Road; thence with the center of said State Road S. 69° 30' E. 25.20 poles to a stake at the intersection of the Aurora unimproved road; thence with the center of the said Aurora unimproved road N. 22° 15' E. 18.50 poles to a stone southeast corner to the said Spain land; thence with the South line of said Spain land S. 89° 45' W. 30.68 poles to the place of beginning, containing 2.25 acres, more or less.

Also, the following, situated in the State of Ohio, County of Union, Township of Paris, part of Survey No. 4066, and bounded and described as follows:

Beginning at a stone in place of 4 sugar trees South-west corner to said Survey; thence with the original west line of said Survey N. 8 1/2° W. 22 poles to a stake in said line from which a white oak bears N. 73 1/2° E. 16 links; thence from said stake N. 73 1/2° E. 46.88 poles to a stake near the angle in the road west of Oakdale Cemetery; thence S. 19° W. with the center of said road 32.24 poles to a stake in the South line of said Survey; thence with said line S. 81° W. 34.40 poles to the beginning, containing 5.75 acres.

Applicant further says that he desires, as an individual, to purchase said farm known as "The Oaklands" for the appraised value thereof, to-wit, the sum of \$ _____ and that it would be to the best interests of said estate if said real estate were so sold.

Wherefore, applicant prays that he be authorized and empowered, as such Executor, to sell unto himself, the farm known as "The Oaklands" for the appraised price thereof, to-wit, the sum of \$ _____, and that he be authorized, instructed and empowered under and by virtue of the terms of said Will to execute and deliver a deed therefor, and for such other and further relief in the premises as the court deems just and proper.

Geo. R. Hamilton.

State of Ohio, Union County, ss:

George R. Hamilton, being first duly sworn, says that he is the Executor of the Estate of George W. Wilber, deceased, and that the facts stated and allegations contained in the foregoing application are true as he verily believes.

Geo. R. Hamilton.

18939

Sworn this 7th

Entry filed Feb. 9-1940.

In the Will of George W.

This application authorizing the executor to sell the said

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Will, and which was on the 6th X, Page said Ex to sell deem as that in or empowered necessary

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The c interests and here W. Wilber of the to-wit,

It is the said authorized real est to execute

13939

Sworn to before me and subscribed in my presence this 7th day of February, 1940.
D. Guyton Sanders - Notary Public.

Entry filed Feb. 9-1940.

In the Probate Court, Union County, Ohio.
In the Matter of the Estate of: No. 13939.
George W. Wilber, Deceased. Entry.

This day this cause came on to be heard upon the application of George R. Hamilton, for an order authorizing and empowering him to sell certain real estate therein described under the authority granted him under the last Will and Testament of George W. Wilber, deceased, and the court, being fully advised in the premises, finds, that the said George R. Hamilton is the duly appointed, qualified and acting Executor of the estate of George W. Wilber, deceased, and that by virtue of the last Will and Testament of the said George W. Wilber, deceased, which was admitted to probate and record in this court on the 6th day of October, 1939, and is recorded in Volume X, Page 140, of the Will Records of Union County, Ohio, said Executor is authorized, directed and empowered to sell said real estate for such price as he may deem adequate, without the intervention of any court, and that in order to convey title thereto, is authorized and empowered to execute and deliver deeds and other necessary instruments of conveyance therefor.

The court further finds that Item 3 of said Will provides in part that George R. Hamilton shall be given an opportunity to purchase the home farm as "The Oaklands", and the fact that he is named as Executor in said Will shall not prevent him from being purchaser, and that every opportunity shall be granted him, to purchase said farm.

A description of the real estate comprising the farm known as "The Oaklands", by metes and bounds, is hereto attached, and made a part hereof.

The court finds that it would be to the best interests of said estate and to the heirs at law and beneficiaries under the Will of the said George W. Wilber, and in compliance with the intention of the testator, if said real estate were sold to the said George R. Hamilton at the appraised price, to-wit, the sum of \$9715.00.

It is, therefore ordered, adjudged and decreed that the said George R. Hamilton be, and he hereby is, authorized, empowered and instructed to sell said real estate to himself at the appraised price, and to execute and deliver a deed to himself for the

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same thereby conveying all of the right, title and interest of the said George M. Wilber in and to said real estate upon the said George R. Hamilton paying unto the said estate the sum of \$9715.00, that being the appraised price of said real estate.

L. W. Hazen - Probate Judge.

Exhibit A.

(The following real estate comprises the farm, which is commonly known as "The Oaklands" and which was used by the said George M. Wilber in the operation of his sheep and lamb business)

Being part of Survey No. 3354, and bounded and described as follows:

Beginning at a small hickory on the South margin of the Mansville and Bellefontaine State Road, and Northwesterly corner to a parcel of said Survey bargained for by McCurdy's; thence with said McCurdy's line S. 6° E. 176 poles to a stake; corner from thence S. 79° 10' West 80 poles to a stake; thence North 6° West 21.4 poles to a stake, in the center of the Mansville and Bellefontaine Road; thence with said Road North 72° E. to the beginning, containing 97 1/2 acres, more or less.

Also, the following, situated in the same State, County and Township. Part of Surveys Nos. 3354 and 4066 and bounded and described as follows: Beginning at a stone in Millcreek and upper corner to J. H. Clements land; thence with his westerly line S. 17 1/2° W. 89.4 poles to a stake at the intersection of the Bellefontaine Road with the Mansville and Newton Turnpike; thence with the center of the Bellefontaine Road North 72° W. 26.8 poles to a stake, corner to a lot of 32 acres in the name of J. C. Dyne's estate; thence with a line of said lot of land North 7 1/2° W. 33 poles to a stake in the center of said Turnpike Road; thence with the center thereof N. 36 1/2° W. 48.6 poles to a stake, corner to land owned by G. Wilber; being a lot of 11 1/2 acres; thence with one of the lines of said lot, N. 31 3/4° E. 54.4 poles to the center of said Millcreek; thence down the center of the creek with its meanders to the Survey line; thence with the Survey line to the beginning, containing 32 acres and 1501 poles.

Excepting therefrom the right of way of the Toledo and Ohio Central Railroad as described in a deed dated May 9, 1893, Volume 69, Page 420, Deed Record.

Which leaves in the above mentioned tract 29.92 acres, more or less.

Also, the following, situated in the State of Ohio, County of Union, Township of Paris, and being part

13939

of Survey of Beginning 5416; thence W. 12° 30' State Road S. 69° 15' Survey; thence W. 8.5/54

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Commencing Survey No. South 84° Mansville center of to a stake with two land North 85° East 6

Toledo and west line poles; South 12.12 poles East 12.12 road; the Road South North line line of to a stake with said place of 30.630 a Survey No.

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13939

of Survey No. 5416, and bounded and described as follows:
Beginning at a stone, northeast corner to Survey No.
5416; thence with the North line of said Survey, S. 84° 45'
W. 17.80 poles to the center of the Mansville and Bellefontaine
State Road; thence with the center of said State Road
S. 69° 15' E. 19.20 poles to a stake in the East line of said
Survey; thence with the East line of said Survey N. 3° 30'
W. 8.54 poles to the beginning.

Containing 1/2 acre, more or less.

Also the following, situated in the State of Ohio, County
of Union, Township of Paris, being part of Survey No. 1913
and 4066, and bounded, and described, as follows:

Commencing at a stone at the southeast corner to
Survey No. 1913; thence with the South line of said Survey
South 84° West 17.88 poles to a stake in the center of the
Mansville and Bellefontaine State Road; thence with the
center of said State road North 69° 30' West 28.48 poles
to a stake corner to the land of Keys M. Southard; thence
with two consecutive lines of the said Keys M. Southard's
land North 4° 15' West 106.42 poles to a stake; thence North
85° East 60.72 poles to a stake in the West line of the
Toledo and Ohio Central Railroad lands; thence with the
west line of said Railroad land South 33° 15' East 59.40
poles; South 35° 45' East 13.36 poles; South 39° 45' East
12.12 poles; South 43° 45' East 12.12 poles; South 47°
East 12.12 poles to the North line of the Amvise unimproved
road; thence with the north line of said unimproved
Road South 73° 15' West 27.80 poles to a post in the
North line of Eric J. Spaine land; thence with the north
line of said Spaine land South 77° West 45.12 poles
to a stake in the East line of said Survey No. 1913; thence
with said Survey line South 40° 15' East 122 poles to the
place of beginning, containing 56 acres, more or less,
30.630 acres in Survey No. 1913 and 25.37 acres in
Survey No. 4066.

Also, the following premises situate in Paris Township,
Union County, Ohio, being part of Survey No. 3354, bounded
and described as follows:

Commencing at a stone at the northwest corner to Sur-
vey No. 3354 and southwest corner to the lands of Eric
J. Spaine; thence with the west line of said Survey S.
1/4° East 8.36 poles to a stake in the center of the
Mansville and Bellefontaine State Road; thence with
the center of said State Road S. 69° 30' E. 25.20 poles
to a stake at the intersection of the Amvise unimproved
road; thence with the center of the said Amvise un-
improved road N. 22° 15' E. 18.50 poles to a stone
southeast corner to the said Spaine land; thence

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with the south line of said Spain land S. 89° 45' W. 30.68 poles to the place of beginning, containing 2.25 acres, more or less.

Also, the following, situated in the State of Ohio, County of Union, Township of Paris, part of Survey No. 4066, and bounded and described as follows:

Beginning at a stone in place of 4 sugar trees Southwest corner to said Survey; thence in the original west line of said Survey N. 3 1/2° W. 22 poles to a stake in said line from which a white oak bears N. 73 1/2° E. 16 links; thence from said stake N. 73 1/2° E. 46.88 poles to a stake near the angle in the road west of Wakdale cemetery; thence S. 19° W. with the center of said road 32.24 poles to a stake in the South line of said Survey; thence with said line S. 81° W. 34.40 poles to the beginning, containing 5.75 acres.

13939

Filed
Jan. 17-1940

In the Matter of The Estate of George M. Wilber, Deceased.

In the Probate Court, Union County, Ohio.

In the Matter of the Estate of George M. Wilber, Deceased. Application.

Now comes George R. Hamilton, and respectfully represents to the court that he is the duly appointed, qualified and acting Executor of the Estate of George M. Wilber, deceased, by virtue of a former order of this court.

That Item 2 of the last Will and Testament of the said George M. Wilber, deceased, reads as follows:

Item 2: I direct, my executors hereinafter named to sell and convert into money all of my personal estate as soon as practicable after my decease. I also direct my said executors to sell and convert into money all of the real estate which I may own, or have the right to dispose of at the time of my decease, as soon as practicable after my decease, and in any event, not later than two years thereafter. And in order to carry out said directions, I hereby authorize and direct my said executors to sell all of said real and personal property at public or private sale, and for such prices as they may deem adequate, without the intervention of any court; and in order to convey the title thereof to execute and deliver deeds, bills of sale, and other necessary instruments of conveyance therefor.

Applicant says that under and by virtue of said Will, and especially of Item 2 thereof, he is given the power and authority to sell and dispose of real estate belonging to said decedent, at public or private

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lowing described real estate, to-wit:

Situated in the State of Ohio, County of Union and
Township of Paris, and being part of Survey No. 4073, and
bounded and described as follows:

Beginning at a beech and white elm in the north
line of said Survey and Northeast corner of James Smith's
land; thence S. 12° 33' E. with the line of the Judy and
Barber road 136 poles to a beech and sugar at the cross-
ing of said road with the Turner and Blue Road, being
the Southeast corner to James Smith's land and the
Northeast corner of H. Blue's land; thence N. 78° East with
the line of the Turner and Blue Road 120 poles to a
stake in said road; thence N. 12° and 33' West 133 poles
to a stake in the North line of said Survey; thence with
the line of said Survey 120 poles to the beginning. Containing
one hundred acres, the the same more or less.

Excepting fifteen acres sold by Christian Smith to
George Berry leaving a balance of eighty-two acres, more
or less.

Also a tract of land part of Survey No. 4073 and
bounded and described as follows:

Beginning in the center of the Westlake and Lee Road
at a stone in the southeast corner of a lot of land
conveyed by J. W. Robinson to Harrison Campbell; thence with
Campbell's line north 10° W. 130 poles to a stake in Sam-
uel Jewell's land; thence with Jewell's line N. 81° E. 22.70
poles to a stone in the Survey line; thence S. 11° 50' E.
129 poles to a stone in the center of said road; thence
with the center of said road S. 80° W. 26.84 poles to the
beginning.

Containing twenty-five acres, more or less.

Also a tract of land, part of Survey 4073, bounded
and described as follows:

Beginning at a stake in the center of the Westlake
and Lee Road, and in the corner of the Campbell
farm; thence with the East line of said Campbell farm
N. 11° 50' W. 130 poles to a stone in Survey line; thence
N. 81° E. 29 1/2 poles in said survey line at a stone; thence
S. 10° E. 130 poles to a stone in the center of said road;
thence with said road S. 80° W. 25.36 poles to the
beginning.

Containing 22 1/4 acres, more or less.

Also a tract of land, part of Survey No. 4073, bounded
and described as follows: Beginning at a stone in
the center of the road, and corner of the Daniel Reed
farm; thence with the center of the road S. 80° W.

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41.2 poles to a stone, the corner of Harrison Campbell's land; thence with his line N. 11° 50' W. 129 poles to the line of S. S. Jewell's land; thence with Jewell's line N. 81° E. 41.6 poles to the corner of the Reed place; thence with the line of the Reed farm S. 11° 50' E. 127.6 poles to the place of beginning. Containing 33 1/3 acres, more or less.

Containing in all 1162.58 acres, more or less. That it would be to the best interests of said estate and to the heirs and beneficiaries of the Will of George W. Wilber, deceased, if said real estate were sold at private sale, for the sum of \$7125.90, that being the amount of the first mortgage lien on said real estate to the Federal Land Bank of Louisville, and that the purchase price of said real estate be the assumption of said lien by the purchaser.

Applicant further says that Frank H. Harper and George H. Harper have agreed to purchase said real estate upon said terms.

Wherefore, this applicant prays that he be instructed, authorized and empowered to sell and convey said real estate upon the terms above stipulated, and for such other and further relief as the court deems just and proper.

Hoopes, Sanders + Hoopes
Attorneys for Executor.

State of Ohio, Union County, ss:

George R. Hamilton, being first duly sworn, says that he is Executor of the Estate of George W. Wilber, deceased, and that the facts stated, and allegations contained in the foregoing application are true as he verily believes.

Geo. R. Hamilton.

Sworn to before me and subscribed in my presence this 17th day of January, 1940.

Guyton Sanders - Notary Public.

Entry Filed
Jan. 17-1940.

In the Probate Court, Union County, Ohio.

In the Matter of the Estate of: No. 13939.
George W. Wilber, Deceased. Entry.

This day this cause came on to be heard upon the application of George R. Hamilton, for an order authorizing and empowering him to sell certain real estate therein described under the authority granted him under the last Will and Testament of George W. Wilber, deceased.

And the court, being fully advised in the premises, finds that the said George R. Hamilton is the duly appointed, qualified and acting Executor of the estate

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of George W. Wilber, deceased, and that by virtue of the Last Will and Testament of the said George W. Wilber, deceased, which was admitted to probate and record in this court on the 6th day of October, 1939, and is recorded in Volume X, Page 140, of the Will Records of Union County, Ohio, said Executor, is authorized, directed and empowered to sell said real estate for such price as he may deem adequate, without the intervention of any court, and that in order to convey title thereto, is authorized and empowered to execute and deliver deeds and other necessary instruments of conveyance therefor.

The court further finds, that among the assets of said estate is the following described real estate:

Situated in the State of Ohio, County of Union and Township of Paris, and being part of Survey No. 4073, and bounded and described as follows:

Beginning at a beech and white elm in the north line of said Survey and Northeast corner of James Smith's land; thence S. 12° 33' E. with the line of the Judy and Barker road 136 poles to a beech and sugar oak at the crossing of said road with the Turner and Blue Road, being the southeast corner to James Smith's land and the northeast corner of H. Blue's land; thence N. 78° East with the line of the Turner and Blue Road 120 poles to a stake in said road; thence N. 12° and 33' West 133 poles to a stake in the North line of said Survey; thence with the line of said Survey 120 poles to the beginning. Containing one hundred acres, be the same more or less.

Excepting fifteen acres sold by Christian Smith to George Berry leaving a balance of eighty-two acres, more or less.

Also a tract of land part of Survey No. 4073 and bounded and described as follows:

Beginning in the center of the Westlake and Lee Road at a stone in the southeast corner of a lot of land conveyed by J. W. Robinson to Harrison Campbell; thence with Campbell's line north 10° W. 130 poles to a stake in Samuel Jewell's land; thence with Jewell's line N. 81° E. 22.70 poles to a stone in the Survey line; thence S. 11° 50' E. 129 poles to a stone in the center of said road; thence with the center of said road S. 80° W. 26.84 poles to the beginning.

Containing twenty-five acres, more or less.

Also a tract of land, part of Survey 4073, bounded and described as follows:

Beginning at a stake in the center of the Westlake and Lee Road and in the corner of the Campbell farm; thence with the East line of said Campbell farm

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N. 11° 50' W. 130 poles to a stone in Survey line; thence
N. 81° E. 29½ poles in said survey line to a stone; thence
S. 10° E. 130 poles to a stone in the center of said road;
thence with said road S. 80° W. 25.36 poles to the beginning.
Containing 22¼ acres, more or less.

Also a tract of land, part of Survey No. 4673, bounded
and described as follows: Beginning at a stone in
the center of the road and corner of the Daniel Reed farm;
thence with the center of the road S. 80° W. 41.2 poles to a
stone, the corner of Harriett Campbell's land; thence with his
line N. 11° 50' W. 129 poles to the line of S. S. Jewell's land;
thence with Jewell's line N. 81° E. 41.6 poles to the corner of
the Reed place; thence with the line of the Reed farm S.
11° 50' E. 127.6 poles to the place of beginning.

Containing 33⅓ acres, more or less.

Containing in all 162.58 acres, more or less.

That Frank H. Harper and George H. Harper have
agreed to pay for said real estate the sum of \$7125.90,
that being the amount of a first mortgage lien held
upon said real estate by The Federal Land Bank of
Louisville, and to pay said purchase price by assuming
and agreeing to pay, according to the terms thereof, the
lien so held by said bank.

The court finds that it would be to the best interests
of said estate and to the heirs at law and beneficiaries
under the Will of the said George W. Wilber, deceased, if
said real estate were so sold.

It is therefore ordered, adjudged and decreed that the
said George R. Hamilton, be, and he hereby is, author-
ized, empowered and instructed to execute and deliver
a deed to the said Frank H. Harper and George H.
Harper, thereby conveying all of the right, title and
interest of the said George W. Wilber in and to said
real estate, upon the said purchasers agreeing to pay
to The Federal Land Bank of Louisville their first
mortgage lien upon said real estate, according to
the terms thereof, in the sum of \$7125.90.

The said George R. Hamilton is further ordered
to make report of his proceedings to this court without
unnecessary delay.

L. W. Hazen - Probate Judge.

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Feb. 15-1940.

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Filed
Feb. 15-1940. In the Matter of The Will of Gottlieb Burue, Deceased.
In the Probate Court, Union County, Ohio.
Gottlieb Burue, Deceased. Election of Widow By Written Instrument.
I, the undersigned widow of Gottlieb Burue, deceased,
late of the Township of Darby, Union County, Ohio, whose
last Will and Testament was admitted to probate in
this Court on the 27th day of January, 1940, being fully
advised as to the provisions of said Will and my
rights under the same, and also as to my rights
at law in the event of my refusal to take under said
Will (which is, that I would receive a yearly support,
widow's exemptions of \$2500.00, and one-third of all
of the assets of said estate, after the payment of debts
and expenses) do, by this written instrument signed and
duly acknowledged by me, within one month from the date
of the probate of said Will, hereby elect to take under
said Will.

Signed and acknowledged
in our presence:
John Thiergartner.
H. S. Foush.

Lizzie Burue - Widow of
Gottlieb Burue, Deceased.

State of Ohio, County of Union ss:
On this 10th day of February, 1940, before me, the
undersigned authority, personally appeared Lizzie Burue,
the person who signed the foregoing instrument, and
acknowledged that she did sign the same, and
that her signing thereof was her free act and deed.
In testimony whereof, I hereunto subscribe my name
and affix my official seal on the day and year last
aforesaid.

Ed Brogue Sanders - Notary Public.

Filed
Feb. 15-1940. In the Matter of the Will of: No. 14012 - Entry of Election
Gottlieb Burue, Deceased. Under Will by Written Instrument.
On this 12th day of February, 1940, a written instrument
duly signed and acknowledged by Lizzie Burue, widow
of Gottlieb Burue, deceased, evidencing her election
to take under the Will of said decedent, was filed
in this Court; and it appearing to the Court that said
instrument was filed within the time allowed by
law for the making of an election, it is ordered
that the election of said widow to take under said
Will, be entered on the journal of the Court.
D. W. Hazen - Probate Judge.

14021
Filed
Feb. 19-1940.

In the Matter of The Last Will and Testament of D. M. Skidmore, deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of The Will of D. M. Skidmore, deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that D. M. Skidmore, late a resident of York Township, in said County, died on or about the 13th day of February, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said D. M. Skidmore did leave no widow, and the following named persons as his only next of kin, to-wit:

Sarah Kerus - Grand-daughter - West Mansfield, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Sarah Kerus - Applicant.
Residence - West Mansfield, O.

The State of Ohio, Union County.

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

Sarah Kerus.

Sworn to before me and signed in my presence, this 17th day of February, 1940.

Ruth Hess - Notary Public.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of D. M. Skidmore, deceased on presentation of Will for Probate.

An application having been this day presented to the Court by Sarah Kerus praying that an instrument in writing purporting to be the last will and testament of D. M. Skidmore, deceased, be admitted to probate;

It is ordered that no notice be given since the only heretofore filed application to probate, for probate, and that a hearing on said application will be had on the 19th day of February, 1940, at 10 o'clock A. M.

L. W. Hazen - Probate Judge.

Wath.

Journal Entry.

14021

In the Matter of the Will of D. M. Skidmore, deceased.

Application for Probate of Will. To the Probate Court of said County: Your applicant respectfully represents that D. M. Skidmore, late a resident of York Township, in said County, died on or about the 13th day of February, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said D. M. Skidmore did leave no widow, and the following named persons as his only next of kin, to-wit: Sarah Kerus - Grand-daughter - West Mansfield, Ohio. Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate. Sarah Kerus - Applicant. Residence - West Mansfield, O.

Testimony of Witnesses.

The above named Sarah Kerus, being first duly sworn, says that the facts stated and the allegations in the foregoing application contained, are true as she verily believes. Sarah Kerus. Sworn to before me and signed in my presence, this 19th day of February, 1940. Ruth Hess - Notary Public. I, D. M. Skidmore, do hereby certify that the foregoing is a true and correct copy of the original as the same appears from the records of the Probate Court of Union County, Ohio. Dated this 19th day of February, 1940. L. W. Hazen - Probate Judge.

Last Will and Testament.

Item 1 expenses time of me Item 2 Sarah Kerus Item 3 L. W. Hazen Dollars. Item 4 own or my deceased wife's law, simple. I make Marysville Will and See Wills Marysville.

of D. M. Skidmore, deceased, Bank.

Probate of Will.

D. M. Skidmore, deceased, Union County, Ohio, died March 21, 1938, leaving an estate to be reported to be his only next

of Mansfield, Ohio, probate and executor of the same, who are to be notified of said will for

Applicant, Mansfield, Ohio.

last duly sworn, in the presence, this Notary Public, Court.

40. Journal Entry of Will for Probate, presented to the court in testimony of probate; since the only next of kin on the 19th day of February, 1940, Probate Judge.

14821

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio. In the Matter of the Will of D. M. Skidmore, deceased. No. 14821. Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court C. A. Hoopes and Ruth Hess, 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. M. Skidmore, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated March 21, 1938, purporting to be the last Will and Testament of D. M. Skidmore, deceased; that we, at the request of said testator, and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument, and that said D. M. Skidmore at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by Ruth Hess, said witnesses, in open Court, Mansfield, Ohio, this 19th day of February, 1940. C. R. Hoopes, Probate Judge.

Last Will and Testament of D. M. Skidmore.

I, D. M. Skidmore, being of legal 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.

Last Will and Testament.

Item 1: I devise that all my just debts and funeral expenses be paid as soon as practicable after the time of my decease.

Item 2: I devise and bequeath to my granddaughter, Sarah Hess, One Thousand (\$1000.00) Dollars.

Item 3: I devise and bequeath to the Baptist Church of West Mansfield, Ohio, Two Hundred (\$200.00) Dollars.

Item 4: All of the balance of my estate which I may own or have the right to dispose of at the time of my decease, I give, devise and bequeath to my daughter-in-law, Eva G. Skidmore, absolutely, and in fee simple.

I make, nominate and appoint C. A. Hoopes, of Mansfield, Ohio, to be the Executor of this my last Will and Testament.

In Witness Whereof, I have hereunto set my hand at Mansfield, Ohio, this 21st day of March, A.D. 1938. D. M. Skidmore.

14021

Signed by the said D. M. Skidmore and by him acknowledged to be his Last Will and Testament, before us, and 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 21st day of March, A. D. 1938.

C. A. Hoopes,
Ruth Hess,

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of the Will of D. M. Skidmore, deceased. February 19, 1940.

This matter came on this day further to be heard, on the application of Sarah Burns to admit to probate and record the Will of D. M. Skidmore deceased, late of the Village of West Mansfield, in said County, heretofore filed in this Court.

Order Admitting to Probate & Record

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and all the next of kin of said decedent known to be resident of the State 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 C. A. Hoopes and Ruth Hess, 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 D. M. Skidmore deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

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Feb. 16-1940.

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In the Matter of The Estate of Gottlieb Burus, Deceased.
In the Probate Court, Union County, Ohio.
In the Matter of The Estate of: No. 14012.
Gottlieb Burus, Deceased. Application.

Now come William Burus, and Emanuel Burus, and respectfully represent to the Court that they are the duly appointed, qualified and acting executors of Gottlieb Burus, deceased, late a resident of Union County, Ohio, who died on the 23 day of January, 1940, testate; that his last Will and Testament, was duly admitted to probate and record in the Probate Court of Union County, Ohio, on the 27 day of January, 1940, and is recorded in Volume X, Page 273, of the records of Wills of said County.

That said Will and Codicil provided that William Burus should receive, in fee simple, the home farm, consisting of approximately 198.55 acres of real estate, upon payment to Emanuel Burus, Rosa Burus Scheidner, Matilda Burus Mader and Nora Burus, the sum of Five Thousand (\$5000.00) Dollars, each, the price thus established for said real estate in said Will being the sum of \$125.00 per acre.

Your petitioners further represent that the said William Burus refused to take said real estate at said price of \$125.00 per acre, and that the said Emanuel Burus, Rosa Burus Scheidner, Matilda Burus Mader, and Nora Burus, did consent to a modification of the terms of said Will and did consent that the said William Burus should take said real estate at a valuation of Ninety (\$90.00) Dollars per acre, instead of a valuation of One Hundred twenty-five (\$125.00) Dollars per acre as provided by the terms of said Will, and did acknowledge receipt of their proportionate shares of the proceeds therefrom, and said consent and said acknowledgment of receipt of proceeds is filed in this cause; that the said William Burus has elected to take said real estate upon said valuation of Ninety (\$90.00) Dollars per acre.

That the following is a description of said real estate by metes and bounds:

(1) Situated in the State of Ohio, County of Union and Township of Darby, part of Survey No. 2879, and bounded and described as follows:

Beginning at a sycamore on the left bank of Big Darby Creek it being the recognized upper corner for the Creek to Survey No. 2671 and this place of two limes and a black oak; thence with the northerly line of said Survey, N. 56° 45' E. 16 poles to a stone; thence N. 33° W. 187 poles to a stone in the line of the Phillip Rausch farm; thence with said line

14012

S. 58° W. 62.40 poles to a stone, corner to said farm and in the easterly line of W. R. McDowell's land; thence with said line S. 33° E. 47.80 poles to a stone, southeasterly corner to said W. R. McDowell's land; thence with the southerly line of said land S. 58° W. 169.20 poles to a stone, in the line of the Mitchell Cemetery; thence with the line of said Cemetery S. 47° E. 10.36 poles to a post; thence S. 42° W. 17.60 poles to a stake, corner to said Cemetery in the center of the Gordon Road; thence with the center of said road N. 50° 30' W. 15.66 poles to a stake in the said southerly line of said W. R. McDowell's land; thence with said line S. 58° W. 11.40 poles to a stone on the left bank of said Big Darby Creek; thence continuing the same course to low water mark; thence down said creek, following the meanders thereof at low water mark on the left side as follows, S. $37\frac{1}{4}^{\circ}$ E. 8.89 poles, S. 59° E. 24.40 poles, S. 69° E. 24.12 poles, S. 50° E. 14.68 poles, S. 69° E. 8.48 poles, S. 43° E. 17.68 poles, S. $70\frac{1}{4}^{\circ}$ E. 32.60 poles, S. 81° E. 22.84 poles, N. $81\frac{1}{4}^{\circ}$ E. 18.40 poles, N. $61\frac{1}{2}^{\circ}$ E. 67.80 poles, N. 24° E. 21.20 poles, N. 56° E. 26.40 poles, N. $72\frac{1}{2}^{\circ}$ E. 42.60 poles, S. 84° E. 14 poles to the beginning, containing 200 acres, more or less.

Excepting therefrom the following premises:

Beginning at a stone in the center of the Mitchell Cemetery, Gravel Road and at the southerly corner of the Mitchell Cemetery; thence with the easterly line of said cemetery N. 41° 45' E. 288 feet to the easterly corner of said cemetery; thence with a line of Gottlieb Burns land, as shown by this conveyance S. 54° E. 481 feet to a stone in the center of said Gravel Road; thence with the center of said Road, a Northwesterly course 415 feet to the beginning.

Containing 1.45 acres, more or less.

Leaving 198.55 acres, more or less.

Your petitioners further say that by virtue of said Will and Codicils, William Burns is, devised, in fee simple, a $45\frac{3}{4}$ acre tract of real estate, located in Darby and Union Townships, which was purchased by the said Gottlieb Burns from Phillip Bishop, upon payment in cash to the executors of said estate at the rate of Ninety (\$90.00) Dollars per acre; that the said William Burns elects to take said real estate at said price, and that the sum of \$4,117.50, which is the price of said real estate at \$90.00 per acre, has been paid to said executors, the receipt of which is hereby acknowledged.

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The following is a description of said real estate, by
 metes and bounds:

(2) Situated in the State of Ohio, County of Union and
 Township of Darby, and bounded and described as follows:
 Being part of Surveys Nos. 3311, 3312, and 12674.
 Beginning at a post in the southerly line of the P. C. Co.
 & St. R. R. R. tracks, and in the easterly line of the lands
 of A. Steinhoff (a stone and brick pier N. 48° E. 9 feet);
 thence with the easterly line of said land S. 48° W. 33-68/100
 poles to a stone, southeasterly corner to the said J. A.
 Steinhoff land in the northerly line of the lands of Ray
 H. Moore; thence with the line of said land S. 56°
 E. 94-36/100 poles to a stone southwesterly corner to
 the lands of Jacob Scheidner; thence with the line of
 said land N. 35° E. 93-12/100 poles to a post 50 feet
 at right angle from the center of said Rail Road
 tracks; thence with the southerly line of said Rail
 Road land as follows: N. 65° 30' W. 64 poles and
 N. 63° W. 12-92/100 poles to the beginning.

Containing 45-75/100 acres; and a right to use a
 certain roadway leading from the Milford Center and
 Unionville Gravel Road and across a certain portion
 of a tract of land of 117 acres conveyed by Philip Bishop
 to John Kluber and George Kluber on March 27th. 1906
 and leading to the tract of 45 and 3/4 acres herein con-
 veyed, and that said Gottlieb Burns shall enjoy this
 privilege without let or hindrance for all time to come
 and shall have the right to reassign said privilege
 to future purchasers of said tract herein conveyed.

Your petitioners further say that by virtue of said
 Will and Codicil, Rosa Burns Scheidner is to receive
 in fee simple, the 150 acre tract upon which she lives,
 upon payment to Emanuel Burns, Matilda Burns Mader,
 William Burns, Nora Burns, the sum of \$4000.00, each;
 that said sum establish the price for said real
 estate at the rate of \$133.33 per acre, and that the
 said Rosa Burns Scheidner has refused to accept said
 real estate upon said terms, and that the said
 Emanuel Burns, Matilda Burns Mader, William Burns
 and Nora Burns, have consented to a modification of
 the terms of said Will and have filed their said
 consent in this Court, reducing the price of said real
 estate to \$115.00 per acre, and that the sum of
 \$17,250.00, which is the price of said real estate
 at \$115.00 per acre, has been paid to said executor,
 and that they have acknowledged the receipt of the
 same in full, all of which is filed in this
 Court.

14012

That the following is a description of said real estate by metes and bounds:

(3) Situated in the State of Ohio, County of Union, and Township of Darby, part of Survey No. 7245 and 3312, and bounded and described as follows:

Beginning at a stake and stone in the southerly line of Survey No. 7245 and southwest corner of D. M. Robinson land; thence with the southerly line of said Survey, North 55° West 79 poles to a stone and piece of brick; thence North 20° East 84.6 poles to a stone and piece of brick at roots of large burr oak, the original corner tree; thence North 68° West 40.76 poles to a stone and piece of brick; thence North 13° 45' East 102.80 poles to a stone and piece of brick on the bank of Big Darby Creek; thence down said Creek with low water mark, North 60° East 44 poles, North 40° East 37 poles, North 61° 15' East 16.80 poles, North 75° East 37.32 poles; thence South 64° East 15 poles to a large stone and piece of tile, and northwesterly corner to said D. M. Robinson land; thence with said Robinson's West land line South 14° 45' West 311 poles to the beginning, containing 450 acres of land, more or less.

Your Petitioners further represent that at the time of his death, the said Gottlieb Buzup was seized in fee simple of the following described real estate:

(4) Situated in the State of Ohio, County of Union and Township of Allen, being part of Survey No. 4812 and bounded and described as follows:

Beginning at a stone, the northwesterly corner of said Survey No. 4812, (and beginning corner of Survey No. 3151); thence with the Northwesterly line of said Survey No. 4812, N. 58° E. 199.60 poles to a stone, northwesterly corner of Nathan Howard's land; thence with the westerly line of said land, S. 32° E. 58.34 poles to a stone and creek (crossed by a highway, bearing S. 32° E. 2.20 poles) Northwesterly corner of lands formerly owned by Brailey Sprague; thence with the northerly line of said land S. 59° W. 80 poles to a stone; thence S. 32° E. 7.14 poles to a stone, northwesterly corner of lands formerly owned by Catherine K. Dailey; thence with the northerly line of said land, S. 58° W. 120 poles to a stone, a corner of the said Catherine K. Dailey's land in the westerly line of said Survey No. 4812 and in the center of the Votterburg and Allen Center Gravel Road; thence with said line and center of said Road N. 32° W. 65 poles to the beginning, containing 77.75 acres, more or less.

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That by virtue of said Last Will and Testament, said real estate descends to and vests in fee simple, in Emanuel Burns, William Burns, Matilda Burns, Madey, Rosa Burns, Schneider, and Uora Burns, each receiving an undivided one-fifth (1/5) interest therein.

Your petitioners further represent that all of the debts of decedent's estate have been paid, or secured to be paid, and that all the provisions of law to be performed before filing this application have been fully complied with by said executors.

Wherefore, your petitioners pray for a certificate transferring said real estate to the parties herein named, as in said application set forth, with an order issuing to the Auditor and Recorder of Union County, Ohio, for the transfer and record of the same as provided by law.

Emanuel Burns.
William Burns.

State of Ohio, Union County, ss:

William Burns and Emanuel Burns, being first duly sworn, says that the facts stated in the foregoing application are true as they verily believe.

Emanuel Burns.
William Burns.

Sworn to before me and signed in my presence this 16 day of February, 1940.

Ed. Bruner, Notary Public.
In the Probate Court, Union County, Ohio.
In the Matter of the Estate of: No. 14012.
Gottlieb Burns, deceased.

Entry Filed
Feb. 16-1940.

This day this cause came on to be heard upon the application of William Burns and Emanuel Burns, Executors of the Estate of Gottlieb Burns, deceased, and the evidence.

And the court, being fully advised in the premises, finds that the facts stated and the allegations made in said application are true, and that said real estate should be transferred, as set forth in said petition; the court further finds that the law has been fully complied with by said petitioners and that all of the debts of said estate have been paid or secured to be paid before the filing of said petition.

The court further finds that the price for said real estate as set forth in a consent to the modification of the terms of said Will heretofore filed in this court, has been fully paid, and that said real estate ought to be transferred as prayed for.

14012

It is therefore ordered, adjudged and decreed that the real estate described in (1) be transferred to the said William Burns, in fee simple; that the real estate described in (2) be transferred to William Burns, in fee simple; and that the real estate described in (3) be transferred to Rosa Burns Schneider, in fee simple, and that the real estate described in (4) be transferred to William Burns, Emanuel Burns, Rosa Burns Schneider, Matilda Burns Mader and Nora Burns, in fee simple, each receiving an undivided one-fifth (1/5) interest thereof, and that the Auditor of Union County, Ohio, and the Recorder of said County are hereby ordered to transfer and record the same as provided by law.

R. W. Hazen - Probate Judge.

13544
Filed
Feb. 21 - 1941.

In the Matter of The Estate of Eva Viola Herd, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13544.
Eva Viola Herd, Deceased, Application for Transfer of Real Estate.
Now comes Ralph A. Herd, and represents to the Court that Eva Viola Herd, a resident of Liberty Township in said County, died testate on the 23 day of January, 1938, and that on the 1 day of February, 1938, Ralph A. Herd was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Tract #5 - In Survey No. 4315 and 12388. Situated in the County of Union, in the State of Ohio, and in the Township of Liberty and bounded and described as follows:
Beginning at an iron pin set at the northeast corner of a parcel belonging to J. Bry Herd's heirs and in the center line of the Raymond - East Liberty improved road, thence along the east line of said Herd's heirs land S-18°30' West 45.2 poles to a stake at the northwest corner to J. Bry Herd's 35 acre tract; thence S-77° East 43.64 poles to a stone corner on the north line of Survey No. 12388; thence S-32°45' West 130.6 poles to a stake; thence S-83° East 71 poles to a stone corner; thence N-19° East 120.4 poles to a wooden stake; thence N-79°45' West 19.2 poles to a wooden stake; thence N-13°30' East along the west line of the I. B. Skidmore lands 73.7 poles to an iron pin set in the center line of the Raymond - East Liberty improved road; thence along the center line of said road S-76°45' West 67.83

13544

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poles to the place of beginning,
containing 67.6 acres, more or less.
Insofar as they can be ascertained, the following is a
list of persons, with their ages, places of residence and
relationship to the decedent and interest passing, to whom
each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Part's Part
Ralph A. Herd	35	Reoriah, Ohio.	Son	1/5
Mabel S. Herd	33	Elyria, "	Daughter	1/5
Dwight K. Herd	28	Hinton, "	Son	1/5
Sara E. Cogswell	26	Columbus, "	Daughter	1/5
Paul E. Herd	19	East Liberty "	Son	1/5

Your petitioner further represents that all known debts
of decedent's estate have been paid or secured to be paid,
or that sufficient other assets are in hand to complete the
payment thereof.

Your petitioner further represents that all the provisions
of law to be performed before filing this application,
have been fully complied with by him.

Wherefore, he prays for a certificate transferring said
real estate to the parties herein named and to have
the same transferred and recorded in the proper County,
as provided by law.

Ralph A. Herd.

The State of Ohio, Union County.

Ralph A. Herd, being first duly sworn, says that the
facts stated in the foregoing application are true as he
truly believes.

Ralph A. Herd.

Sworn to before me and signed in my presence, this
19 day of February, 1940.

Alice Randolph Stillinger
Notary Public, Union County, Ohio.
Commission expires 1-3-42.

Journal
Entry.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of The Estate of February 21-1940.
Eva Viola Herd, Deceased. Authority to transfer Real Estate.

This day came Ralph A. Herd, Executor of the estate
of Eva Viola Herd, deceased, and filed herein his ap-
plication, duly verified, for an order directing the
transfer of certain real estate belonging to said de-
cedent, as set forth in the application.

It appearing to the Court that Eva Viola Herd, a
resident of Liberty Township, in said County, died testate,
on January 23, 1938, and that on the 1 day of February,
1938, Ralph A. Herd was duly appointed and qualified
Executor of the estate of said decedent; that insofar

13544

as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest of passing, to whom each such parcel of Real Estate passed by decedent or devise.

Name	Age	Place of Residence	Relationship	Part's Share
Ralph A. Herd	35	Deoria, Ohio.	Son	1/5
Mabel S. Herd	33	Elyria, "	Daughter	1/5
Dwight A. Herd	28	Keaton, "	Son	1/5
Sara E. Cogswell	26	Columbus, "	Daughter	1/5
Paul E. Herd	19	East Liberty, "	Son	1/5

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

14005
Filed
Jan. 25-1946

In the Matter of The Last Will and Testament of George Trapp, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of George Trapp, deceased. Application for Probate of Will. to the Probate Court of said County:

Your applicant respectfully represents that George Trapp, late a resident of the Village of Marysville, in said County, died on or about the 20th. day of January, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said George Trapp died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P.O. Address
Matilda M. Acman	63	Daughter	Marysville, Ohio.
Wm. W. Trapp	60	Son	Lepera, Ohio.
Edith Bentley	51	Daughter	R. #2, Marion, Ohio.
Ruth White	35	Grand-daughter	Columbus, Ohio.
Ralph Mader	33	Grand-son	Columbus, Ohio.
Eugene Mader	25	Grand-son	Columbus, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the

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daughter	1/5	
son	1/5	

state is as appearing to the as been fully hereby ordered the duplicate dated, to the certificate for the the description with the Recorder by law, Probate judge.

George Trapp, Deceased. Court.

Probate of Wills.

George Trapp, Deceased, in said day of January, 1940, herewith produced, and the following of his, to-wit:

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14005 presentation of the said will for probate.
 The State of Ohio, Union County. Fred W. Trapp - Applicant.
 The above named Fred W. Trapp, being first duly sworn, says that the facts stated and the allegations in the foregoing application contained, are true as he verily believes.
 Fred W. Trapp.
 Sworn to before me and signed in my presence, this 24th day of January, 1940.
 Richard C. Thrall - Notary Public.

The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of George Trapp, Deceased. to Probate of Last Will & Testament.
 We, the undersigned, next of kin of George Trapp, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.
 Fred W. Trapp.

Dated this 24th day of January, 1940.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of George Trapp, Deceased. January 25, 1940 - Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Fred W. Trapp praying that an instrument in writing purporting to be the last will and testament of George Trapp, deceased, be admitted to probate.
 It is ordered that 5 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 1st day of February, 1940, at 10:00 o'clock A.M.
 L. W. Hagen - Probate Judge.

Waiver of Notice and Consent to Probate.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of George Trapp, Deceased. Waiver of Notice & Consent to Probate.
 We, the undersigned, next of kin of George Trapp, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.
 Eugene W. Mader - 935 Miller Ave., Cole, Ohio.
 Mrs. Ruth M. Uhle - 935 Miller Ave., Cole, Ohio.

14005 Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of George Trapp, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, next of kin of George Trapp deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Matilda M. Aman - 432 - W. 6 - St.
Edith Bentley - Marietta, O. R. D. 2.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of George Trapp, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, next of kin of George Trapp deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Ralph E. Mader - 2094 - Apt. 49. Neil Ave., Columbus, Ohio.

Testimony of Witnesses to Will,
Probate Court, Union County, Ohio.

In the Matter of the Will of George Trapp, Deceased. No. 14005. Testimony of Witnesses.

Personally appeared in open Court, E. H. Hammer and H. C. Doellinger 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 Trapp, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated September 26, 1928, purporting to be the last Will and Testament of George Trapp, deceased; that we, at the request of said Testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and heard him acknowledge the same to be his last Will and Testament and that said George Trapp at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 2nd day of February, 1940.

H. C. Doellinger,
Marysville, Ohio.

Carrie W. Houbek
Deputy Clerk.

Testimony of Witnesses to Will.

In the Matter of the Will of George Trapp, Deceased. Person August the truth relation of George present now before 1935, per last Will that they as witness in his instrument the same and that the same memory,

Testimony of Witnesses to Will.

Sworn to before me and signed in my presence by said witnesses in open Court, this 2nd day of February, 1940.

Application for Commission.

In the Matter of the Will of George Trapp, Deceased. Application for Commission. Will received at South... The purpose of this request is to take... Dated

Probate Court.
I, George Trapp, deceased, hereby waive my Will for probate.

Probate Court.
I, George Trapp, deceased, hereby waive his Will for probate.

Witnesses.
I, H. Hammer and August W. Zell, hereby testify that we were present at the execution of the last Will and Testament of George Trapp, deceased, and heard him acknowledge the same to be a codicil to and a part of his Will, and that said George Trapp at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Witnesses.
I, H. Hammer and August W. Zell, hereby testify that we were present at the execution of the last Will and Testament of George Trapp, deceased, and heard him acknowledge the same to be a codicil to and a part of his Will, and that said George Trapp at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

14005

Testimony of Witnesses to Codicil of Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of George Trapp, deceased, No. 14005.
The State of Ohio, Union County.

Personally appeared in open court, August W. Zell, 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 Trapp 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 May, A.D. 1935, purporting to be a codicil to and a part of the last Will and Testament of George Trapp 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 a codicil to and a part of his Will; and that said George Trapp at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

August W. Zell.
Laura Zell.

Sworn to before me and signed in my presence by said witnesses in open court, this 29 day of Feb. 1940.
Carrie W. Housheer - Deputy Clerk.

Application for Commission to Take Deposition of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of George Trapp, deceased, No. 14005.
Application for Commission.

I, the undersigned, respectfully represents that George Trapp late of said County, deceased, died testate on or about the 20th. day of January, A.D. 1940; and that his Will was on the 24th. day of January, 1940, produced in open court for probate. That E. H. Hammer, one of the witnesses to said Will resides out of the jurisdiction of said Court, to-wit: at South Charleston, Ohio.

Application for Commission.

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 30th. day of January, 1940.

Respectfully,
Richard C. Thrall.

14005 The State of Ohio, Union County.

Richard C. Thrall being duly sworn says that the statements in the foregoing Application are true as he verily believes.

Richard C. Thrall.

Sworn to before me and signed in my presence, this 30th day of January, 1940.

L. W. Hazen - Probate Judge, Probate Court, Union County, Ohio.

In the Matter of the Will of George Trapp, Deceased. Jan. 31-1940. Order for Commission.

This day Richard C. Thrall appeared in open Court and made application for a commission to issue to some suitable person to take the deposition of E. H. Hamner, one of the witnesses to the will of said George Trapp, deceased. And it appearing to the Court that said witness reside out of the jurisdiction of this Court, to-wit: at South Charleston, Ohio.

Order for Commission.

It is therefore ordered that such Commission, with said Will annexed, issue to Kenneth W. Elder, 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.

L. W. Hazen - Probate Judge.

Commission to Take Deposition of Witness to Will. Probate Court, Union County, Ohio.

In the Matter of the Will of George Trapp, Deceased. No. 14005. Commission.

To Kenneth W. Elder, Greeting:

Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of E. H. Hamner, subscribing witness to the instrument in writing, herewith annexed, purporting to be the Will of George Trapp, deceased, late of Village of Marysville, County of Union, in the State of Ohio; and therefore I command you that, at certain times and places appointed by you, you cause the said E. H. Hamner to be brought before you, and there and there examine him, on oath or affirmation first taken before you, touching the due execution of said Will, and that you reduce such examination to writing and return the same, together with this commission and the Will of the said George Trapp, deceased, thereto annexed, closed up under your seal, unto our said Probate Court, with all convenient speed.

Commission.

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Last Will Testament

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In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Marysville, Ohio this 2 day of February, 1940.

L. W. Hager - Judge and Ex-officio Clerk of the Probate Court

Last Will and Testament.

I, George Trapp, of the Township of Paris in the County of Union and the State of Ohio, being of sound mind and memory, do make, publish and declare this to be my last Will and Testament, in the manner following, that is to say:-

First:- I direct that all my just debts and funeral expenses be paid as soon after my decease as practical.

Second:- I direct my Executor hereinafter named to cause a foot-stone to be erected at my grave soon after my decease.

Third:- I decree that my watch is to go to my son Fred.

Fourth:- I give, devise, and bequeath to my son and daughter, namely, Mathilda, Alonzo, Fred Trapp, Carrie Maden and Edith Muegel, all my estate, real, personal and mixed, wherever situated, which I may own or have a right to dispose of at my death, absolutely and in fee simple, and to be divided equally among them.

Fifth:- I nominate and appoint my son Fred W. Trapp, the Executor of this my last Will and Testament, hereby authorizing him and empowering him as such Executor, to compound, compromise, settle and adjust all debts and claims which may be presented against my estate, or which may be due my estate.

I further direct my said Executor to carry out these provisions of this my last Will and Testament as soon as possible after my decease. No bond shall be required of my said Executor and no inventory or appraisal is to be made of my estate.

I hereby revoke all former wills made by me. In Witness Whereof, I have hereunto subscribed my name, this 26th day of September in the year of our Lord Nineteen Hundred and Twenty-eight.

George Trapp

Last Will and Testament

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Probate Judge. Ohio.

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Probate Judge. to Wills. Ohio.

to Court of Union by these presents ... signing intru- ... of Village ... of Ohio; ... certain times ... the said ... and they ... affirmati- ... execution ... such exam- ... me, together ... the said George ... under your ... all convenient

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We, whose names are hereto subscribed, do certify, that on the 26th. day of September 1928, George Trapp, the testator above named, subscribed his name to this instrument 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.

George Trapp.
Witness - E. H. Hammer - Marysville, Ohio.
Witness - H. C. Doellinger - Marysville, Ohio.

This Codicil added May 4th. 1935.

In case of son or any daughters death preceding my own - this or her share to go to said son or daughters children.

Signed - George Trapp.
Witness - Laura Zell - Marysville, Ohio.
Witness - August W. Zell - Marysville, Ohio.

Deposition of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of George Trapp, deceased, No. 14005.

I, Kenneth W. Elder, duly appointed and commissioned by the judge of the Probate Court of the County of Union in the State of Ohio, to take the deposition of E. H. Hammer the subscribing witness to the instrument in writing purporting to be the Will of George Trapp, deceased, late of resident of said County of Union in the State of Ohio, which commission and the said Will are hereto annexed, do hereby certify, that in pursuance of said commission, I caused E. H. Hammer said subscribing witness, to come personally before me at South Charleston, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

Deposition

I was present at the execution of said Will hereto attached and at the request of the decedent subscribed my name to said Will as one of the witnesses in the presence of said decedent, and that I saw said George Trapp, deceased, sign said Will at the end thereof and heard him acknowledge the same to be his last Will; and that said decedent, at the time of the making and signing of said Will, was of full age, of sound mind and memory, and not under any restraint.

E. H. Hammer.

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Certificate
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ing by myself, in the presence of said witnesses and
subscribed by said witness in my presence, on this
Certificate 14th. day of February, 1940.

In testimony whereof, I have hereunto set my hand,
at South Charleston, Ohio, this 14th. day of February,
1940.

Kenneth W. Elder - Commissioner.

Commissioner's Fees - \$5.00
Witness Fees - \$1.00
Total - \$6.00

Order Admitting to Probate and Record.

Probate Court, Union County, W.
In the Matter of the Will of February 29-1940.
George Trapp, Deceased Order Admitting to Probate and Record.
(Commissioner Returned)

This matter came on this day further to be heard,
on the application of Fred W. Trapp to admit to probate
and record the will and codicil of George Trapp, de-
ceased, late of the Village of Marietta in said County,
heretofore filed in this Court.

It is now shown to the satisfaction of the Court
that said decedent died leaving no surviving spouse, and
all the next of kin of said decedent, known to be residents
of the State, have been duly served with notice of the fil-
ing 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, you have waived notice and
given consent to the probate of said will and codicil.

Order Admitting
to Probate and Record
Kenneth W. Elder, the Commissioner heretofore ap-
pointed to take the deposition of E. H. Hammer and
of the subscribing witnesses to said will and codicil,
duly returned the commission issued to him, with
said will and codicil annexed, and also the deposition
so taken, duly certified; and thereupon also came
H. C. Doelling, the other subscribing witness to the
Will and Laura Zell and August W. Zell, the sur-
viving witnesses to the codicil. Said subscribing wit-
nesses to said will and codicil, having been duly
sworn, testified as to the execution and attestation
of said will and codicil which testimony was reduced
to writing, was subscribed by them respectively, and was
filed with said will and codicil.

Whereupon the Court finds that the aforesaid instru-
ment of writing is the last will and codicil of
said George Trapp, deceased; that it was duly
executed and attested; and that the said testator

14005 at the time of signing said will and codicil, was of full age, of sound mind and memory, and not under any restraint.

Therefore if the Court orders, the admitting of said will and codicil, and that it, together with the said testimony of the witnesses above named, be entered of record in this Court.

L. W. Hazen - Probate Judge.

14023 In the Matter of The Last Will and Testament of Frank C. Miller, Sr. Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Frank C. Miller, Deceased. Application for Probate of Will to the Probate Court of said County:

Your applicant respectfully represents that Frank C. Miller, late a resident of the Village of Irwin, in said County, died on or about the 11th day of January 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Frank C. Miller died leaving Mable D. Miller of the age of — years as his surviving spouse, who resides at Irwin, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Frank C. Miller, Jr.		Son	Irwin, Ohio.
Louetta Miller		Daughter	Irwin, Ohio.
Robert Miller		Son	Irwin, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Frank C. Miller, Jr. Applicant.
 Residence - Irwin, Ohio.

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

Sworn to before me and signed in my presence, this 26th day of February, 1940.

Frank C. Miller, Jr.
 Ruth Hess - Notary Public.
 Union County, Ohio.
 My Commission Expires 5/26/41.

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14023

Waiver of Notice and Consent to Probate,
The State of Ohio, Union County. Probate Court.

Waiver
of Notice

In the Matter of the Will of
Frank L. Miller, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, surviving spouse and next of kin
of Frank L. Miller, deceased, and residents of the State
of Ohio, hereby waive notice of the presentation of said
Decedent's Will for probate, and consent to the admission
of the same to probate.

Mrs. Frank Miller - Irwin, Ohio.
Loretta Miller - Irwin, Ohio.
Robert Miller - Irwin, Ohio.

Dated February 26-1940.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of No. 14023.

Frank L. Miller, Sr. Deceased. Testimony of Witnesses.

Testimony
of
Witnesses

Personally appeared in open Court, F. B. Ware and
Edna S. Ware, 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 Tes-
tament of Frank L. Miller, Sr., deceased, depose and
say: We were present at the execution of the instru-
ment of writing now before us, dated February 14-1925,
purporting to be the last Will and Testament of
Frank L. Miller, Sr., deceased; that we, at the request
of said testator and in his presence, respectively,
subscribed our names thereto as witnesses; and
that we saw said testator sign said instrument
and that said Frank L. Miller, Sr. at the time
of executing the same, was of full age and sound
mind and memory, and not under any restraint,

Sworn to before me and
signed in my presence by
said witnesses in open
Court, this 4 day of March,
1940.

F. B. Ware,
Deputy Clerk.
Mechanicsburg, Ohio.
Edna S. Ware,
Mechanicsburg, Ohio.

Last Will and Testament.

I, Frank L. Miller of the Village of Irwin, Union
County, Ohio, do make, publish and declare
this my Last Will and Testament.

Item of One: I give to my wife, Mabel D. Miller
all of the property of which I shall die possessed
or seized to be here absolutely and her, her
heirs and assigns forever.

14023
Last Will
and
Testament

Item Two: I hereby nominate and appoint my said wife, Mabel D. Miller, to be executrix of this my will and ask the Court that she be allowed to serve without bond.

In testimony whereof I have hereunto set my hand this 10th. day of February, 1925.

Frank C. Miller.
Signed and acknowledged by the said Frank C. Miller as and for his last Will and Testament in our presence and signed by us as witnesses thereto at his request and in his presence and the presence of each other on the day and year last above written.

T. B. Ware.

Edna S. Ware.

Order Admitting to Probate and Record,
Probate Court, Union County, Ohio.

In the Matter of the Will of Frank C. Miller, Sr., deceased. March 4-1940.
This matter came on this day for hearing to be heard on the application of Frank C. Miller, Jr., to admit to probate and record the Will of Frank C. Miller, Sr., deceased, late of the Village of Trump in said county, heretofore filed in this Court.

Order Admitting
to
Probate & Record

It is now shown to the satisfaction of the Court that said decedent died leaving Mabel D. Miller surviving spouse, and that the surviving spouse and all the next of kin of said decedent known to be resident of the State 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 T. B. Ware and Edna S. Ware, 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 Frank C. Miller, Sr., deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full age, of sound mind and memory and not under any restraint.

14023

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14023 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 record in this Court.
L. W. Hazen - Probate Judge.

13926 In the Matter of the Estate of Clara W. Morey, Deceased.
Filed Feb. 26-1940. Application for transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of Clara W. Morey, Deceased. Application for transfer of Real Estate. No. 13926
Now comes Darius W. Morey, and represents to the Court that Clara W. Morey, a resident of Mansville in said County, died testate on the 12 day of July, 1937, and that on the 7 day of December, 1937, Darius W. Morey was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in the Township of Union, County of Union and State of Ohio, being part of Survey No. 2675.
Beginning at a stone (witnessed by two red buds and Elm) on the left bank of Darby Creek and lower corner to lands formerly owned by George and Josiah Reed; Thence with the southerly line of said land N. 68° E. 216 poles to a stone (witnessed by a dog wood and maple) westerly corner to lands formerly owned by Joseph T. Woods; Thence with the westerly line of said lands South 32° E. 110.40 poles to a stone (witnessed by two sugar trees and an elm) corner to said lands in the line of W. S. Baldwin lands; Thence with the said line passing his westerly corner and with the line of lands formerly owned by John P. Woods South 58° W. 240 poles to a stone (witnessed by two Buckeyes) corner to John T. Woods land on the left bank of said Darby Creek; Thence up said creek with the meanderings thereof at low water mark on the left side to the beginning. Excepting about one-half of an acre for the Woods Cemetery.

Containing 160 acres more or less.
Also the undivided one-half interest in the following described real estate.
Located in the Village of Mansville, Union County, Ohio.
Being part of Sub-Lot No. Three.

18926

Beginning at a stake in the South East corner of Lot No. 6 and Southwest corner of Lot No. 3; thence North on the line between said lots No. 3 & 6 ten poles to a stake in the corner of a lot formerly owned by C. Ketchum, the North half of said lot No. 3; thence with his line East 4 poles to a stake in his line; thence S. 10 poles to a stake in the edge of Sixth (formerly South) Street; thence with said lot No. 3 Street, W. 4 poles to the beginning.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by death or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Dana W. Mory	Full	Marysville	Son	Undivided one-half of town property.
John Henry Mory	Full	Marysville	Grandson	all of farm, undivided one-half of town property.

Your petitioner further represents that all known debts of decedent's estate have been paid, or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with herein.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Dana W. Mory.

The State of Ohio, Union County.

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

Dana W. Mory.

Sworn to before me and signed in my presence, this 36 day of February, 1940.

[Signature]

William J. Porter - Notary Public,
Union County, Ohio.
Commission Expires 1-3-42.

18926
Journal
Entry.

In the Matter of the Estate of Clara W. Mory.

This is to certify that the estate of the above named decedent, deceased, is being administered in accordance with the provisions of the will of said decedent.

It is further certified that the said estate is being administered in accordance with the provisions of the will of said decedent, deceased, and that the same is being administered in accordance with the provisions of the will of said decedent, deceased, and that the same is being administered in accordance with the provisions of the will of said decedent, deceased.

Wm. J. Porter
Dana W. Mory
John Henry Mory

And it is further certified that the said estate is being administered in accordance with the provisions of the will of said decedent, deceased, and that the same is being administered in accordance with the provisions of the will of said decedent, deceased.

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Notary Public,
City, Ohio.
Expires 1-3-42.

18926
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Journal Entry.

Probate Court, Union County, Ohio.
February, 26-1940.
In the Matter of the Estate of
Clara W. Morey, Deceased. Authority to Transfer Real Estate.

This day came Dana W. Morey, Administrator of
the estate of Clara W. Morey, deceased, and filed herein
his application, duly verified, for an order directing
the transfer of certain real estate belonging to said
decedent, as set forth in the application.

It appearing to the Court that Clara W. Morey, a
resident of Marysville, in said County, died testate
on July 12, 1939, and that on the 7 day of December,
1939, Dana W. Morey was duly appointed and
qualified Executor of the estate of said decedent;
that insofar as they can be ascertained, the following
is a list of persons, with their ages, places of res-
idence and relationship to the decedent and in-
terest passing, to whom each such parcel of Real
Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Dana W. Morey	Full	Marysville	Son	Undivided one-half of town property.
John Henry Morey	Full	Marysville	Grandson	All of farm- Undivided one-half of town property.

And that the description of said real estate is as
set out in said application and it appearing to
the satisfaction of the Court that the law has been
fully complied with by said applicant. It is here-
by ordered that said real estate be transferred
upon the duplicate of the County where such parcels
are situated, to the persons named herein and that
a certificate for the transfer of said real estate, to-
gether with the description contained in the appli-
cation, be filed with the Recorder of the proper County
for record, as provided by law.

D. W. Hager - Probate Judge.

14027
Filed
Mar. 6-1940.

In the Matter of The Last Will and Testament of Wilbur C. Temple, Deceased.
Application for Probate of Will.
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Wilbur C. Temple, Deceased, Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Wilbur C. Temple, late a resident of the Township of Graiborne, in said County, died on or about the 23rd day of February 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Wilbur C. Temple died leaving Grace H. Temple of the age of 67 years, as his surviving spouse, who resides at Richwood, Ohio and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Elley C. Temple	21	Mother	Richwood, Ohio.
Archie P. Temple	"	Brother	278 Crestview Road, Columbus, Ohio.
Doris D. Hale, Deceased, a sister who left the following children, as her next of kin.	"		
Arthur P. Hale	"	Nephew	Rockbridge, Ohio.
Beulah E. Hale	"	Niece	Fort Neal, West Virginia.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Grace H. Temple - Applicant.
Residence - Richwood, Ohio.

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

Oath.

Sworn to before me and signed in my presence, this 6th day of March, 1940.



Robert T. Alley - Notary Public
Union County, Ohio.
My commission expires Mar. 10-1940.

14027.
Journal Entry.

The State of Ohio, Union County, Probate Court. In the Matter of the Will of Wilbur C. Temple, Deceased. Application for Probate of Will. It is presented for admission of the will of Wilbur C. Temple, deceased, as his last will and testament.

In the Matter of the Will of Wilbur C. Temple, Deceased, Waiver, of the said will to the probate of Grace H. Temple, Elley C. Temple, Archie P. Temple, Arthur P. Hale.

The State of Ohio, Union County, Probate Court. In the Matter of the Will of Wilbur C. Temple, Deceased. Application for Probate of Will. It is presented for admission of the will of Wilbur C. Temple, deceased, as his last will and testament.

Testimony of Witnesses.

In the Matter of the Will of Wilbur C. Temple, Deceased. Application for Probate of Will. It is presented for admission of the will of Wilbur C. Temple, deceased, as his last will and testament.

of Wilbur C. Temple,
Deceased.
Probate Court.

For Probate of Will.

That Wilbur C. Temple, deceased, be admitted to probate of his last will; that Grace H. Temple, surviving spouse, be appointed executrix of the same; and that the following be appointed:

P. O. Address:
Richwood, Ohio.
Westview Road,
Columbus, Ohio.

Richwood, Ohio.
West Virginia.
For probate and
the proving of the
instrument named
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presentation of

Temple - Applicant.
Richwood, Ohio.

being first duly
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tions contained, are

Temple.
my presence,

Notary Public
Ohio.

Expires Mar. 10-1940.

14027. The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Wilbur C. Temple, Deceased. March 6-1940. Journal Entry on Presentation of Will for Probate.
An application having been this day presented to the Court by Grace H. Temple praying that an instrument in writing purporting to be the last will and testament of Wilbur C. Temple, deceased, be admitted to probate. It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 6th day of March, 1940, at ten o'clock A. M.
L. W. Hazen - Probate Judge.

Waiver.
In the Probate Court of Union County, Ohio.
In the Matter of the Will of Case No. 14027.
Wilbur C. Temple, Deceased. Waiver.

We, the undersigned, next of kin of Wilbur C. Temple, deceased, hereby waive notice of the probating of the Will of the said Wilbur C. Temple, deceased, and consent to the probating thereof,

Grace H. Temple
Elmer C. Temple
Archie P. Temple
Arthur P. Kall.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of No. 14027.
Wilbur C. Temple, Deceased. Testimony of Witnesses.

Personally appeared in open Court Martha T. Parrott, (one and the same person as Martha E. Taylor) and Robert H. 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 Wilbur C. Temple, deceased, depose and say:

We were present at the execution of the instrument of writing now before us, dated October 12th, 1935, purporting to be the last will and testament of Wilbur C. Temple, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument, and that said Wilbur C. Temple at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

14027

Sworn to before me and signed in my presence by said witnesses, in open Court, this 6th day of March, 1940.

L. W. Hazen
Probate Judge.

Robert T. Alley,
Richwood, Ohio.
Martha T. Payott,
Richwood, Ohio.

Last Will and Testament

I, Wilbur C. Temple, of the Village of Richwood, 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 my decease.

Item II. I give, devise and bequeath, to the Methodist Protestant Church of Richwood, Ohio, the sum of Three Hundred Fifty Dollars (\$350.) in cash.

Item III. I give, devise and bequeath to my Mother, Three Hundred Dollars (\$300) to be paid to her in Postal Savings Certificates in that amount.

Last Will & Testament

If my Mother, Ellen C. Temple, of Richwood, Ohio, outlives me, I hereby give, devise and bequeath to her the sum of two Hundred Dollars (\$200.) per year as long as she lives, payable the 1st day of January and the first day of July of each year, to be paid to Ellen C. Temple or my wife, Grace H. Temple, out of the devise and legacies hereinafter given, devised and bequeathed to my wife, Grace H. Temple (\$100 at each payment).

Item IV. All the rest and residue of my estate, both 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, devise and bequeath to my wife, Grace H. Temple, for and during her natural life, or so long as she remains my widow she however, is hereby granted the privilege and power to sell, use, or dispose of any part or all of my real and personal property if it is necessary for her maintenance and support.

After the death of my said wife, Grace H. Temple, or in the event of her remarriage, I give, devise and bequeath said real and personal property, equally and share and share alike, to the following devisees and legatees, to-wit:

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1. My brother, Arlie P. Temple, whose address is 278 Crestview Road, Columbus, Ohio.
2. My sister, Mrs. Doris Hale, whose address is Agata, Ohio.

I, Wilbur C. Temple, do hereby make, execute and appoint Charles A. Wiley, of Washington Township, Union County, Ohio, to be the Executor of this my last Will and Testament. In Witness Whereof, I have hereunto set my hand to this my last Will and Testament, at Richwood, Ohio, this 12th day of October, A. D. 1935.

Signed, sealed and acknowledged by the said Wilbur C. Temple 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 Richwood, Ohio, this 12th day of October, A. D. 1935.

Robert T. Allen, residing at Richwood, Ohio.
 Martha E. Taylor, residing at Richwood, Ohio.

Order Admitting to Probate and Record,
 Probate Court, Union County, Ohio.

In the Matter of the Will of March 6-1940.
 Wilbur C. Temple, Deceased. Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Grace H. Temple to admit to probate and record the Will of Wilbur C. Temple deceased, late of the Township of Colquhoun in said County, heretofore filed in this Court.

Order Admitting to Probate & Record. It is now shown to the satisfaction of the Court that said decedent died leaving Grace H. Temple surviving spouse and that the surviving spouse and all the next of kin of said decedent being known to be residents of the State 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 Martha T. Parrott and Robert T. 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 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 Wilbur C. Temple deceased; that it was duly executed and attested; and that the said testator,

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14027 at the time of signing said Will, was of full age, of sound mind, sane, 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. Hazen - Probate Judge.

13548
Filed
Mar. 5 - 1940.

In the Matter of the Estate of Jesse W. Cain, Deceased.
Application for Rehearer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 13548.
Jesse W. Cain, Deceased. Application for Transfer of Real Estate.
Now comes Jennie A. Cain, of the estate of Jesse W. Cain, deceased, and represents to the Court that said decedent died testate on the 24 day of January, 1940, leaving the following described parcels of real estate: -

Situated in the State of Ohio, County of Union, Township of Dover, being part of Survey No. 5869.
Being part of Lot No. 6 of the Division of said Survey 5869 into lots and described as
Beginning at a stake in the center of the Dry Run Gravel Road and in the South line of said Survey No. 5869; thence with said line South $84^{\circ} 30'$ W. 104 poles to a stake in the East line of Thomas B. Perkins land; thence with said line North 6° W. 73 poles to a stone at a corner of William H. Perkins land; thence with two consecutive lines of said land North $84^{\circ} 30'$ East 16 poles to a stone and North 6° West 12 poles to a stake at a corner to the said William H. Perkins land in the North line of said Lot No. 6 of the division of said Survey No. 5869; thence with said line North $84^{\circ} 30'$ E. 84 poles to a stake in the center of the said Dry Run Gravel Road; thence with the center of said road S. $9^{\circ} 15'$ E. 85-20/100 poles to the beginning.

Containing 51 acres, be the same more or less.
Tract #2: Situated in the State of Ohio, County of Union, Township of Dover, being part of Survey No. 5499.
Beginning at a stake in the center of the Dry Run Gravel Road and in the North line of Survey No. 5499; thence with said survey line South $84^{\circ} 30'$ W. 104.68 poles to a stone and tile in the East line of T. B. Perkins land; thence with the East line of said T. B. Perkins land south $4^{\circ} 15'$ East 47.80 poles to a stone and brick; thence North $84^{\circ} 30'$ East 100 poles passing a stone Northwest

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convey to William H. Hammer and continuing with said W. H. Hammer's north line to a stake in the center of the Dry Run Gravel Road; thence with the center of the said Dry Run Gravel Road North one degree 30' East 47.80 poles to the place of beginning. Containing 30.85 acres, more or less.

That the following persons, with their age, address, relationship and portion inherited, inherit said real estate.

Name	Age	Address	Relationship	Portion Inherited
Jennie A. Cain	Full	Dover Township	Wife	Life estate
Ramuel Edgar Cain	Full	Dover Township	Son	Remainder in fee.

Your petitioner represents that all of the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties therein named and to have the same transferred and recorded in the proper County, as provided by law.

Mrs. Jennie A. Cain.

The State of Ohio, Union County.

Jennie A. Cain, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Jennie A. Cain.

Sworn to before me and subscribed in my presence, this 4th day of March, 1940.

Alice Randolph Stillings, Notary Public, Union County, Commissioner expires 1-3-42.

Journal Entry

Journal Entry

Probate Court, Union County, Ohio.

In the Matter of the Estate of Jesse H. Cain, Deceased, Authority to Transfer Real Estate.

This day came Jennie A. Cain, Executrix of the estate of Jesse H. Cain, deceased, and filed herein her application duly verified, for an order directing the transfer of certain real estate belonging to said decedent.

It appearing to the Court that said decedent died testate, on January 24, 1938, residing at Dover Township; that his last Will and Testament was admitted to Probate on February 2, 1938; that on February 2, 1938, the petitioner was appointed Executrix of his estate; that the following persons, with their age, address, relationship and portion inherited, inherit said real estate.

13548

Name	Age	Address	Relationship	Portion Submitted
Jennie A. Cain	Full	Dover Township	Wife	Life estate.
Samuel Edgar Cain	Full	Dover Township	Son	Remainder in fee.

And that the description of said real estate, is as set out in said application.

And it appearing to the satisfaction of the Court that the law has been fully complied with, by said applicant, it is ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate of this order together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.

L. W. Hazen - Probate Judge.

13921
Filed
Mar. 5-1940.

In the Matter of the Estate of Henry L. Stewart, Deceased.

Application for transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 13921.
Henry L. Stewart, Deceased. Application for transfer of Real Estate.

Now comes, Margaret Stewart, and represents to the Court that Henry L. Stewart, a resident of Jerome Township in said County, died testate, on the 8th day of August, 1939; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on August 17th, 1939, was admitted to probate on August 28th, 1939, and recorded in Volume X, page 98 of the Record of Wills in said County, and that on the 28th day of August, 1939, Margaret Stewart was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in, Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, in the State of Ohio, and in the Township of Jerome, Survey, #5166, and bounded and described as follows:

Beginning at a point at the intersection of the Marysville and New California Gravel Road with the center current of the Sugar Run Creek; thence up said stream, with the center current and the various meanderings thereof N. 33° 30' E. 55.80 poles; thence N. 68° 30' E. 7.64 poles, N. 45° East 34.40 poles; N. 32° 15' E. 14.72 poles; N. 8° 30' E. 12.57 poles; N. 17° 30' E. 22.40 poles; N. 12° 45' W. 13.44 poles; N. 43° 45' E. 8 poles; N. 67° 12' E. 13 poles N. 33° E. 10.44 poles;

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N. 42° 45' the south Dodge; to an iron with the place of (60.90) B. Harvey Insoll is a license and passing, by descent Margaret

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Journal Entry

In the Matter of the Estate of Henry L. Stewart, Deceased. This her application for the transfer of the real estate of the decedent. It appears that the decedent was a resident of the State of Ohio at the time he died testate on

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Transfer of Real Estate
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18921 N. 42° 45' E. 11.80 poles; and N. 18° 30' W. 8.20 poles to
 the south line of lands formerly owned by Thomas
 Dodge; thence with said line S. 57° W. 294.80 poles
 to an iron Rod in the center of said Road; thence
 with the center of said Road S. 49° 30' E. 89 poles to the
 place of beginning, containing Sixty and Ninety Thousandths
 (60.90) acres more or less as surveyed by Hanson
 B. Harvey, January 27th, 1905.

Insofar as they can be ascertained, the following
 is a list of persons, with their ages, places of resi-
 dence and relationship to the decedent and intestate
 passing, to whom each such parcel of real estate passed
 by descent or devise.

Margaret Stewart - Adult - Jerome Township, Union County, Ohio -
 Widow - All.

Your petitioner, further represents that all known
 debts of decedent's estate have been paid, or secured
 to be paid, or that sufficient other assets are in hand
 to complete the payment thereof.

Your petitioner further represents that all the pro-
 visions of law to be performed before filing this ap-
 plication, have been fully complied with by her.

Wherefore she prays for a certificate transferring
 said real estate to the parties herein named and
 to have the same transferred and recorded in the proper
 County, as provided by law.

Margaret Stewart,
 The State of Ohio, Union County.

Margaret Stewart, being first duly sworn, says that
 the facts stated in the foregoing application are true
 as she verily believes.

Margaret Stewart,
 Sworn to before me and signed in my presence,
 this 1st day of March, 1940.

Wm. R. Cameron - Notary Public,
 in and for Union County, Ohio.

Journal
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Journal Entry
 Probate Court, Union County, Ohio.

In the Matter of the Estate of March 5 - 1940.
 Henry L. Stewart, Deceased. Authority to transfer Real Estate.
 This day came Margaret Stewart, Executrix of the
 estate of Henry L. Stewart, deceased, and filed herein
 her application, duly verified, for an order directing
 the transfer of certain real estate belonging to said
 decedent, as set forth in the application.
 It appearing to the Court that Henry L. Stewart, a
 resident of Jerome Township, in said County, died,
 testate on August 8th, 1939; That his last Will

13921 and Testament was filed in the Probate Court of Union County, Ohio, on August 17, 1939, was admitted to probate on August 28th, 1939, and recorded in Volume X, page 98 of the Record of Wills, in said county; and that on the 28th day of August, 1939, Margaret Stewart was duly appointed, and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom, each such parcel of Real Estate passed by descent or devise.

Margaret Stewart - Adult - Jerome Township, Union County, Ohio, Widow - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein, and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.

A. W. Hazen - Probate Judge.

14017 In the Matter of The Estate of John George Starr, Deceased.

Filed Feb. 24 1940. In the Probate Court, Union County, Ohio.

In the Matter of The Estate of John George Starr, Deceased. No. 14017. Application for Transfer of Real Estate.

Now comes Elisabeth Starr and says that John George Starr, late a resident of Paris Township, County of Union and State of Ohio, died testate on the 2nd day of February, 1940, and that his last will and testament was filed in the Probate Court of Union County, Ohio, on the 17th day of February, 1940, and therein admitted to probate on the 13th day of February, 1940, and recorded in Vol. No. X page 282 of the Record of Wills of said County, being case number 14017. And said last will and testament contained the following provisions, to-wit:

Item II. All the property, real and personal, of every kind and description, wheresoever 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 wife, Elisabeth Starr, to be here absolutely and in fee simple.

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That the said last will and testament named the said Elisabeth Starr Executrix, but no administration of said testator's estate is being had.

That the said John George Starr died the owner and seized in fee-simple of the following described real estate, to-wit:

Tract One - Situated in the Village of Marysville, County of Union, State of Ohio, and, Being all of lot No. 444 in the Freshwater Addition to said Village but excepting therefrom 10 feet off the north side thereof.

Second Tract - Situated in the Township of Paris, County of Union, State of Ohio, and a part of Survey No. 517208, and,

Beginning at a stone and two sycamores and hickory, Southwest corner of Thomas Martin's land thence with his line South 52° West 57½ poles to a small white oak in John Payer's line; thence with his line N. 32½° W. 72 poles on the Southwest corner of 70 acre lot conveyed by W. W. Woods; thence with that line N. 53½° East 68½ poles to Martin's line; thence with his line to the beginning.

Containing 28½ Acres, more or less.

Third Tract - Situated in the Township of Paris, County of Union, State of Ohio, and a part of Survey No. 5758, and,

Beginning at Northwest corner of a lot of land sold by said Dougherty to one Chris Westfall for which reference is hereby made to said Westfall's deed now on record in Union County and in the Eastern line of John Keever's land thence a stone and stake and a water ash tree; thence North 8 rods along said Keever's East line; thence East 20 rods on a line parallel with the North line of said Westfall's twenty (20) acres; thence South on a line parallel with said first described line 8 rods to the North line of said Westfall land; thence West with said Westfall's line twenty (20) rods to the beginning.

Containing 1 Acre, more or less.

Fourth Tract - Situated in the Township of Paris, County of Union, State of Ohio, and a part of Survey No. 5006, and,

Beginning at the point of intersection of the Southernly line of the Starr public road with the Becklin's gravel road; thence with said line of the Starr road and the original Survey line N. 29° 15' W. 21.60 poles to a stone at the original corner of said Survey (witness trees gone); thence with the North line of said Survey N. 50° E. 18.20 poles to a hickory tree forming the

14017 Westerly corner of John and Anna Fox's land; thence with a Southwesterly line of said land S. 33° 30' E. 25.20 poles to an iron rod in the center of said Collins gravel road; thence with the center of said road S. 66° W. 20 poles to the place of beginning.

Containing 2.75 Acres, more or less.

Fifth Tract - Situated in the Township of Allen, County of Union, State of Ohio, and a part of Survey No. 3741, and 3697, and,

Beginning at a stone at the Southwest corner of a twenty (20) acre, more or less, tract of land belonging to J. A. + E. Staro, and in the Northernly line of Lydia E. Epps' land; thence with the W. line of J. A. + E. Staro's land N. 30° W. 61.10 poles to a stake; thence S. 56° 30' W. 52.92 poles to a stake in the East line of Joe + Isabelle Davis' land; thence with the East line of said Davis' land S. 30° E. 60.71 poles to a stone, a corner to said Joe + Isabelle Davis' land; thence N. 57° E. with the angle of said Joe + Isabelle Davis and the lands of Lydia Epps 53.20 poles to the place of beginning.

Containing 20 Acres, more or less.

Sixth Tract - Situated in the Township of Paris, County of Union, State of Ohio, and a part of Survey No. 5728, and, being the undivided one-half interest in the following described real estate, and,

Beginning at a stake in the Westerly line of J. W. Robinson's plot; from which a sugar tree bears N. 13½° W. 17 links, being the Southeast corner of a lot of 70 acres sold to William Daugherty, by W. W. Woods and of which this conveyance is a part; thence with the Southernly line of said lot S. 53° 20' W. 6.8 poles to a stake in the line of John Keever's land; from which an elm bears N. 69° E. 10½ links; thence with one of Keever's lines N. 32½° W. 20 poles to a stone one of this corner; thence with another of his lines N. 28½° W. 28.8 poles to a stake in said line; thence N. 53° 20' E. 72 poles to a stake in said Robinson's line; thence with said line S. 25½° E. 46½ poles to the beginning.

Containing 20 Acres, more or less.

Seventh Tract - Situated in the Township of Paris, County of Union, State of Ohio, and a part of Survey No. 5006, and, being the undivided one-half interest in the following described real estate, and,

Commencing at a stone at the Southeast corner of George Staro's 28.50 acre tract and at the Southwest corner of J. W. + R. A. McAllister land; thence with the Westerly line of John L. Fox's land as

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14017

formed by this conveyance S. 33° E. 38.60 poles to a stone
in the center of the Collins gravel road; thence with the
center of said road S. 66° W. 42 poles to an iron rod
in the center of said road and at the Southeast corner
of said Starr's 2.75 acre tract; thence with the Easterly
line of said tract N. 33 1/2° W. 25.20 poles to a highway
tree at the Northeast corner of said 2.75 acre tract and
in the Southerly line of said 28.50 acre tract; thence
with said South line N. 55° E. 42 poles to the beginning
containing 7.60 Acres, more or less.

Eighth Tract - Situated in the Township of Allen,
County of Union, State of Ohio, and a part of Survey
No. 3741 and 3697, and being the undivided one-half
interest in the following described real estate, and,

Beginning at a stone at the Northeast corner of a
50 Acre tract of land owned by Lydia E. Eppe; thence
with the North line of said tract South 58° West
50.03 poles to a stone; thence North 28° 15' West 62.59
poles to a stone in the East line of a 40 acre tract
of land owned by Alice P. Hall; thence North 56° 40' East
62.68 poles to a stone in the East line of Survey No.
3741; thence South 25° East 50.32 poles to a stone in
the West line of the Payne Road, thence South 28° 40' East
13.81 poles to the place of beginning.

Containing, 20.09 Acres, more or less.

Your applicant further says that all known debts
of the decedent have been paid or secured to be paid.

That the said decedent devised all of his real estate
to the applicant Elisabeth Starr, as per the provision
of his last will and testament as hereinabove set forth.

Wherefore, the said Elisabeth Starr prays that this
Court issue a certificate transferring said real estate
to her so that the same may be transferred and re-
corded in the proper County office as required by law.

Wm. R. Myers
Attorney for Elisabeth Starr.

State of Ohio, Union County, ss:

Elisabeth Starr being first duly sworn according to
law says that the facts stated and the allegations
made and contained in the foregoing application are
true as she believes.

Elisabeth Starr.

Sworn to before me, and signed in my presence, by
the said Elisabeth Starr, this 24th day of February, 1840.

Wm. R. Myers - Notary Public.

14017

In the Probate Court, Union County, Ohio.
In the Matter of the Estate of John George Starr, Deceased. No. 14017.
Entry.

This day this cause came on for hearing on the application of Elisabeth Starr, duly verified, and filed herein, praying for an order directing the transfer of the real estate described in said application, belonging to and of which the deceased, John George Starr, died seized.

And, on consideration thereof, the Court finds that the said John George Starr late a resident of Paris Township, in Union County, Ohio, died testate on the 2nd. day of February, 1940, and his last will and testament was on the 13th., day of February, 1940, duly admitted to probate in the Probate Court, of Union County, Ohio, under Case Number 14017.

That the said decedent devised all his real estate to his widow and surviving spouse, Elisabeth Starr, the applicant, absolutely.

That no administration of his estate is being had.

And it further appearing to the Court that the law has been fully complied with by said applicant; It is hereby ordered, that said real estate be transferred upon the duplicate of the County where such parcels are situated to the persons named herein, and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
R. W. Hazen - Judge.

13243

Filed

Mar. 8-1940.

In the Matter of the Estate of John L. Brightler, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of John L. Brightler, Deceased. No. 13243.
Application for Transfer of Real Estate.

Now comes Howard Brightler, duly represented to the Court that John L. Brightler, a resident of Liberty Township in said County, died testate on the 3rd. day of September 1936; that said last will and testament was filed in the Probate Court of Union County, Ohio, on September 21, 1936, admitted to probate on September 28, 1936, and recorded in Vol. V, Page 341 of the Records of Wills of said County; and that on the 28th. day of September, 1936, Howard Brightler, was duly appointed, and qualified, as Executor of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.

13243

In the of Ohio.

Requiere and court of Ohio. Said land conveyed 1862; then back of S to a stone these into northwest the west stone in the center

Contains Also to and 348.

Requiere southwest north line the line just below stake in and in N. 66° E ash tree, N. 19 1/2°

Drake for corner. S. 68 1/2° E Henry Moore thence S, bed; then beginning.

Contains 3444 and Insofar a list of and relate to whom or devise.

Wass Rilla M. V. Chester R. Howard Evolina Ada M.

13243

In the Township of Liberty, County of Union and State of Ohio.

Requiring at a stake in the center of the Stuart Road and corner to lands conveyed by Abraham Drake to A. Graham, Feb. 11, 1854; thence with the west line of said land, S. 10° 11 poles to a stone, corner to land conveyed by Abraham Drake to A. H. Thompson, Feb. 12, 1862; thence westerly along the foot of the Mill to the west bank of Sugar Run at a stone; thence N. 9° E. 39 poles to a stone in the north line of Abraham Drake's land; thence with the said line S. 79° E. 54 poles to a stone, northwest corner to John A. Baxley's land; thence with the west line of said land S. 9° W. 133.34 poles to a stone in the center of the Stuart Road; thence with the center of said Road N. 8 1/2° W. 35.60 poles to the beginning.

Containing fifty-one acres, more or less.

Also the following: Being a part of Surveys 3444 and 3480.

Requiring at a point in the center of Millcreek, southwest corner to Henry Morse's land and in the north line of the F. & O. G. Railroad; thence N. 34° W. with the line of said railroad 165.5 poles, crossing Millcreek just below the railroad bridge at 27.2 poles to a stake in the old creek bed just below the railroad and in the South line of John Hoover's land; thence N. 66° E. 14.20 poles with said John Hoover's land to an ash tree, said tree being 2 1/2 feet in diameter; thence N. 19 1/2° E. 4 poles to a stone, corner to the old Abe Drake farm; thence S. 76 1/2° E. 16.20 poles to a stone, corner; thence S. 55 3/4° E. 10.56 poles to a stone; thence S. 68 1/2° E. 17.12 poles to a post in the north line of Henry Morse's land; thence S. 12 1/2° W. 9 poles to a stake; thence S. 56° W. 6.36 poles to the center of the old creek bed; thence down the old creek bed to the place of beginning.

Containing 17.75 acres of land; 4.10 acres in Survey No. 3444 and 13.65 acres in Survey No. 3480.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Rilla M. Beightler	74	Leonia, Ohio	Widow	1/4 th.
Chester Beightler	39	" "	Son	1/4 th.
Howard Beightler	35	" "	Son	1/4 th.
Evelina Hervey	37	Bellefontaine, Ohio	Daughter	1/4 th.
Ada M. Varney	53	Newiston, Maine	Daughter	1/4 th.

Ohio. ... on the ap- ... and filed ... transfer of the ... belonging to ... died seized ... funds that the ... said township, ... day of ... was for ... to probate ... under lease ... estate to his ... the applicant, ... being had. ... that the law ... is referred upon ... are situated ... certificates for ... with the de- ... filed with the ... provided by law ... judge.

Deceased. ... to the Court ... Township in ... of September ... was filed ... on September ... 28, 1936, ... records of Wills ... day of September ... and qual ... educt. ... pper of qual ... decedent at

13243

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed, before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Howard Beightler
Executor as aforesaid.

The State of Ohio, Union County.

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

Howard Beightler.

Sworn to before me and signed in my presence, this 21st day of October, 1936.

Richard C. Thrall - Notary Public.

Journal Entry

Journal Entry

Probate Court, Union County, Ohio.

In the Matter of the Estate of John P. Beightler, Deceased, Authority to Transfer Real Estate. March 8 - 1940.

This day came Howard Beightler, Executor of the estate of John P. Beightler, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that John P. Beightler, a resident of Liberty Township, in said County, died testate on September 3, 1936, and that on the 28th day of September, 1936, Howard Beightler was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Kella Beightler	74	Peoria, Ohio	Widow	Life
Howard Beightler	39	Peoria, Ohio	Son	1/4 th.
Chester Beightler	35	Peoria, Ohio	Son	1/4 th.
Evelina Perry	37	Bellefontaine, O.	Daughter	1/4 th.
Ada M. Parent	53	Newiston, Maine	Daughter	1/4 th.

13243

And set out in satisfaction complied with the County named herein of said estate obtained in the proper

14002
Filed

Mar. 15-1940.

In the Matter of the

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Ohio.

Real Estate.
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Share	Portion Passed
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13273

And that the description of said real estate is as set out in said application, and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge

14002
Filed
Mar. 15-1940.

In the Matter of The Estate of Margaret Hoffmann, deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 14002.
Margaret Hoffmann, Deceased. Application for Transfer of Real Estate.

Now comes C. A. Hoopes, and represents to the Court that Margaret Hoffmann, a resident of Mansville in said County, died testate on the 12th day of January, 1940; that her Last Will and Testament was filed in the Probate Court of Union County, Ohio, on January 16, 1940, admitted to Probate on January 16, 1940, and recorded in Vol. X, Page 250, of the Will Records in said County; and that on the 16th day of January, 1940, C. A. Hoopes was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in the State of Ohio, County of Union, and Village of Mansville, and bounded and described as follows: Being a part of Tract No. 174; Beginning at a stake in the west line of Chestnut Street and south-east corner of the Williams lot; thence with the line of said Chestnut Street southerly 40 feet to a stake; thence westerly parallel with the Williams' south line to a stake in the east line of J. C. Weidman's lot; thence northerly with said line 40 feet to the said Williams' south line; thence with said line easterly to the place of beginning. Being the same premises conveyed by Clara W. McCampbell and husband to John H. Ryan, March 2nd, 1899 and recorded in Union County Record of Deeds, Vol. 79, Page 234.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to

14002 whom each such parcel of real estate passed by descent or devise:

Name	Age	Place of Residence	Relationship	Petition Presented
Earl L. Hoffman	over 21	Marysville, Ohio.	Son	7/12
Edward Hoffman	" "	1544 Macomber St., Toledo, O.	Son	1/12
Ernest Hoffman	" "	627 1/2 N. High St., Columbus, Ohio.	Son	1/12
Elmer Hoffman	" "	329 S. Yale Ave., Columbus, Ohio.	Son	1/12
Fred Hoffman	" "	701 Western Ave., Commercial, Ind.	Son	1/12
Elizabeth Ruble	" "	Marysville, Ohio.	Daughter	1/12

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

C. A. Hoopes.

The State of Ohio, Union County.

C. A. Hoopes, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

C. A. Hoopes.

Sworn to before me and signed in my presence, this 26th day of February, 1940.

[Signature] Ruth Kees - Notary Public.
 Union County, Ohio.
 My commission expires 5/26/41.

Journal Entry

Journal Entry.
 Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 14002 - March 15 - 1940.
 Margaret Hoffman, deceased. Authority to Transfer Real Estate.

This day came C. A. Hoopes, Executor of the estate of Margaret Hoffman, deceased, and filed herein his application, duly verified, which application is attached hereto, and made a part hereof, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the satisfaction of the Court that all of the representations set forth in said application are true; that the description of said real estate and the list of persons to whom each such parcel thereof passed by descent or devise is as set forth in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant;

14002 It is hereupon the situated, Certificate for the description with the by law.

14003 Filed Feb. 7 - 1940.

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Relationship	Portion Passed
Son	7/12
Son	1/12
Son	1/12
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Daughter	1/12

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14002

It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the person named therein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

14031
Filed
Feb. 7-1940.

In the Matter of The Estate of Earnest Dellinger, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 14031.
Earnest Dellinger, Deceased Application for Transfer of Real Estate.
Now comes Lincoln Dellinger, and represents to the Court that Earnest Dellinger, a resident of Union Township in said County, died intestate on the 7th day of January, 1923, and that no administration has been had or is contemplated of the estate of said Earnest Dellinger, deceased.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, in the State of Ohio, and in the Township of Union, and Survey No. 4805, 4807, & 7474 and bounded and described as follows:

Beginning at a stone in the center of the Vook Road and at the southwest corner of A. R. Bigelow's land; thence with the center of said road N. 61° 20' W. 96.52 poles to a stone in the east line of Joseph G. Gaylt's land; thence with two consecutive lines of said land N. 12° 30' East 62.80 poles to a stone and N. 10° 30' E. 44.72 poles to a stone at the southwest corner of Conrad Wolf's lands; thence with three consecutive lines of said land S. 64° 45' E. 56.24 poles to a stone; S. 52° E. 28 poles to a stone; and S. 38° E. 14.60 poles to a stone in the west line of said A. R. Bigelow's land; thence with said line S. 10° 45' W. 100.32 poles to the beginning.

But excepting therefrom the following described tract deeded to Conrad Wolf for water privilege:

Beginning at the northeast corner of the above described tract; thence with said Bigelow's line S. 10° 45' W. about 3.50 poles to the center of Little Darby Creek; thence up said creek to a point 2 poles from said Bigelow's line and thence N. 10° 45' E. to the north line as above described; thence

14081 with said line S. 38° E. 2.68 poles to the beginning, leaving the amount herein conveyed 61.30 acres, more or less, 21.30 acres being in Survey # 7474.
 33 acres being in Survey # 4805.
 7 acres being in Survey # 4807.

As far as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Petition Passed
Margaret Dellinger	Adult	Union Township, Union County, Ohio	Widow	Donee
Lincoln Dellinger	11	Union Township, Union County, Ohio	Son	1/5
Ernestine Dellinger	9	Union Township, Union County, Ohio	Daughter	1/5
Victoria Dellinger	7	Union Township, Union County, Ohio	Daughter	1/5
Miriam Dellinger	5	Union Township, Union County, Ohio	Daughter	1/5
McKinley Dellinger	3	Union Township, Union County, Ohio	Son	1/5

The petitioner further represents that the above named Margaret Dellinger, widow, has since the death of said Ernest Dellinger, to-wit, on October 1st, 1937, died, and her interest in said real estate has become extinct; that the above named Ernestine Dellinger is now married and known as Mrs. Ernestine Rausch; and that all of the above named sons and daughters of the said Ernest Dellinger have now reached the age of majority.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Lincoln Dellinger.

The State of Ohio, Union County.

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

Lincoln Dellinger.

Sworn to before me and signed in my presence, this 7th day of March, 1940.

Wm. R. Cameron
 Notary Public, in and for
 Union County, Ohio.

14081
 Journal
 Entry.

In the M. Ernest Dellinger, decedent's estate of his last will and testament, as set out

It appears that the above named Margaret Dellinger, widow, has since the death of said Ernest Dellinger, to-wit, on October 1st, 1937, died, and her interest in said real estate has become extinct;

U. S. D. C. Margaret Dellinger, widow, has since the death of said Ernest Dellinger, to-wit, on October 1st, 1937, died, and her interest in said real estate has become extinct;

That the above named Ernestine Dellinger is now married and known as Mrs. Ernestine Rausch; and that all of the above named sons and daughters of the said Ernest Dellinger have now reached the age of majority.

And the provisions of law to be performed before filing this application, have been fully complied with by him. Wherefore, he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

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ty, Ohio	Daughter	1/5
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ty, Ohio	Daughter	1/5
ty, Ohio	Son	1/5

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14081
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Journal Entry.

Probate Court, Union County, Ohio.
In the Matter of the Estate of
Earnest Dellinger, Deceased, Authority to Transfer Real Estate.
March 7th, 1940.

This day came Lincoln Dellinger, son of Earnest Dellinger, deceased, and one of the heirs at law of the estate of said Earnest Dellinger, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Earnest Dellinger, a resident of Union Township, in said County, died intestate on January 7th, 1923; and that no administration has been had or is contemplated, of the estate of said Earnest Dellinger, deceased; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and intestate passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Partion Passed
Margaret Dellinger	Adult	Union Township, Union County, Ohio.	Widow	Dower Sub.
Lincoln Dellinger	11	Union Township, Union County, Ohio.	Son	1/5
Ernestine Dellinger	9	Union Township, Union County, Ohio.	Daughter	1/5
Victoria Dellinger	7	Union Township, Union County, Ohio.	Daughter	1/5
Miriam Dellinger	5	Union Township, Union County, Ohio.	Daughter	1/5
McClellan Dellinger	3	Union Township, Union County, Ohio.	Son	1/5

That the above named Margaret Dellinger, widow, has since the death of said Earnest Dellinger, to-wit, on October 1st, 1937, died and her interest in said real estate has become extinct; that the above named Ernestine Dellinger is now married and known as Mrs. Ernestine Rensch; and that all of the above named sons and daughters of the said Earnest Dellinger has now reached the age of majority.

And that the description of said real estate is as set out in said application, and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13787
Filed
Mar. 7-1940.

In the Matter of The Estate of W. A. Blake, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of W. A. Blake, Deceased. Application for Transfer of Real Estate. No. 13787.
Now comes, Earl A. Blake, and represents to the Court that W. A. Blake, a resident of Allen Township in said County, died testate on the first day of February, 1939; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on February 11, 1939, and recorded in Vol. D, page 278, and that on the 17th day of February, 1939, Earl A. Blake was duly appointed and qualified as Executor of the estate of said decedent. The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, State of Ohio, and Township of Allen, and part of Survey No. 12308, bounded and described as follows: Beginning at a stake in the westerly line of lot No. 6 of the subdivision of said Survey No. 12308, and northwesterly corner to a tract of land containing 29 acres conveyed by Samuel Gibson to J. W. Ripley, April 1, 1880; thence with the northerly line of said tract, north 52 deg. 15' East 104-76/100 poles to a stake northeasterly corner to the said tract; thence with the easterly line of said tract, south 35 deg. 15' East 50-46/100 poles to a stake, a corner to said tract; thence with the southerly line of said lot No. 6 North 52 deg. 15' East 35-28/100 poles to a stake (attested by three ashes); thence North 35 deg. 15' West along the easterly line of said Survey, 95-50/100 poles to a stake, corner to the Dover lot of Martha Gibson; thence with a line of said lot South 52 deg. 15' West 140-44/100 poles to a stake, a corner of said lot, in the westerly line of said lot No. 6; thence with said line south 35 deg. 15' East 40-80/100 poles to the beginning; containing 51 acres, more or less.

Also the following described premises, located in the State of Ohio, County of Union, and Township of Liberty, and part of Survey No. 3487, and bounded and described as follows: Beginning at a stone in the center of the Buckner Road at the southwesterly corner of the 44 acre tract of land conveyed by William T. Buckner to Edward M. Buckner (of which said place of beginning is 83 poles, S. 53 deg. 40' West from the easterly line of said Survey No. 3487); thence north 31 deg. 20' West (along the westerly line of said 44 acre tract) 85 poles to a stone at the

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Blake, Deceased.
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Samuel Gibson
with the northern
at 104-76/100
to the said tract;
at, south 35
a corner to
of said lot
to a stake
35 deg. 15'
Survey; 95-50/100
of J. Martha
South 52 deg.
a corner of
lot No. 6; thence
- 80/100 poles
or less.
located in
Township of
bounded
at a stone
the south-
and conveyed
Buckner (which
53 deg. 40'
vey No. 3487);
westerly line
stone at the

13787 northwesterly corner of said tract on the southerly line of land conveyed by William T. Buckner to A. Gottwald; thence South 53 deg. 40' West (along the southerly line of said A. Gottwald's land) 115-60/100 poles to a stone at the southwesterly corner of the same in the westerly line of said Survey No. 3487; thence South 32 deg. East (along the westerly line of said Survey) 85 poles to a stone in the center of the Buckner Road; thence North 58 deg. 40' East (along the center of said Buckner Road) 114-60/100 poles to the place of beginning. Containing 61-10/100 acres, more or less.

Also, the following described real estate, situated in the State of Ohio, County of Union, and Township of Allen, and part of Survey No. 12308, and bounded and described as follows:

Beginning at a stone at the intersection of a County Road with the Buckner Road; thence with said County Road No. 35 1/4 deg. West 50-4/10 poles to a stake in the center of said road; thence N. 52 1/4 deg. East 104.76 poles to a stake in the line of Wm. and Esther Haines' land; thence with their line S. 35 1/4 deg. East 50-4/10 poles to a stake in the center of said Buckner Road; S. 52 1/4 deg. West 104.76 poles to the place of beginning, containing 33 acres, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Earl A. Blake	Full	R. T. D. #4, Marysville, Ohio.	Son	61.10 acres
Emerson Blake	Full	W. Gilead, Ohio.	Son	33 acres
Lloyd Blake	Full	410 Marshall Bldg. Cleveland, Ohio.	Son	51 acres
Lora Volung	Full	R. T. D. #4, Marysville, Ohio.	Daughter	jointly.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

E. A. Blake - Exr.

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The State of Ohio, Union County.

E. A. Blake, Executor of the Estate of W. A. Blake, deceased, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

E. A. Blake - Exr.

Sworn to before me and signed in my presence, this 26 day of February, 1940.

Clifton L. Caryl - Notary Public, Union County, Ohio.

Last Will and Testament of William Andrew Blake.

In the Name of the Benevolent Father of All, I, William Andrew Blake, of Marysville, Ohio, revoking and making void any and all wills made by me heretofore, do make and publish this, my last will and testament, to-wit:

Item 1. I direct the prompt payment of all my just debts and funeral expenses.

Item 2. I direct that my personal and chattel property shall be sold by my executor and the net proceeds thereof, together with any money that I may have at the time of my death, shall be divided into five equal shares, and I give and bequeath the same as follows: 1/5 to my son, Earl Blake; 1/5 to my son, Emerson S. Blake; 1/5 to my son, Lloyd L. Blake; 1/5 to my daughter, Rosa E. Poling, and the remaining 1/5, the share that would belong to my daughter, Pearl D. Watkins (now incompetent) I bequeath to my executor, in trust, to be held by him and disposed by him under the terms and conditions of said trust more clearly defined and set forth in Item Seven of this will.

Item 3. My tract of about 61.10 acres of land in Liberty Township, Union County, Ohio, I give, devise and bequeath unto my son, Earl Blake, to him or to his heirs, in fee simple and forever, subject only to the provisions and requirements set forth in Item Six of this will as to the payment of certain monies toward the fund to be held in trust for my daughter, Pearl D. Watkins.

Item 4. My tract of about 33 acres of land in Allen Township, Union County, Ohio, I give, devise and bequeath unto my son, Emerson S. Blake, to him or to his heirs, in fee simple and forever, subject only to the provisions and requirements set forth in Item Six of this will as to the payment of certain monies toward the fund to be held in trust for my daughter, Pearl D. Watkins.

Item 5. My tract of land of about 51 acres in Allen Township, Union County, Ohio, I give, devise and bequeath unto my son Lloyd L. Blake and my

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daughter, or to the heirs only to the said Pearl D. Watkins toward the

Item 6. I direct to prevent all of the year from Pearl Blake, E. Poling, one-twelfth my lands said sum, rally, shall against to the total this item the 1/5, said daughter, received to be held hereinafter

Item 7. executor the share personal this under share of real estate of not to land, should mind with from the gether with to the said Pearl Watkins if at the Pearl D. Watkins and is curable, by my executor there \$100.00 said Pearl Earl Blake E. Poling,

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daughter, Lora E. Poling, jointly, in equal share to them or to their heirs, in fee simple laid forever, subject only to the provisions and requirements set forth in Item Six of this will as to the payment of certain monies toward the fund to be held in trust for my daughter, Pearl D. Watkins.

Item 4. I direct that a fair and just valuation, according to present values, shall be placed by my executor upon all of the above lands as a whole, and that within one year from the date of my death each of the above named, Earl Blake, Emerson S. Blake, Lloyd L. Blake, and Lora E. Poling, shall pay to my executor a sum equal to one-twentieth (1/20) of the sum total value of all of my lands as fixed by my executor, and the payment of said sum by each of my children, above named, individually, shall be and remain a charge and first lien against the said individual tracts, separately, until paid. The total sum of money received by my executor under this item of this will, it being considered, the value of the 1/5 share of my lands that would belong to my said daughter, Pearl D. Watkins, together with the trust monies received by him under Item Two of this will, I direct shall be held by him, in trust, and disposed of by him as hereinafter set forth and defined.

Item 7. I direct that the trust monies received by my executor under Item Two of this will, as representing the share of my said daughter, Pearl D. Watkins, in my personal estate, together with the trust monies received by him under Item Six of this will, as representing the share of my said daughter, Pearl D. Watkins, in my real estate, shall be held by my executor for a period of not longer than five years from the date of my death, and, should the said Pearl D. Watkins require her mind within said five year period and be discharged from the hospital as cured, then said monies, together with any accumulations thereon, shall be paid to the said Pearl D. Watkins. However, should the said Pearl Watkins die within said five year period, or, if at the end of said five year period the said Pearl D. Watkins is living and is still incompetent and is pronounced by the hospital physicians as incurable, then, I direct that said monies so held by my executor, in trust, together with any accumulations thereon, shall be paid by him as follows:— \$100.00 to Frances Evelyn Williams, daughter of the said Pearl D. Watkins, and the remainder to the said Earl Blake, Emerson S. Blake, Lloyd L. Blake, and Lora E. Poling, in equal share, share and share alike.

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Item 8. All of the lands devised in this will are now leased to the said Earl Blake by lease expiring in December, 1937, and all of the devices herein are subject to this lease.

Item 9. Should, any one or more of the above named devisees, or legatees, institute, or prosecute, directly or indirectly, any action to set aside or annul this Will then the devise or legacy to such one or ones shall at once cease and the same shall at once revert to my estate.

Item 10. I make, nominate and appoint my son, Earl Blake, to be the executor of this my last will and testament, without bond.

In Witness Whereof, I have hereunto set my hand, at Marysville, Ohio, this 11th day of October, 1935.

(Signed) William Andrew Blake.

Signed by the said William Andrew Blake and acknowledged by him to be his last will and testament, in our presence, and signed by us as witnesses at his request and in his presence, and in the presence of each other, this 11th day of October, A. D., 1935.

Signed - L. W. Shaw, residing at Marysville, Ohio.

Signed - Norman C. Brown, residing at Marysville, Ohio.

Journal Entry

Journal Entry
Probate Court, Union County, Ohio.

In the Matter of the Estate of W. A. Blake, Deceased. Authority to Transfer Real Estate. This day came E. A. Blake, Executor of the estate of W. A. Blake, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that W. A. Blake, a resident of Allen Township, in said County, died testate on February 1, 1939; that his last will and testament was filed in the Probate Court of Union County, Ohio, on February 11, 1939, and recorded in Volume 12, page 278 and that on the seventeenth day of February, 1939, E. A. Blake was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

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 volume 12, page
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Name	Age	Place of Residence	Relationship	Part of Parcel
Earl A. Blake	Full	R. F. D. Mansville, Ohio.	Son	61.10 acres
Lloyd R. Blake	Full	410. Marshall Bldg, Cleveland, Ohio.	Son	51 acres
Rosa E. Voling	Full	R. F. D. #4, Mansville, Ohio.	Daughter	jointly
Emerson Blake	Full	Mr. Lilead, Ohio.	Son	33 acres

and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

14024
 Filed
 Mar. 16 - 1940.

In the Matter of The Estate of Uye S. Barnett, Deceased.
 Application for transfer of Real Estate.
 Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 14024.
 Uye S. Barnett, Deceased. Application for transfer of Real Estate.

Now comes Lloyd Barnett, and represents to the Court, that Uye S. Barnett, a resident of York Township in said County, died testate on the 12th day of February, 1935, and that on the 29 day of February, 1940, Lloyd Barnett was duly appointed and qualified as administrator with the will annexed of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, State of Ohio, and in the Township of York, said bounded and described as follows: Survey No. 11346, and parts of Lots 5 and 8, subdivision of said survey;

Beginning at a stone by the south line of said Lot No. 5, and in the center of the Summerville and Miller road; thence with the center of said road north 19 deg. East 57 poles to a stake in the East line of said Lot No. 5. Thence with said line North 5 deg. 30' East 5 poles to a stake a corner to Cyrus Staupite land. Thence with the South line of said land South 82 deg. E. 125 poles to a stake a corner to said land in the west line of land formerly owned by Edith Cox; thence with said line South 5

14024

deg. 30' West 61 poles to a stake a corner to said land in the south line of said lot No. 8; thence with said line and continuing with the south line of said lot No. 5, north 82 deg. West 138-25/100 poles to the beginning, containing 50 acres, more or less.

Also the following described, real estate, situated in the County of Union, in the State of Ohio, and in the Township of York, and bounded, and described as follows: Being part of Military Survey No. 11346 entered in the name of Allen Hathaway.

Beginning at a stone N.W. corner to land owned by Jane Hanby and in the south line of Elizabeth Cox's land. Thence N. 78 1/4 deg. W. 9780 poles with the south line of Elizabeth Cox's land and Minnie Davis' land to a stone N.E. corner land owned by Clifford Meddles. Thence South 9 deg West 32.72 poles with said Clifford Meddles east line to a stake and piece of drain tile.

Thence S. 78 1/4 deg. East 9780 poles to a stone in Jane Hanby's west land line. Thence N. 9 deg. 32.72 poles to the place of beginning, containing twenty (20) acres of land.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Nora B. Barnett	Full	Broadway, Ohio	Widow	Life estate.
Floyd Barnett	Full	Richwood, Ohio	Son	One-half remainder.
Lowell Barnett	Full	Springfield, Ohio	Son	One-half remainder.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, so that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Floyd Barnett.

The State of Ohio, Union County.

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

Floyd Barnett.

14024

Sworn
16th. day

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Sworn to before me and signed in my presence, this
16th. day of March, 1940.

Journal
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William L. Columbus - Notary Public,
Union County, Ohio.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Ulye S. Barnett, Deceased, Authority to Transfer Real Estate.
March 16-1940.

This day came Floyd Barnett, administrator with the will annexed of the estate of Ulye S. Barnett, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Ulye S. Barnett, a resident of York Township, in said County, died testate on February 12, 1935, and that on the 29th. day of February, 1940, Floyd Barnett was duly appointed and qualified administrator with the will annexed of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Ulye S. Barnett	78	Broadway, Ohio	Widow	Life estate.
Floyd Barnett	72	Richwood, Ohio	Son	One-half remainder
Howell Barnett	72	Springfield, Ohio	Son	One-half remainder.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered, that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hagen - Probate Judge.

14825 A In the Matter of the Estate of Nora K. Barnett, Deceased.
 Filed Application for Transfer of Real Estate.
 Probate Court, Union County, Ohio.
 Mar. 16-1940.

In the Matter of The Estate of No. 14825 A.
 Nora K. Barnett, Deceased. Application for Transfer of Real Estate.
 Now comes Floyd Barnett, and represents to the Court that Nora K. Barnett, a resident of Broadway in said County, died intestate on the 28 day of February, 1940, and that on the 29th day of February, 1940, Nora K. Barnett was duly appointed and qualified as administrator of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of her death.

Situated in the County of Union, in the State of Ohio, and in the Village of Broadway, and bounded and described as follows:

Being a strip of land off of the East side of Lot No. One (1) in said Village, and fronting 28 feet on Main Street and running back 165 feet on Center Street.

For further description of said lot reference is made to the recorded plat of said Village in the office of the Recorder at Mansfield, Ohio, in Plat Book, No. One, page 70.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Floyd Barnett	Full	Richwood, Ohio	Son	One-half.
Lowell H. Barnett	Full	Springfield, Ohio	Son	One-half.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payments thereof.

Your petitioner further represents that all the promises of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

Floyd Barnett.
 The State of Ohio, Union County.
 Floyd K. Barnett, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.
 Floyd Barnett.

14825 A Sworn
 16 day of

Journal Entry.
 In the Matter of the Estate of Nora K. Barnett, Deceased.
 This application for transfer of real estate as set out in the foregoing application filed in the Probate Court of Union County, Ohio, on the 16th day of March, 1940, is approved and the same is ordered to be carried out as the law requires.
 Each

Ways
 Floyd Barnett
 Lowell Barnett
 And set out satisfactory compliance that said application of the Court's orders transfer of real estate contained in the order of law.

Barrett, Deceased,
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Transfer of Real Estate
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Sworn to before me and signed in my presence, this
16 day of March, 1940.

W. L. Hazen
William L. Hazen - Notary Public,
Union County, Ohio.

Journal
Entry.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of the Estate of
Hora K. Barrett, Deceased, Authority to Transfer Real Estate,
March 16-1940.

This day came Floyd Barrett, administrator of the
estate of Hora K. Barrett, deceased, and filed herein his
application, duly verified, for an order directing the
transfer of certain real estate belonging to said decedent,
as set forth in the application.

It appearing to the Court that Hora K. Barrett, a res-
ident of Richwood, in said County, died intestate on
February 23, 1940, and that on the 29 day of February,
1940, Floyd Barrett was duly appointed and qualified
administrator of the estate of said decedent; that insofar
as they can be ascertained, the following is a list of
persons, with their ages, places of residence and re-
lationships to the decedent, and interest passing, to whom
each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Floyd Barrett	Full	Richwood, Ohio,	Son	One-half
Lowell Barrett	Full	Springfield, Ohio.	Son	One-half

And that the description of said real estate is as
set out in said application; and it appearing to the
satisfaction of the Court that the law has been fully
complied with by said applicant; It is hereby ordered
that said real estate be transferred upon the duplicate
of the County where such parcels are situated, to the
persons named herein and that a certificate for the
transfer of said real estate, together with the description
contained in the application, be filed with the Re-
corder of the proper County for record, as provided by
law.

L. W. Hazen - Probate Judge.

14039
Filed
Mar. 27-1940. In the Matter of The Last Will and Testament of Emma C. Andrews, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of The Will of Emma C. Andrews, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Emma C. Andrews, late a resident of the Township of Darby, in said County, died on or about the 20th. day of March, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Emma C. Andrews died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Bertha Dye		Sister	Plain City, Ohio.
Anna Chapman		Sister	Ditchfield, W. Va.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Bertha Dye - Applicant.
Residence - Plain City, Ohio.

The State of Ohio, Union County.

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

Wath.

Sworn to before me and signed in my presence, this 27th. day of March, 1940.

Wils. R. Myers - Notary Public.
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Emma C. Andrews, Deceased. Waiver of Notice and Consent to Probate of Last Will & Testament.

Waiver of Notice.

We, the undersigned, next of kin of Emma C. Andrews, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate and consent to the admission of the same to probate, forthwith.

Bertha Dye.

Dated, this 27th. day of March, 1940.

The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Emma C. Andrews, Deceased. March 27th. 1940. Journal Entry on presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Bertha Dye praying that an instrument in writing purporting to be the last will and testament of Emma C. Andrews, deceased, be admitted to probate.

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Probate of Will.

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and it appearing that all the next of kin, residents of Ohio, have received notice and consented to immediate probate thereof, and that a hearing on said application will be had on the 27th. day of March, 1940, at 2 o'clock P. M.

L. W. Hazeu - Probate Judge.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio,
No. 14039.

In the Matter of The Will of
Emma C. Andrews, Deceased.

Testimony of Witnesses.

Personally appeared in open Court Clara Kramer and Wils R. 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 Emma C. Andrews, deceased, depose and say:

Testimony of Witnesses.

We were present at the execution of the instrument of writing now before us, dated April 20th., 1939, purporting to be the last Will and Testament of Emma C. Andrews, deceased; that we, at the request of said Testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said Testatrix sign said instrument, and that said Emma C. Andrews at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

I Sworn to and affirmed before me and signed in my presence by said witnesses Clara Kramer.
in open Court, this 27th. Plain City, Ohio.
day of March, 1940. Wils R. Myers.
Marysville, Ohio.

L. W. Hazeu
Probate Judge.
Carrie W. Horuback
Deputy Clerk.

Last Will and Testament of Emma C. Andrews.

I, Emma C. Andrews, of the village of Plain City, Madison County, Ohio, do make and declare this to be my last will and testament, hereby revoking any former will or codicil made by me.

Item 1: I direct the payment of all my just debts, those of my last sickness and of funeral expenses.

Last Will & Testament

Item 2: All the rest and residue of my estate, be it of whatsoever nature, description or kind or wherever found I give and devise the one-third thereof, to my sister, Bertha Dye, and the remaining two-thirds thereof, to Jay Andrews, absolutely, and if for any reason they can not agree on a division between them as to each and every article of my personal effects, household furniture, and furnishings of

14039 whatever description or kind, then, I direct that my executor, hereinafter named, sell the article or articles, which they can not agree to divide, and divide the proceeds received therefrom, one-third to my sister and two-thirds to joy.

However, I hereby direct that my executor, hereinafter named, hold in trust that part or portion of my estate given and devised to the said joy Andrews until she arrives at the age of twenty-one, and that prior thereto, he use so much thereof as he may deem advisable for her support and education.

I hereby appoint W. J. Davis, executor, of this my last will and testament, directing for any and all purposes he be permitted to qualify and act without bond.

In testimony whereof, I have hereunto set my hand this 20th. day of April, 1939.

Emma C. Andrews.

Signed and acknowledged by Emma C. Andrews, as her last will and testament, in our presence and signed by us as witnesses thereto, at her request, in her presence and in the presence of each other this 20th. day of April, 1939.

Clara Kramer.

Wilo L. Myers.

Order Admitting to Probate and Record, Probate Court, Union County, Ohio.

In the Matter of the Will of Emma C. Andrews, Deceased. March 27th, 1940. Order Admitting to Probate and Record. This matter came on this day further to be heard, on the application of Bertha Dye to admit to probate and record the Will of Emma C. Andrews deceased, late of the Township of Darby in said County, heretofore filed in this Court.

Order Admitting to Probate and Record

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be resident of the State 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 Clara Kramer and Wilo L. Myers, 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 in-

14039 instrument said Emma and after signing a message Therefore to probate, of the will of this Court

14019 Filed Mar. 27-1940.

In the Matter of the Will of Mary C. ... Now that Mary County, and that was duly of the estate, time of the Village of interest Being one-third lot taken track of Bellefontaine Baker by to a street to Catherine the South deg. 30' W twenty and referred track, and said to being the and Mar

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14089 instrument of writing, is the last Will and Testament of said Emma C. Andrew, deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.
(See Page 516).

14019 In the Matter of The Estate of Mary C. Gubler, Deceased.
Filed Application for Transfer of Real Estate;
Mar. 27-1940. Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 14019.
Mary C. Gubler, Deceased. Application for Transfer of Real Estate.
Now comes J. W. Gompf, and represents to the Court that Mary C. Gubler, a resident of Richwood in said County, died intestate on the 7th day of February, 1940, and that on the 15th day of February, 1940, J. W. Gompf was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in the State of Ohio, County of Union and Village of Richwood, and being an undivided one-half interest in the following described property:

Being part of Survey No. 6293, and being two and one-third acres, off the South end of the five acre lot taken off the East side of the following described tract of land and conveyed to George W. Koser by W. H. Conbright, viz:

Beginning at a stake in the center of the Waldo and Bellefontaine State Road; thence N. 17 deg. 30' W. 90 poles to a stake, corner to a lot once sold to James Baker by Charles P. Morse; thence N. 85 deg. E. 36 poles to a stake, corner to a lot sold by Silas D. Strong to Catherine Garney; thence S. 17 deg. 30' E. 88 poles to the Southwest corner of said Garney lot; thence S. 72 deg. 30' W. 36 poles to the place of beginning, containing twenty acres, more or less. The five acre lot herein referred to being off the East side of said twenty acre tract, and of equal width from North to South.

Said two and one-third acres herein described being the same premises conveyed to Charles E. Kagay and Marion C. Kagay by Martha W. Stevenson and

14019 husband by deed dated April 1, 1914, recorded in Vol. 110, Page 98, Union County, Ohio, Records of Deeds.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of real estate passed by descent or devise.

Alfred Gubler - Richmond, Ohio - Surviving Spouse - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

The State of Ohio, Union County, J. W. Gompf.

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

J. W. Gompf.

Sworn to before me and signed in my presence, this 26th day of March, 1940.

Ruth Hess - Notary Public.
Union County, Ohio.

Journal Entry.

Journal Entry.
Probate Court, Union County, Ohio.
March 26 - 1940.

In the Matter of The Estate of Mary C. Gubler, Deceased. Authority to Transfer Real Estate.

This day came J. W. Gompf, Administrator of the estate of Mary C. Gubler, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary C. Gubler, a resident of Richmond, in said County, died intestate on February 7, 1940, and that on the 15th day of February, 1940, J. W. Gompf was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Alfred Gubler - Richmond, Ohio - Surviving Spouse - All.

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14049
Filed
Apr. 5 - 1940.

In the Matter of The State of Ohio, Union County, Ohio, J. W. Gompf.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Journal Entry.
Probate Court, Union County, Ohio.
March 26 - 1940.

In the Matter of The Estate of Mary C. Gubler, Deceased. Authority to Transfer Real Estate.

This day came J. W. Gompf, Administrator of the estate of Mary C. Gubler, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary C. Gubler, a resident of Richmond, in said County, died intestate on February 7, 1940, and that on the 15th day of February, 1940, J. W. Gompf was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Alfred Gubler - Richmond, Ohio - Surviving Spouse - All.

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and that the description of said real estate is as set
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 with by said applicant; It is hereby ordered that said real
 estate be transferred upon the duplicate of the County where
 such parcels are situated, to the persons named herein
 and that a certificate for the transfer of said real estate,
 together with the description contained in the application,
 be filed with the Recorder of the proper County for record,
 as provided by law.

L. W. Hazen - Probate Judge.

14049
Filed
Apr. 5-1940.

In the Matter of The Last Will and Testament of Albert Gaulke, Deceased.
 Application for Probate of Will.

The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of
 Albert Gaulke, Deceased, Application for Probate of Will.
 To the Probate Court of said County:

Your applicant respectfully represents that Albert Gaulke,
 late a resident of the Village of Milford Center, in said
 County, died on or about the 11th day of March, 1940,
 leaving an instrument in writing, herewith produced, pur-
 porting to be his last will; that the said Albert Gaulke
 died leaving no surviving spouse, and the following named
 persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Ernest Gaulke	27	Son	Marysville, Ohio, R.#5.
Edith Nicol	"	Daughter	Plain City,
Walter Gaulke	"	Son	Milford Center, Ohio.
August Gaulke	"	Son	221 Mt. Vernon Road, Newark, Ohio.
Emil C. Gaulke	"	Son	Rudolf, Kansas.
Bertha Nicol	"	Daughter	Lebanon, Penna.
Elsie Dellinger	"	Daughter	Plain City, Ohio.

Your applicant offers the said will for probate and
 prays that a time may be fixed for the proving of the
 same, and that said next of kin heretofore named
 who are known to be residents of this State, may be
 notified according to law of the presentation of the said
 will for probate.

Walter Gaulke - Applicant.
 Residence - Milford Center, Ohio.

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

Walter Gaulke.

14049

Sworn to before me and signed in my presence, this 5th. day of April, 1940.

William S. Hoopes - Notary Public,
Union County, Ohio.
My Commission Expires 9/26/41.
Probate Court.

The State of Ohio, Union County,
In the Matter of the Will of
Albert Gaulke, Deceased.

April 5 - 1940. Journal Entry on
Presentation of Will for Probate.

An application having been this day presented to the Court by Walter Gaulke praying that an instrument in journal writing purporting to be the last will and testament of Albert Gaulke, deceased, be admitted to probate:

It is ordered that 3 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 10th. day of April, 1940, at 10 o'clock A.M.

L. W. Hagen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of
Albert Gaulke, Deceased. No. 14049.

Testimony of Witnesses.

Personally appeared in open Court J. George Emmert, John K. Kunderman and William J. 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 Albert Gaulke, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated October 28, 1938, purporting to be the last Will and Testament of Albert Gaulke, deceased, that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Albert Gaulke at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses.

Sworn to before me and signed in my presence by said witnesses in open Court this 10th. day of April, 1940.

J. Geo. Emmert,
Mansfield, Ohio.
John K. Kunderman,
Mansfield, Ohio.
Wm. J. Conrad,
Mansfield, Ohio.

L. W. Hagen
Probate Judge.

14049

Last Will and Testament.
I, Albert Gaulke, do hereby make and publish my last will and testament, in writing, as follows:

- I give, devise and bequeath to my wife, Mrs. Mary Gaulke, the sum of \$125.00 for her maintenance and support during her life.
- I give, devise and bequeath to my son, Walter Gaulke, the sum of \$125.00 for the purchase of a farm to the value of \$125.00.
- I give, devise and bequeath to my daughter, Mrs. Doellinger Gaulke, the sum of \$125.00 for her maintenance and support during her life.
- I give, devise and bequeath to my son, Walter Gaulke, the sum of \$125.00 for the purchase of a farm to the value of \$125.00.
- I give, devise and bequeath to my son, Walter Gaulke, the sum of \$125.00 for the purchase of a farm to the value of \$125.00.
- I give, devise and bequeath to my son, Walter Gaulke, the sum of \$125.00 for the purchase of a farm to the value of \$125.00.
- I give, devise and bequeath to my son, Walter Gaulke, the sum of \$125.00 for the purchase of a farm to the value of \$125.00.

In witness whereof, I have hereunto set my hand and seal this 28th day of October, 1938.

Albert Gaulke

In the presence of me, Notary Public, and of the witnesses named herein, the said Albert Gaulke, testator, has acknowledged to me that he is the author of the foregoing instrument, and that he is of full age and of sound mind and memory, and that he is not under any restraint.

It is my duty to certify that all the foregoing is true and correct, and that the said Albert Gaulke is the author of the foregoing instrument, and that he is of full age and of sound mind and memory, and that he is not under any restraint.

14049

Last Will and Testament of Albert Gaulke.

I, Albert Gaulke of Chuckery, Union County, Ohio, do make and publish, this, my last will and testament.

1. I desire that my funeral expenses and all my just debts be paid as soon as convenient after my decease.

2. I desire that the home farm of 40 acres, be sold for \$125.00 per acre to my son Walter Gaulke. Should he decide not to accept the farm at the price of \$125.00 per acre, total price \$5000.00, then the home farm of 40 acres is to be offered for sale and sold to the highest bidder.

3. I desire that my half interest in the Elizabeth Doellinger farm of 40 acres, be sold to my son Walter Gaulke, for the price of \$100.00 per acre, total price \$2000.00.

4. I desire that my son Walter Gaulke shall have five years time to pay for whatever land he may buy of my estate, to be settled for, at his option, by cash or note, the note to bear 4% interest.

5. I desire that at my death, all chattle and personal property owned by me, become the property of my son Walter Gaulke.

6. After my decease, I bequeath the proceeds from the sale of my real estate to my sons and daughters, they to share equally.

7. I desire that my sons Ernest and Walter, be appointed administrators of my estate, without compensation.

In witness whereof, I do herewith set my hand, this 28th day of October, 1938.

Signed and acknowledged by the said, Albert Gaulke.

Witnesses:

- J. Geo. Emmert.
- John K. Gundersen.
- Wm. J. Conrad.

Order Admitting to Probate and Record. Probate Court, Union County, Ohio.

In the Matter of the Will of Albert Gaulke, Deceased. April 10 - 1940. Order Admitting to Probate and Record.

This matter, came on this day further to be heard, on the application of Walter Gaulke to admit to probate and record the Will of Albert Gaulke, deceased, late of Milford Center in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and that all the next of kin of said decedent known to the resident of the State have been duly served with notice.

Last Will and Testament

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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.

Order Admitting to Probate & Record

And J. George Emmert, John H. Henderson and William J. Conrad, 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 Albert Gaulke, deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

9177

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Apr. 3-1940.

In the Matter of The Estate of Thomas C. Underhill, Deceased. Application for Transfer of Real Estate. Probate Court, Union County, Ohio.

In the Matter of The Estate of Thomas C. Underhill, Deceased. Application for Transfer of Real Estate. No. 9177.

Now comes Vale Farley, and represents to the Court that Thomas C. Underhill, a resident of Raymond in said County, died testate on the 11 day of June, 1919, and that on the 19 day of October, 1939, Vale Farley was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

County of Union, Township of Liberty and being part of Survey No. 12400, 12398, 12403 and 12413. Commencing at a stake and stone in the center of the Newton and Broadway Gravel Road and at the Easterly corner of the land of John M. McThroy; thence with the line of the land of the said John M. McThroy, S. 36° 45' E. 56.92 poles to a stake another corner to said McThroy's land; thence with the line of said McThroy's land S. 57° 45' W. 36.60 poles to a stone Northerly corner to lands formerly owned by Ben-

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Journal Entry

In the Matter of The Estate of Thomas C. Underhill, Deceased. Application for Transfer of Real Estate.

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James Glassco; thence with said line South 32° 15' E,
 38.40 poles to a stone corner to lands formerly owned
 by J. P. Crook; thence with said line and the line
 of Lafayette McShay N. 64° 15' E. 79.95 poles to a stake
 at the Southwest corner of a tract of land this day
 conveyed to John S. Underhill; thence with said line N.
 34° 15' W. 99.30 poles to a stake in the center of the
 said Newton and Crook Gravel Road; thence with the
 center of said road S. 60° W. 44.38 poles to the place
 of beginning, containing 34.38 acres more or less.
 As far as they can be ascertained, the following
 is a list of persons, with their ages, places of residence
 and relationship to the decedent and interest passing,
 to whom each such parcel of real estate passed by
 descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Charles R. Underhill	Adult	Richwood, Ohio	Son	1/3
John S. Underhill	"	Marion, Ohio	Son	1/3
Vale Farley	"	Leoria	Daughter	1/3

Your petitioner, further represents that all known
 debts of decedent's estate have been paid or secured to be
 paid, or that sufficient other assets are in hand to
 complete the payment thereof.

Your petitioner further represents that all the pro-
 visions of law to be performed before filing this ap-
 plication, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said
 real estate to the parties herein named and to have
 the same transferred and recorded in the proper County,
 as provided by law.

Vale Farley.

The State of Ohio, Union County.

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

Vale Farley.

Sworn to before me and signed in my presence, this
 3 day of April, 1940.

Alice Randolph Stillings,
 Notary Public, Union County,
 My commission expires 1-3-42.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.
 By the Matter of The Estate of April 30, 1940.
 Thomas C. Underhill, Deceased. Authority to Transfer Real Estate.
 This day came Vale Farley, Executor of the estate of
 Thomas C. Underhill, deceased, and filed herein her
 application, duly verified, for an order directing

9177

the transfer of certain real estate belonging to said decedent, as set forth in the application. It appearing to the Court that Thomas, C. Underhill, a resident of Raymond, in said County, died testate on June 11, 1919, and that on the 19 day of October, 1940, Vale Parley was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Charles R. Underhill	Full	Richwood	Son	1/3
John S. Underhill	"	Marion	Son	1/3
Vale Parley	"	Beoria	Daughter	1/3

and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicates of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.
L. W. Hazen - Probate Judge.

14035
Filed
Apr. 5-1940

In the Matter of the Estate of Layton R. Blake, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 14035.
Layton R. Blake, Deceased. Application for Transfer of Real Estate.
Now come Wilma Wiswander and Olive Testor, and represent to the Court that Layton R. Blake, a resident of Milford Center in said County, died intestate on the 16th day of March, 1940, and that on the 14th day of March, 1940, Wilma Wiswander and Olive Testor were duly appointed and qualified as Administratrices of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, in the State of Ohio and in the Village of Milford Center, part of Survey No. 5127 and bounded and described as follows: Being all on lot No. 3 in Thomas, C. Moore's Addition to said Village of Milford Center. (Now

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Number Fifty (50).

Being the same premises conveyed to David Courtney by J. B. Whelpley by deed dated Sept. 8th. 1863, and being the same premises conveyed by the said David Courtney to Henry W. Blake by deed dated March 26th. 1866 and recorded in Vol. of Deeds No. 30, page 63.

On December 5th. 1866 the Trustees of the Incorporated Village of Milford Center ordered a re-numbering of lots, and Lot No. 3 of Thomas C. Moore's Addition was renumbered as Lot No. 50.

Refer to Plat Book No. 1, page 14 for Thomas C. Moore's Addition.

Refer to Plat Book No. 1, page 20 for record of re-numbering lots.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Allie S. Mitchell - Over 21 - Milford Center, Ohio - Sister - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by them.

Wherefore they pray for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Allie Tector.
Wilma Wiswander.

The State of Ohio, Union County.

Wilma Wiswander and Allie Tector, being first duly sworn, say that the facts stated in the foregoing application are true as they verily believe.

Allie Tector
Wilma Wiswander.

Sworn to before me and signed in my presence, this 6th. day of April, 1940.

William S. Hoopes
Notary Public - Union County,
My Commission expires 9/26/41.

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Allie Tector
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Journal Entry
Probate Court, Union County, Ohio.

In the Matter of The Estate of
Rayton R. Blake, Deceased. | April 5, 1940.
Authority to Transfer Real Estate.

This day came Wilma Disposner and Olive Testor, Administratrices of the estate of Rayton R. Blake, deceased, and filed herein their application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Rayton R. Blake, a resident of Milford Center, in said County, died intestate on March 10, 1940, and that on the 14th day of March, 1940, Wilma Disposner and Olive Testor were duly appointed and qualified Administratrices of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Willie S. Mitchell Over 21 - Milford Center, Ohio - Sister - All.

And that the description of said real estate is as set out in said application, and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

14053
Filed
Apr. 10 - 1940.

In the Matter of The Last Will and Testament of Frank Staley,
Application for Probate of Will. Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Frank Staley, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Frank Staley, late a resident of the Township of York, in said County, died on or about the 24th day of March, 1940, leaving an instrument in writing, hereunto produced, purporting to be his last will; that the said Frank Staley died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

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Name	Age	Degree of Kinship	P. O. Address.
Nellie Morris	lg. age.	Daughter	West Mansfield, Ohio.
Marie Staley	" "	"	" " "
Mildred Staley	" "	"	" " "
Dale Staley	" "	Son	" " "

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be justified according to law of the presentation of the said will for probate.

Dale Staley - Applicant
Residence - West Mansfield, Ohio.

The State of Ohio, Union County.

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

Dale Staley.

Sworn to before me and signed in my presence, this 10th day of April, 1940.

Richard C. Small - Notary Public.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Frank Staley, Deceased to Probate of Last Will & Testament.

We, the undersigned, next of kin of Frank Staley, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

- Dale Staley
- Marie Staley
- Mrs. Nellie Morris
- Mildred Staley

Dated this 10th day of April, 1940.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Frank Staley, Deceased. April 10-1940 - Journal Entry on Presentation of Will for Probate.

An application having been this day presented to the Court by Dale Staley praying that an instrument in writing purporting to be the last will and testament of Frank Staley, deceased, be admitted to probate:

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same, for probate, be given to the next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 10th day of April, 1940, at 2:00 o'clock P. M.

L. W. Hazen - Probate Judge

14053

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Frank Staley, Deceased. No. 14053.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court H. H. Collins and Carrie 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 Frank Staley, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated December 1, 1938, purporting to be the last Will and Testament of Frank Staley, deceased; that we, at the request of said Testator and in his presence, respectively subscribed our names thereto as witnesses; and that we gave said Testator sign said instrument and that said Frank Staley at the time of executing the same, was of full age and sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 10th day of April, 1940.

H. H. Collins,
Broadway, Ohio.
Carrie M. Collins,
Broadway, Ohio.

L. W. Hazen
Probate Judge.

Last Will and Testament of Frank Staley.

In the Name of the Benevolent Father of All: Amen. I, Frank Staley, of the Township of York, County of Union and State of Ohio, being about 70 years of age and of sound and disposing mind and memory, do make, publish and declare this my last will and testament, hereby revoking and annulling any and all will or wills by me made heretofore:

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

Second: I give, devise and bequeath to my Daughter, Marie Staley the sum of Five Hundred (\$500.00) Dollars.

Third: I give and bequeath to my Daughter, Mildred Staley, the sum of Five Hundred (\$500.00) Dollars.

Fourth: I give and Bequeath to my Daughter, Nellie Morris the sum of Five Hundred (\$500.00) Dollars.

Fifth: It is my will that if either Marie Staley, or Mildred Staley (the ones mentioned in Item's

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Second and Third, above), should die before the dis-
tribution of this estate is made, the one living shall
receive the total amount which would otherwise be di-
vided between the two, including the full amount
requested to both Marie and Mildred Staley.

Sixth: I am leaving nothing to my Son Dale Staley
for the reason that I have already provided for him,
and given to him his share of my Estate.

Last Will
and
Testament

Seventh: It is my will and I hereby Request to
my Daughters, Marie Staley and Mildred Staley, after
all expenses are paid and all requests are made,
that whatsoever remains of my Estate be divided equal
between the said Marie Staley and Mildred Staley share
and share alike.

Eighth: It is my desire, that the real estate what-
so ever may be of my Estate at my decease, not be
sold by my heirs after named Executors, unless
necessary to pay debts, or to pay Requests.

Ninth: I hereby nominate and appoint my Son
Dale Staley, and my Daughter Marie Staley, as
Executors of this My last Will and Testament and
ask that they serve without Bond.

In testimony Whereof, I have set my hand to this
my last will and Testament at Broadway, Ohio,
this first day of December, in the year of our Lord
One Thousand Nine Hundred and Thirty Eight.

Frank Staley.

The foregoing instrument was signed by the said
Frank Staley in our presence, and by him published
and declared as and for his last will and tes-
tament, and at his request, and in his presence,
and in the presence of each other, we hereunto sub-
scribe our names as witnesses, at Broadway, this
1st. day of December, A. D. 1938.

L. H. Collins resides at Broadway, O.

Carrie Collins resides at Broadway,

Order Admitting to Probate and Record,
Probate Court, Union County, Ohio.

In the Matter of the Will of April 10-1940.
Frank Staley, Deceased. Order Admitting to Probate of Record.

Order Admitting
to Probate
and Record

This matter came on this day further to be heard,
on the application of Dale Staley to admit to probate
and record the Will of Frank Staley, deceased, late of
the Township of York in said County, heretofore filed
in this Court.

It is now shown to the satisfaction of the Court that
said decedent died leaving no surviving spouse and
all the next of kin of said decedent known to be

14053

residents of the State 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 R. H. Collins and Carrie 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, 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 Frank Staley deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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 record in this Court.

L. W. Hazen - Probate Judge.

14047

Filed
Apr. 2-1940.

In the Matter of The Last Will and Testament of Sarah Pittor,
Application for Probate of Will. of Decedent,
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Sarah Pittor, deceased. Application for Probate of Will. to the Probate Court of said County:

Your applicant respectfully represents that Sarah Pittor, late a resident of the Township of York, in said County, died on or about the 28th day of March, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Sarah Pittor died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Ida Rhodes	Adult	Wife	173 E. Combs Ave., Columbus, Ohio.
Maudie Sigler	"	"	60 Mary Ave., Dayton, Ohio.
Jennie Dauphath	"	"	297 S. Firstone Blvd., Akron, Ohio.
Mabel Campbell	"	"	1132-27th. Ave., Seattle, Wash.
Ellen Glassmeyer	"	"	333 S. Prospect St., Marion, Ohio.
Gertie Davis	"	"	West Mansfield, Ohio.
Alva Harris	"	Nephew	Richwood, Ohio.
J. J. Harris	"	"	Richwood, Ohio.
E. J. Tobey	"	"	Leonia, Ohio.
Gordon Harris	"	"	47 Oxford Ave., Dayton, Ohio.

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 your applicant offers the said will for probate and
 prays that a time may be fixed for the proving of the
 same, and that said next of kin heretofore named
 who are known to be residents of this State, may be
 notified according to law of the presentation of the said
 will for probate.
 Albert Brown - Applicant,
 Residence - Peoria, Ohio.
 The State of Ohio, Union County.
 The above named Albert Brown, being first duly sworn,
 says that the facts stated and the allegations in the
 foregoing application contained, are true as he verily
 believes.
 Sworn to before me and signed in my presence, this
 2nd day of April, 1940.
 Carrie W. Houbach - Deputy Clerk,
 Probate Court,
 The State of Ohio, Union County.
 In the Matter of the Will of Sarah Tilton, Deceased,
 Probate of Last Will & Testament.
 We, the undersigned, next of kin of Sarah Tilton, de-
 ceased, resident of the State of Ohio, hereby waive fur-
 ther notice of the presentation of said decedent's will
 for probate, and consent to the admission of the
 same to probate.
 Gertie Davis.
 Dated this 2nd day of April, 1940.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Sarah Tilton, Deceased. Apr. 12-1940, Journal Entry
 on Presentation of Will for Probate.
 An application having been this day presented to
 the Court by Albert Brown praying that an instru-
 ment in writing purporting to be the last will and
 testament of Sarah Tilton, deceased, be admitted to
 probate:
 It is ordered that 3 days notice, in writing, of
 the presentation of said will and of the applica-
 tion for the admission of the same for probate, be
 given to the next of kin of said testatrix, known
 to be resident of the state, and that a hearing on
 said application will be had on the 13th day
 of April, 1940, at 10 o'clock A.M.
 L. W. Hazen - Probate Judge.

14847

your applicant offers the said will for probate and
 prays that a time may be fixed for the proving of the
 same, and that said next of kin heretofore named
 who are known to be residents of this State, may be
 notified according to law of the presentation of the said
 will for probate.
 Albert Brown - Applicant,
 Residence - Peoria, Ohio.
 The State of Ohio, Union County.
 The above named Albert Brown, being first duly sworn,
 says that the facts stated and the allegations in the
 foregoing application contained, are true as he verily
 believes.
 Sworn to before me and signed in my presence, this
 2nd day of April, 1940.
 Carrie W. Houbach - Deputy Clerk,
 Probate Court,
 The State of Ohio, Union County.
 In the Matter of the Will of Sarah Tilton, Deceased,
 Probate of Last Will & Testament.
 We, the undersigned, next of kin of Sarah Tilton, de-
 ceased, resident of the State of Ohio, hereby waive fur-
 ther notice of the presentation of said decedent's will
 for probate, and consent to the admission of the
 same to probate.
 Gertie Davis.
 Dated this 2nd day of April, 1940.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Sarah Tilton, Deceased. Apr. 12-1940, Journal Entry
 on Presentation of Will for Probate.
 An application having been this day presented to
 the Court by Albert Brown praying that an instru-
 ment in writing purporting to be the last will and
 testament of Sarah Tilton, deceased, be admitted to
 probate:
 It is ordered that 3 days notice, in writing, of
 the presentation of said will and of the applica-
 tion for the admission of the same for probate, be
 given to the next of kin of said testatrix, known
 to be resident of the state, and that a hearing on
 said application will be had on the 13th day
 of April, 1940, at 10 o'clock A.M.
 L. W. Hazen - Probate Judge.

Wath.

Waiver of Notice.

Journal Entry.

Sarah Tilton,
 Deceased,
 Court.
 Probate of Will.
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 York, in said
 of March, 1940,
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 -, and the
 next of kin, to-wit:
 Peoria,
 Columbus, Ohio.
 Dayton, Ohio.
 One Block, Akron, Ohio.
 Seattle, Wash.
 St., Marion, Ohio.
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 Peoria, Dayton, Ohio.

14047

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mrs. Jennie Danforth - 297 - So. Vine Street Bldg., Akron, Ohio.
Dated April 8th, 1940.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mrs. Ellen Glasmeier - 333 S. Prospect St., Marion, O.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Borden Harris - 47 Oxford Ave., Dayton, Ohio.
Dated April 8 - 1940.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Maudie Seigler - 69 Mary Avenue, Dayton, Ohio.

14047

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mrs. Jennie Danforth - 297 - So. Vine Street Bldg., Akron, Ohio.
Dated April 8th, 1940.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mrs. Ellen Glasmeier - 333 S. Prospect St., Marion, O.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Borden Harris - 47 Oxford Ave., Dayton, Ohio.
Dated April 8 - 1940.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Tilton, Deceased.

Waiver of Notice.

We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Maudie Seigler - 69 Mary Avenue, Dayton, Ohio.

In the Matter of the Will of Sarah Tilton, Deceased. I, [Name], do hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Probate Court.

and Consent to Probate. Sarah Tilton, deceased, Ohio, hereby waives said's Will for of the same

Blodgett, Akron, Ohio.

Probate Court.

and Consent to Probate. Sarah Tilton, deceased, Ohio, hereby waives said's Will for the same

St. Mary, Marion, Ohio. Probate Court.

and Consent to Probate. Sarah Tilton, deceased, Ohio, hereby waives said's Will for the same

Tilton, Ohio.

Probate Court.

and Consent to Probate. Sarah Tilton, deceased, Ohio, hereby waives said's Will for of the same

Dayton, Ohio.

14047

Waiver of Notice and Consent to Probate. The State of Ohio, Union County. Probate Court.

Waiver of Notice. In the Matter of the Will of Sarah Tilton, Deceased. We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mrs. Ida Rhodes - 173 E. Com. Ave., Columbus, Ohio.

Waiver of Notice and Consent to Probate. The State of Ohio, Union County. Probate Court.

Waiver of Notice. In the Matter of the Will of Sarah Tilton, Deceased. We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

J. J. Harris - Richmond, Ohio, #2.

Waiver of Notice and Consent to Probate. The State of Ohio, Union County. Probate Court.

Waiver of Notice. We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

E. J. Tobey - Leona, R. #1 - Ohio.

Dated 4-6-1940. Waiver of Notice, and Consent to Probate. The State of Ohio, Union County. Probate Court.

Waiver of Notice. In the Matter of the Will of Sarah Tilton, Deceased. We, the undersigned, next of kin of Sarah Tilton, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Alvah J. Harris - Richmond, Ohio, R. #2.

Dated April 7th - 1940. Testimony of Witnesses to Will. Probate Court Union County, Ohio.

In the Matter of The Will of No. 14047. Sarah Tilton, Deceased. Testimony of Witnesses. Personally appeared in open court William Gordon and W. A. McAllister 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 Tilton, deceased, depose and say: We were present at the execution

14047
 Testimony
 of
 Witnesses.

of the instrument of writing now before us, dated May 6, 1939, purporting to be the last Will and Testament of Sarah Tilton, deceased; that we, at the request of said testatrix and in her presence, respectively, subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument, and that said Sarah Tilton at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Swoon to before me and signed in my presence by said witnesses in open Court, this 13th day of April, 1940.

Lillian Gordon,
 44 E. Winter St., Delaware, W.
 F. A. McAllister,
 249 W. Sandusky St.,
 Delaware, W.

R. W. Hazen,
 Probate Judge.

Last Will and Testament.

I, Sarah Tilton, of York Township, Union County, Ohio, do make, publish and declare this to be my last Will and Testament, hereby revoking all former Wills by me made.

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

Item Second: I direct that my Executor hereinafter named shall have placed at my grave a Quincy marble marker, the same to be a duplicate of the one that is now at the foot of the grave of my husband, J. T. Tilton.

Last Will
 and
 Testament.

Item Third: I give and bequeath to the following named persons, the following articles of personal property, namely: - to Ellen Glassmeyer my watch; to Bertie Davis and Ellen Glassmeyer, to be divided equally between them, all my household and personal effects and belongings.

Item Fourth: I give and bequeath to my nephews and nieces hereinafter named the following sums of money, to-wit: - to Gordon Harris of Dayton, Ohio, \$200.00; to Bertie Davis, wife of Foster Davis of York Township, Union County, Ohio, \$400.00; to Ellen Glassmeyer of Marion, Ohio, \$400.00; to Eddie Tobey of York Township, Union County, Ohio, \$200.00; to Alva Harris of said York Township, \$50.00; to Mabel Harris Campbell of Seattle, Washington, \$50.00; to J. J. Harris of said York Township, \$50.00; to Jennie Danforth of Akron, Ohio, \$200.00; to Ida Rhodes of Columbus, Ohio, \$50.00; to Maud Sigler, wife of Frank Sigler of Dayton, Ohio, \$50.00.

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bus, Ohio, \$50.00,
Dayton, Ohio,

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Item Fifth: In case any of the legatees hereinbefore named shall institute or prosecute any action to contest or set aside this, My Will, the legacy hereinbefore given to such person or persons, shall be thereby forfeited and annulled and shall revert and inure to the residue of my estate.

Item Sixth: All the rest and residue of my estate, I give, devise and bequeath to said Bertie Davis, to go to her absolutely.

Item Seventh: I nominate and appoint Albert Brown of York Township, Union County, Ohio, Executor of this My Will.

In Witness Whereof, I hereunto subscribe my name this 6th day of May, 1939.

Sarah Tilton.

The foregoing instrument was signed at the end thereof by the said Sarah Tilton in our presence and we heard her acknowledge the same to be her last Will and Testament, and at her request and in her presence and in the presence of each other, we hereunto respectively subscribe our names as attesting witnesses, on the day and year last above mentioned.

Lillian Gordon.
W. A. McAllister.

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of the Will of Sarah Tilton, Deceased. April 13th - 1940.
Under Admitting to Probate and Record.
This matter came on this day further to be heard, on the application of Albert Brown to admit to probate and record the Will of Sarah Tilton, deceased, late of the Twp. of York in said County, heretofore filed in this Court.

Order Admitting to Probate & Record.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be resident of the State 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 Lillian Gordon and W. A. McAllister, 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.

14047

Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said Sarah Pittor deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hague - Probate Judge.

14021

Filed

Apr. 28-1940.

In the Matter of The Estate of D. M. Skidmore, Deceased.
Application for Transfer of Real Estate.

Now comes E. A. Hoopes, and represents to the Court, that D. M. Skidmore, a resident of _____ in said County, died testate on the 13th day of February, 1940, that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on February 19, 1940, admitted to probate on February 19, 1940, and recorded in Vol. X, Page 306, of the Record of Wills in said County, and that on the 19th day of February, 1940, E. A. Hoopes was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the State of Ohio, County of Logan, Village of West Mansfield, part of Surveys Nos. 775, and 6155, and beginning at a stake in the south line of an alley and S. 14 1/2° E. 16 feet from the southeast corner to top of lot No. 121 as the same is shown on the recorded plat of said Village; thence S. 14 1/2° E. 150 feet with the west line of a proposed alley to a stake; thence S. 14 1/2° E. 161 1/2 feet with the west line of a 40 foot street to a stake; thence S. 75 1/2° W. 166 feet with the north line of a 16 foot alley to a stake; thence S. 14 1/2° E. 666 feet with the west line of an alley to a stake in the north line of a 40 foot street; thence S. 75 1/2° W. with the north line of said street 152 1/2 feet to a post S. E. corner to Sarah Curb's east land line N. 15° W. 377 1/2 feet to a post; thence with the south line of an alley N. 75 1/2° E. 346 1/2 feet to the place of beginning. Containing 2.60 acres of land more or less.

14021

Insofar as a list and schedule to whom descent

Your debts to be paid, to complete your

visions of application, real estate the same as provided

The State of Ohio, E. A. Hoopes, the facts true as

Sworn to by E. A. Hoopes

Journal Entry.

In the Matter of the Estate of D. M. Skidmore, Deceased. This is a duly verified true and correct copy of the application of E. A. Hoopes, Executor of the Estate of D. M. Skidmore, deceased, as filed in the Probate Court of Union County, Ohio, on April 28, 1940, and admitted to probate on April 28, 1940, and recorded in Vol. X, Page 306, of the Record of Wills in said County, Ohio.

14021

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Ira D. Skidmore - Born 21 - West Mansfield, Ohio - Daughter-in-law - Alf.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

C. A. Hoopes.

The State of Ohio, Union County.

C. A. Hoopes, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

C. A. Hoopes.

Sworn to before me and signed in my presence, this 23rd day of April, 1940.

Ruth Hess - Notary Public, Union County, Ohio. My Commission Expires 5/26/41.

Journal Entry. Probate Court, Union County, Ohio.

In the Matter of The Estate of D. M. Skidmore, Deceased. Authority to Transfer Real Estate.

This day came C. A. Hoopes, Executor of the estate of D. M. Skidmore, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that D. M. Skidmore, a resident of said County, died testate on February 18, 1940; that his Last Will and Testament was filed in the Probate Court of Union County, on February 19, 1940, admitted to probate on February 19, 1940, and recorded, in Vol. X, Page 306, of the Record of Wills in said County, and that on the 19th day of February, 1940, C. A. Hoopes was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list

Journal Entry.

Executed instrument of said Sarah and attested, signing said inventory and said Will said testimony of record in Probate judge.

more, Deceased. Estate. results to the in said February, 1940, filed in the February 19, 1940, and recorded in said County, 1940, C. A. Hoopes Executor of

the parcel of real decedent at the Logan, Village 75, and 6155, a line of an each corner to on the record feet with stake; thence of a 40 foot feet with the be; thence an alley to of street Sarah Curl's to a post; N. 75 1/2° E. containing 2.60

14021

of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise. Ira H. Skidmore - Over 21 - West Mansfield, Ohio - Daughter-in-law - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicates of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law. R. W. Hazen - Probate Judge.

13447
Filed
Apr. 15-1940.

In the Matter of The Estate of J. P. Schalip, Deceased.
Application for Transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 13447.
J. P. Schalip, Deceased. Application for Transfer of Real Estate.
Now comes Anna H. Schalip and Clarence Schalip, and represent to the Court that J. P. Schalip, a resident of Mansfield, Ohio, in said County, died testate on the 11th day of July, 1937; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on August 24, 1937, admitted to probate on August 26, 1937, and recorded in Volume of Wills No. "W" page 5 - and that on the 14th day of September, 1937, Clarence Schalip was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Real estate situate in the Township of Paris, County of Union, and State of Ohio, to-wit:

All that part of Virginia Military Survey No. 2256, bounded, and described as follows: viz:

Beginning at a stone in the east line of said Survey No. 2256 and the northeast corner of M. Schalip's land, running thence with the line of M. Schalip's land South 82° West 64.21 poles to a stake; thence South 7° 45' East 23.52 poles to a stone; thence South 82° West 62 poles to a stake and stone, corner to land owned by John George Bishop; thence with the line of said Bishop's land North 7° 45'

13447

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East 47 poles to a stone; thence South 82° West 52.10 poles thence northerly 44 poles to a stone; thence North 82° East 40.00 poles to a stone; thence North 7° 45' East 41.40 poles to a stone in the south line of the John Weaver farm; thence with said Weaver's South line North 82° East 128.70 poles to a stake (but oak gone) in the East line of said Survey No. 2256 and thence with said Survey line South 7° 45' East 106.48 poles to the place of beginning.

Containing 106.15 acres, more or less, together with a roadway fifteen feet wide commencing at a point in the Weaver Road and running westerly as conveyed by Peter Blumenschein to Alexander Rufus Gebura by 17-1924.

Also the following described real estate, located in the village of Marysville, Township of Paris, County of Union, State of Ohio.

Being Lot Number Four Hundred and Five (405). For a more definite description thereof reference is hereby made to the recorded plat of Southwick's Addition to said village in the office of the Recorder of said Union County, Ohio, not being No. 388 of said addition.

Also the following, located in the village of Marysville, Township of Paris, County of Union, State of Ohio.

Being the east half of the following described lot beginning sixty two (62) feet east of the north east corner of a piece of ground sold by E. R. Southwick to School District No. 1 of Paris Township, at a stake and stone. Thence South margin of south street extension; thence south parallel with the east line of the school lot ten (10) poles to a stake on the north line of David Edward's grounds; thence east along said line Sixty-four (64) feet to a stake; thence north ten (10) poles to the south margin South Street; thence west along said street sixty four (64) feet to the beginning. Being the east half of Lot No. 404 in said village.

Also the following, located in the village of Marysville, Township of Paris, County of Union, State of Ohio.

Being Lot No. 561 of Sunny Side Addition to said village of Marysville, Ohio, which includes the W. W. Robinson Addition to said village, and for a more definite description of said lots reference is hereby made to the recorded plat of said addition as found in the Recorder's Office of Union County, Ohio.

Lot No. 561 has a frontage of seventy five feet on eight Street and a depth of 171 feet to an alley.

13447

also the following real estate, situated in the County of Union, State of Ohio, and in the village of Marysville. Being out-lot No. 23, in the said village of Marysville, bounded on the North by out-lot No. 22, on the South by out-lot No. 24, on the East by out-lot No. 25, and on the West by Chestnut Street. Being the same premises conveyed to John and Ella King by Mary E. Welsh. Deed recorded in Vol. 36, page 312.

Also part of out-lot No. 24, in the said village of Marysville, beginning at the Southwest corner of a plot formerly owned by James Adams; thence four poles to the Northwest corner of a lot now owned by C. Lee; thence East with the line of said lot 10 poles; thence 4 poles northerly to the Southeast corner of said Adams' lot; thence with Adams line 10 poles to the beginning. Excepting therefrom the lands taken from said premises by the extension of East South Street (now East Sixth Street). Being the same lot conveyed to John King, deceased, by James H. King and wife, as shown by record of deed of said County, Vol. 47, page 108. Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each bench parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Anna K. Schalip	67	Marysville, Ohio.	Widow	Life Estate.
Matilda Kruber	legal	Marysville, Ohio.	Daughter	1/2
Clarence Schalip	age.	Marysville, Ohio.	Son	1/2

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by them.

Wherefore they pray for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Anna K. Schalip.
Clarence Schalip.

The State of Ohio, Union County.

Anna K. Schalip and Clarence Schalip, being first duly sworn, says that the facts stated in the foregoing application are true as they verily believe.

Anna K. Schalip.
Clarence Schalip.

13447.

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Relationship	Portion	Property
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Daughter	1/2	

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13447.

Sworn to before me and signed in my presence, this
10th day of February, 1940.

[Signature]

Alice Randolph Stillings
Notary Public
Commission expires 1-3-42.

Journal
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Journal Entry.

Probate Court, Union County, Ohio.

In the Matter of The Estate of J. P. Schalip, Deceased. Authority to Transfer Real Estate.
 This day came Anna K. Schalip, widow and Clarence Schalip, Executor of the Estate of J. P. Schalip, deceased, and filed herein their application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that J. P. Schalip, a resident of Marysville, in said County, died testate, on July 11th, 1937; that his last will and testament was filed in the Probate Court of Union County, Ohio, on August 24th, 1937, admitted to probate on August 26, 1937 and recorded in Volume of Wills, "W", page 5; and that on the 17th day of September, 1937, was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed, by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Property
Anna K. Schalip	Wife	Marysville, Ohio.	Wife	Life Estate.
Matilda Huber	Legal	Marysville, Ohio.	Daughter	1/2
Clarence Schalip	Age	Marysville, Ohio.	Son	1/2

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered, that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

14041,
Filed
Apr. 15-1940.

In the Matter of The Estate of Otis E. Durfee, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Otis E. Durfee, Deceased. Application for Transfer of Real Estate. No. 14041.
Now comes Martha Durfee, and represents to the Court that Otis E. Durfee, a resident of Richwood in said County, died intestate on the 2nd day of August, 1939, and that on the 27th day of March, 1940, Martha Durfee was duly appointed and qualified as Administratrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the State of Ohio, County of Union and Township of Clairborne, and part of Survey No. 6307. Requiring at a stake in the center of the Kinney Gravel Road and in the north line of O. E. Durfee's land; thence with said Durfee's North line North 77° East 31-80/100 poles to an iron pin; thence North 4° 45' West 55-12/100 poles to an iron pin in the southeast line of the Erie Railroad right-of-way; thence with said right-of-way, South 46° West 46-62/100 poles to a stake in the center of the Kinney Gravel Road; thence with the center of said Kinney Gravel Road South 13° East 30-44/100 poles to the place of beginning, containing nine and fifteen-hundredths (9-15/100) acres, be the same more or less.

Also, situated in the State of Ohio, County of Union, Township of Clairborne, and part of Survey No. 7008. Being part of Lot No. 2 of the Division of said Survey No. 7008 and described by the meridian courses as, Requiring at a stone in the northerly line of said Survey at the northwest corner of said Lot No. 2 and in the center of the Richwood and Bokes Creek Gravel Road; thence with the westerly line of said Lot and center of said Gravel Road South 12° 30' East 100 poles to a stone at the southwest corner of said Lot No. 2; thence with the southerly line of said Lot North 77° 30' East 120 poles to a stone; thence North 12° 30' West 100 poles to a stone in the northerly line of said Survey No. 7008; thence with said line South 77° 30' West 120 poles to the beginning, containing 75 acres, be the same more or less.

Being the same premises conveyed by Morris W. Hill to Harkin Fisher on the 19th day of February, 1872.

14041

Also, described. Situate Village of Richwood. Being off the north side of the town. Also, described. Situate Village of Richwood. Being thence from 108 feet an iron stake; thence 77 deg. 45' bearing N. 12 deg. Also, No. 7008, Requiring said Survey first de line N. northwest the west poles to of J. P. said la post in with said the begin Both one-half Insofar a list and rela to whom decedent Martha Durfee Bessie Durfee

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14041

Also, an undivided one-half interest in the following described real estate:

Situated in the State of Ohio, County of Union, and Village of Richwood.

Known as being thirty-two (32) feet off of the East end of lot number forty-one (41) and thirty-two (32) feet off of lot number forty-two (42) extending ten feet north adjoining the alley.

Being a plot thirty-two (32) feet by forty-three (43) feet off of the East end of the lots above mentioned, all in the town of Richwood, Union County, Ohio.

Also, an undivided one-half interest in the following described real estate:

Situated in the State of Ohio, County of Union, and Village of Richwood.

Being a part of lot #135 in the said village and beginning at a stake at Northwest corner of said lot; thence with the North line of said lot S. 77 deg. 40' W. 108 feet to a stake; thence S. 12 deg. 10' E. 132 feet to an iron stake; thence N. 77 deg. 40' E. 62 feet to a stake; thence S. 12 deg. 10' E. 10 feet to a stake; thence N. 77 deg. 40' E. 46 feet to a stake in the West line of Clinton Street; thence with the West line of said Street N. 12 deg. 10' W. 42 feet to the place of beginning, containing .089 acres, more or less.

Also, a second tract of land situate in said Survey No. 7008, and bounded and described as follows:

Beginning at a large post in the north line of said Survey and at the north east corner of the first described tract of land; thence with said Survey line N. 76° 45' East 36-60/100 poles to a stone at a northwest corner of Richard B. Ross land; thence with the west line of said Ross land S. 13° 30' E. 61-80/100 poles to a stone and post at the northeast corner of J. P. Marriott's land; thence with the north line of said land South 73° West 37-40/100 poles to a large post in the east line of the first described tract; thence with said east line N. 12° 15' W. 63-70/100 poles to the beginning, containing 14-50/100 acres, more or less.

Both tracts of land containing eighty-nine and one-half (89½) acres, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

- Martha Durley - Over 21 - Richwood, Ohio - Surviving Spouse - one-half.
- Bessie Ruth Garner - Over 21 - Richwood, Ohio - Daughter - one-half.

14041

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Martha Durfey.

The State of Ohio, Union County.

Martha Durfey, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Martha Durfey.

Sworn to before me and signed in my presence, this 4th day of April, 1940.

[Signature]

Ruth Hess - Notary Public,
Union County, Ohio.
My Commission Expires 5/26/41.

Journal Entry.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of The Estate of Lotis E. Durfey, Deceased, Authority to Transfer Real Estate. April 15-1940.

This day came Martha Durfey, Administratrix of the estate of Lotis E. Durfey, Deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Lotis E. Durfey, a resident of Richwood, in said County, died intestate on August 2, 1939, and that on the 27th day of March, 1940, Martha Durfey was duly appointed and qualified Administratrix of the estate of said decedent, that insofar as they can be ascertained, the following is a list of persons with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Martha Durfey - Over 21 - Richwood, Ohio, Surviving Spouse - One-half.
Bessie Bunsgruers - Over 21 - Richwood, Ohio, Daughter - One-half.

And that the description of said real estate is as set out in said application, and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant, It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated,

to the person named in the transfer containing the order of

14062
Filed
Apr. 29-1940.

In the Matter of The State of Ohio, Union County, to the Honorable Court of Probate.

Your Honor, I have the honor to acknowledge the receipt of your order of the 27th day of April, 1940, directing the transfer of the real estate of Lotis E. Durfey, deceased, to the persons named in said order.

Ralph C. Lawrence,
Elizabeth
John W. Lawrence

Your prays that they same who are notified said will

The State of Ohio, Union County, Ohio, sworn, and the foregoing is true as

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the transfer of said real estate, together with the descrip-
tion contained in the application, be filed with the Re-
corder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

14062
Filed
Apr. 29-1940. In the Matter of The Last Will and Testament of Frank B. Hole,
Application for Probate of Will. Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Frank B. Hole, Deceased. Application for Probate of Will.
to the Probate Court of said County:
Your applicant respectfully represents that Frank B.
Hole, late a resident of the Township of York, in said
County, died on or about the 16th day of April, 1940,
leaving an instrument in writing, herewith produced, pur-
porting to be his last will; that the said Frank
B. Hole died leaving no surviving spouse, and the
following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. M. Address.
Ralph C. Hole	48	Son	853 Lovett Place, Lorain, Ohio.
Elizabeth J. Biddle	41	Daughter	Richwood, Ohio, R. F. D.
John W. Hole	38	Son	Richwood, Ohio, R. F. D.
Lawrence L. Hole	36	Son	Richwood, Ohio, R. F. D.

Your applicant offers the said will for probate and
prays that a true copy may be filed for the proving of
the same, and that said next of kin heretofore named
who are known to be residents of this State, may be
notified according to law of the presentation of the
said will for probate.

John W. Hole - Applicant,
Residence - Richwood, Ohio, R. F. D.

The State of Ohio, Union County.

The above named John W. Hole, being first duly
sworn, says that the facts stated above, the alleg-
ations in the foregoing application contained, are
true as he verily believes.

Wath.

Sworn to before me and signed in my presence,
this 27th day of April, 1940.

John W. Hole.
W. Roy Allen - Notary Public -
Union County, Ohio.
My Commission Expires Feb. 6 - 1942

14062 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Frank B. Hole, deceased. Warnings of Notice and Consent to Probate of Last Will and Testament.
 We, the undersigned, next of kin of Frank B. Hole, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Warnings of Notice.

Ralph L. Hole
 Elizabeth J. Riddle
 Lawrence A. Hole

Dated this 27th day of April, 1940.

The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Frank B. Hole, deceased. April 27-1940. Journal Entry on Presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by John W. Hole praying that the instrument in writing purporting to be the last will and testament of Frank B. Hole, deceased, be admitted to probate:

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 29th day of April, 1940, at ten o'clock A.M.

H. W. Hagen - Probate Judge.

Testimony of Witnesses to Will.
 Probate Court, Union County, Ohio.

In the Matter of the Will of Frank B. Hole, deceased. No. 14062. Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court W. C. Jacobs and D. E. Reagan, 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 Frank B. Hole, deceased, depose and say: We were present at the execution of the instrument in writing now before us, dated December 30, 1935, purporting to be the last Will and Testament of Frank B. Hole, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Frank B. Hole at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to
 signed in
 by said
 Court, the
 April,

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Journal
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 Second
 John W.
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Last Will and Testament.

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Frank B. Hole,
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Journal Entry
of Will for Probate.
Respect to the
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President of
application
1940, at ten
Probate Judge.

Ohio.
Witnesses,
W. C. Jacobs,
D. E. Ugan,
and say:
the instrument
of 30, 1935,
ment of Frank
of said
subscribed
that we saw
and that said
of the same,
and memory,

14062

Sworn to before me and
signed in my presence
by said witness in open
Court, this 29th. day of
April, 1940.

L. W. Hazen,
Probate Judge.

W. C. Jacobs,
Richwood, Ohio.
D. E. Ugan,
Richwood, Ohio.

Last Will and Testament.

I, Frank B. Hole, 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 sons
John W. Hole and Lawrence L. Hole, the sum of Nine
Hundred Dollars, each.

Last Will
and
Testament.

Third: I give, devise and Bequeath to my children,
Ralph C. Hole, Elizabeth J. Biddle, John W. Hole,
Lawrence L. Hole the remainder of my estate, both personal
and real, share and share alike.

I do hereby nominate and appoint Lawrence L. Hole
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 Richwood, Ohio, this 30th. day of December, 1935.

Frank B. Hole.

The foregoing instrument was signed at the end
thereof, by the said Frank B. Hole, in our presence
and we heard him acknowledge the same as his
last Will and Testament, and at his request and
in his presence, we hereunto respectively subscribe our
names as attesting witnesses, this 30th. day of
December, 1935.

W. C. Jacobs, resides at Richwood, Ohio.

D. E. Ugan, resides at Richwood, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, O.

In the Matter of the Will of Frank B. Hole, Deceased.
April 29-1940.

This matter came on this day further to be
heard, on the application of John W. Hole to admit
to probate and record the Will of Frank B. Hole, de-
ceased, late of the Township of York in said County,
heretofore filed in this Court.

It is now shown to the satisfaction of the Court
that said decedent died leaving no surviving spouse

14062 and that, all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate & Record

And W. C. Jacobs and D. E. Logan, 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 Frank B. Hoff deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

9956
Filed
May 6-1940.

In the Matter of The Estate of John Auer, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 9956.
John Auer, deceased. Application for Transfer of Real Estate.
Now comes Catharina M. Auer, and represents to the Court that John Auer, a resident of Paris Township, in said County, died testate on the 22nd day of October, 1922, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio, on October 25, 1922, admitted to probate on October 28, 1922, and recorded in Will Record P, Page 160, of the Record of Wills in said County and that on the — day of October, 1922, Catharina M. Auer was duly appointed and qualified as Executrix of the estate of said decedent. The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the State of Ohio, in the County of Union, and in the Village of Marysville, and bounded and described as follows:

9956

Being Village of Addition of said Union County Ohio and a plat of said list of relations whom advised. Catharina your of decedent that the payment your of law have been wherefor said real have the County, The State Catha that the true as I Drown 26th. d

Journal Entry.

In the Matter of John Auer This do John Auer duly verified, read forth in It app of Paris October

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transfer of Real Estate.
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9956 Being Lot No. 562 of Sunny Side Park Addition of the Village of Marysville, Ohio, which includes the W.W. Robinson Addition to said Village. For a more definite description of said lot, reference is hereby made to the Recorded Plat of said Addition as founded in the Recorder's Office, of Union County, Ohio.

Lot No. 562 has a frontage of 61 feet on Eighth Street and a depth of 171 feet to Park alley as per the recorded plat of said Addition.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Catharina M. Ayer - Over 21 - Marysville, Ohio - Widow - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

Catherine Ayer.

The State of Ohio, Union County.

Catharina M. Ayer, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Catherine Ayer.

Sworn to before me and signed in my presence, this 26th day of April, 1940.

L. A. Hoopes - Notary Public.

Journal Entry.

Journal Entry
 Probate Court, Union County, Ohio.

In the Matter of The Estate of John Ayer, Deceased. Authority to Transfer Real Estate. April 26 - 1940.

This day came Catharina M. Ayer of the estate of John Ayer, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that John Ayer, a resident of Paris Township, in said County, died testate on October 22, 1922, that his last Will and Testament

9956 was filed in the Probate Court of Union County, Ohio, on October 25, 1922, admitted to probate on October 28, 1922, and recorded in Will Record N, Page 160, of the Record of Wills in said County, and that on the _____ day of October, 1922, Catharina M. Ayer was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Catharina M. Ayer - Over 21 - Marysville, Ohio - Widow - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named therein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hagen - Probate Judge.

11998
Filed
Apr. 11-1940.

In the Matter of The Estate of Amelia Coder, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 11998.
Amelia Coder, Deceased. Application for Transfer of Real Estate.

Now comes C. Q. Coder, duly represents to the Court that Amelia Coder, a resident of Marysville in said County, died testate on the 12th day of February, 1931, and that her last will and testament was filed in the Probate Court of Union County, Ohio, on the 17th day of February, 1931; was admitted to probate on the 17th day of February, 1931 and recorded in Will Record T, Page 2260 of the Record of Wills in said County, and that on the 17th day of February, 1931, C. Q. Coder was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

The following Real Estate, situated in the County of Union, in the State of Ohio, and in the Village of Marysville, part of Surveys No. 3351 and 3354 and bounded and described as follows:

Being all of Lot No. 1 in Charles Erbe addition

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Transfer of Real Estate.
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of Sub-lots to the town of Marysville, according to the Plat
Recorded in Plat Book Vol 1, page 108 of the Record of Union
County, Ohio. Containing Four (4) acres and Eight (8)
poles more or less.
Also, in said town, county and state and part of
Survey No. 3351, being all of Lot No. Two (2) of said Erie Ad-
dition of Sub-lots to the village of Marysville, as found
in the Plat above mentioned. Containing Four (4) acres
and Ten (10) poles more or less.
Also, an undivided one-half interest in the following
Real Estate, situated in the County of Union, in the State
of Ohio, and in the Village of Marysville, and bounded and
described as follows:
Being part of in lots Nos. 18 and 19, in said village.
Beginning at a stake in the south east corner
of Lot No. 19 in said village, being the intersection
of Court Street and Fourth Street; thence with the east
line of Lot No. 19 and 18, North 5 deg. East 93-1/3
feet to a stake in the east line of said Lot No. 18;
thence running parallel with the north line of said
Lot No. 19, North 85 deg. West 44 feet to a stake
at the north east corner of premises conveyed by Rebecca
Keyes and others to Cynthia W. Woodworth by deed
dated February 5th, 1896; thence with the east line of
said Woodworth's land, South 5 deg. West 93 1/3 feet
to a stake in the north line of said Fourth Street;
thence with said line South 85 deg. East 44 feet to the
place of beginning.
Subscribed as they can be ascertained, the following is
a list of persons, with their ages, places of residence
and relationship to the decedent and interest passing,
to whom each such parcel of real estate passed by
descent or devise.
L. O. Coder - Adult - Marysville, Ohio - Widower - All.
Your petitioner further represents that all known
debts of decedent's estate have been paid, or secured
to be paid, or that sufficient other assets are in
hand to complete the payment thereof.
Your petitioner further represents that all the pro-
visions of law to be performed before filing this ap-
plication, have been fully complied with by them.
Wherefore he prays for a certificate transferring
said real estate to the parties herein named and
to have the same transferred and recorded in the
proper County, as provided by law.
L. O. Coder.

11998

The State of Ohio, Logan County.

C. O. Coder, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

C. O. Coder.

Sworn to before me and signed in my presence, this 10th day of April, 1940.

Meade C. Robinson - Notary Public,
Logan Co., Ohio.

My commission expires Aug. 19-1940.

Journal Entry.

Journal Entry.
Probate Court, Union County, Ohio.

In the Matter of The Estate of April 11-1940.
Amelia Coder, Deceased. Authority to transfer Real Estate.

This day came C. O. Coder, Executor of the estate of Amelia Coder, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Amelia Coder, a resident of Marysville, in said County, died testate on February 12, 1931, and that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on the 17th day of February, 1931, was admitted to probate on the 17th day of February, 1931, and recorded in Will Record 1, Page 360 of the Record of Wills in said County, and that on the 17th day of February, 1931, C. O. Coder was duly appointed and qualified as Executor of the estate of said decedent; that insofar as they can be ascertained the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

C. O. Coder - Adult - Marysville, Ohio - Widower - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant. It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.

L. W. Hazen - Probate Judge.

14069
Filed
May 18-1940.

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14069
Filed
May 18-1940.

In the Matter of The Last Will and Testament of John E. Cahill, Deceased.
Application for Probate of Will.
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of John E. Cahill, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that John E. Cahill, late a resident of the Township of Washington, in said County, died on or about the 16th day of April, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said John E. Cahill died leaving no spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
W. J. Cahill	88	Brother	West Mansfield, Ohio, R. D. #1.
Mrs. S. D. Temple	75	Sister	West Mansfield, Ohio, R. D. #1.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Applicant.
Residence - Greenville, Ohio.
427 Harrison Ave.

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

Oath

A. W. Wallace.
Sworn to before me and signed in my presence, this 13th day of May, 1940.

Carrie W. Houback - Deputy Clerk.
Probate Court.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of John E. Cahill, Deceased. Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, next of kin of John E. Cahill, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

W. J. Cahill.
The State of Ohio, Union County, Probate Court.
In the Matter of the Will of John E. Cahill, Deceased. Presentation of Will for Probate.
An application having been this day presented to the Court by A. W. Wallace, praying that an instrument in writing purporting to be the last will and testament of John

14069
Journal
Entry

E. Cahill, deceased, be admitted to probate;
It is ordered that - days notice in writing, of the pre-
sentation of said will and of the application for the
admission of the same for probate, be given to the
next of kin of said testator, known to be resident of the
state, and that a hearing on said application will
be had on the 20th day of May, 1940, at 9:30 o'clock, A.M.
L. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

Waiver
of Notice

In the Matter of the Will of
John E. Cahill, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, next of kin of John E. Cahill, de-
ceased, and residents of the State of Ohio, hereby waive
notice of the presentation of said decedent's Will for probate
and consent to the admission of the same to probate.
Mrs. S. D. Temple - West Mansfield, O. R. F. D. 1.
Dated May 20-1940.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

Testimony
of
Witnesses

In the Matter of the Will of
John E. Cahill, Deceased. Testimony of Witnesses.
Personally appeared in open court W. J. Cahill and
Josephine R. Wallace, who being first duly sworn to tes-
tify the truth, the whole truth and nothing but the truth,
in relation to the execution of the last Will and Tes-
tament of John E. Cahill, deceased, depose and say: We
were present at the execution of the instrument of writing
now before us, dated April 21st - 1938, purporting to be
the last Will and Testament of John E. Cahill, de-
ceased; that we, at the request of said testator and
in his presence, respectively subscribed our names thereto
as witnesses; and that we saw said testator sign
said instrument and that said John E. Cahill at
the time of executing the same, was of full age and of
sound mind and memory, and not under any restraint.
Sworn to before me and
signed in my presence by
said witnesses in open
Court, this 20th day
of May, 1940.

L. W. Hazen
Probate Judge.
W. J. Cahill
Josephine R. Wallace.
Greenville, O. 427 Harrison Ave.

Will.
This
guarantee
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property.
W. J.
Josephine

Order Admitting
to
Probate & Record

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West Mansfield, Ohio - April 21st. 1938.

This my will and testament at my death I hereby bequeath to A. M. Wallace my nephew all my real estate, and to Effie Temple Stokes my niece all my personal property. After all my just debts are paid.

W. J. Cahill.

John E. Cahill.

Josephine R. Wallace.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of John E. Cahill, deceased.

Order Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of A. M. Wallace to admit to probate and record the Will of John E. Cahill deceased, late of the Township of Washington in said County, heretofore filed in this Court.

Order Admitting to Probate and Record.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and that all the next of kin of said decedent known to be residents of the State 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 W. J. Cahill and Josephine R. Wallace, 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 E. Cahill deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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 on record in this Court.

L. W. Hazen - Probate judge.

of the presentation for the given to the executor of the estate will 9:30 o'clock, A.M. Probate Judge. Court.

Consent to Probate. E. Cahill, de- hereby waives Will for probate to probate. R. H. D. 1.

Coahill and spouse to testify the truth, Will and Test- and say: We read of writing pertaining to be Cahill, de- tator and waives, threats tator, sign Cahill of age and of any restraint.

Place. Harrison Ave.

14070
Filed
May 13-1940.

In the Matter of The Last Will and Testament of Andrew Stierhoff, Deceased.
Application for Probate of Will.
The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Andrew Stierhoff, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Andrew Stierhoff, late a resident of the Village of Marysville, in said County, died on or about the 6th day of May, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Andrew Stierhoff died leaving no surviving spouse, and the following named persons as his only next of kin, to wit:

Name	Age	Degree of Kinship	P. O. Address
Martin Stierhoff	Adult	Brother.	Sandusky, Ohio, R. D. #2.
Fred Stierhoff	Adult	Brother.	Marysville, Ohio.
J. M. Stierhoff	Adult	Brother.	Milford Center, Ohio, R. D. 1.
Matilda Weaver	Adult	Wife.	Marysville, Ohio, R. D. #3.
Magdalena Roschky	Adult	Wife.	Milford Center, Ohio, R. D. 1.
Anna B. Johnson	Adult	Wife.	Long Beach, California.

Your applicant offers the said Will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Fred Stierhoff - Applicant.
Residence - Marysville.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 13th day of May, 1940.

Fred Stierhoff.

Wm. R. Cameron - Notary Public
in and for Union County, Ohio.
Probate Court.

The State of Ohio, Union County.

In the Matter of the Will of Andrew Stierhoff, Deceased. May 13th, 1940. Journal Entry, on Presentation of Will for Probate.

An application having been this day presented to the Court by Fred Stierhoff praying that an instrument in writing purporting to be the last will and testament of Andrew Stierhoff, deceased, be admitted to probate; It is ordered that three days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the

Journal Entry.

14070

next of kin
state, a
be had

Waiver
of Notice.

The State of Ohio, Union County, Probate Court.
In the Matter of the Will of Andrew Stierhoff, Deceased.
We, the undersigned, being the next of kin of the said deceased, do hereby waive notice of the probate of the said will.
U. S. Fred Stierhoff, Matilda Weaver, Magdalena Roschky, Anna B. Johnson.
J. M. Stierhoff.
Dated this 13th day of May, 1940.

Testimony
of Witnesses.

In the Matter of the Will of Andrew Stierhoff, Deceased.
Persons present before us and U. S. Fred Stierhoff, Matilda Weaver, Magdalena Roschky, Anna B. Johnson, J. M. Stierhoff, the truth of the relation of Andrew Stierhoff to the said deceased, and the fact that we, the undersigned, are the next of kin of the said deceased, and were present at the signing of said will before the Probate Court, to-wit: May 13th, 1940.

Wm. R. Cameron

Andrew Steinhoff, deceased.
Probate Court.

Probate of Will.

Andrew Steinhoff, in said County, leaving an offspring to be off said leaving persons as

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Applicant.
Marysville.

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Notary Public
Union County, Ohio.
Court.

Journal Entry,
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next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 14 day of May, 1940.

W. W. Hazeu - Probate Judge.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Andrew Steinhoff, deceased.

Waiver of Notice.

We, the undersigned, next of kin of Andrew Steinhoff, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

- M. Steinhoff - Sandusky, U. S. 2.
- Fred Steinhoff - Marysville, U.
- Matilda Weaver - Marysville, U.
- Anna B. Johnson - Long Beach, Calif.
- Magdalena Koschky - Milford Center.
- J. M. Steinhoff - Milford Center, Ohio.

Dated May 13th. 1940.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Andrew Steinhoff, deceased. No. 14070.

Testimony of Witnesses.

Personally appeared in open Court Wm. R. Cameron and A. D. Shaups 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 Steinhoff, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated May 9th, 1938, purporting to be the last Will and Testament of Andrew Steinhoff, deceased; that we, at the request of said testator and in our presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Andrew Steinhoff at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 14 day of May, 1940.

Wm. R. Cameron,
Marysville, Ohio.
A. D. Shaups,
Milford Center, U.

L. W. Hazeu
Probate Judge.

14070

Last Will and Testament of Andrew Stierhoff,

I, Andrew Stierhoff, of the village of Marysville, county of Union, and state of Ohio, being of full age and of sound mind and memory, do hereby 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, which I may own or have the right to dispose of at the time of my decease, I give, devise and bequeath to my brother Fred Stierhoff, to be his absolutely and in fee simple. In the event that my said brother, Fred Stierhoff, should predecease me, then all my property, real and personal, of every kind and description, wheresoever situate, which I may own or have the right to dispose of at the time of my decease, I give, devise, and bequeath to the heirs of my said brother, Fred Stierhoff, to be theirs absolutely and in fee simple in the same proportions as those in which they would inherit according to the laws of intestate succession from my said brother, Fred Stierhoff.

Item 3. I make, nominate and appoint my brother, Fred Stierhoff, to be the executor of this, my last will and testament, and I request that no bond be required of him as such.

Dated at Marysville, Ohio, this 9th. day of May, 1938.

Andrew Stierhoff.

Signed and acknowledged by the said Andrew Stierhoff 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 9th. day of May, 1938.

U. D. Shanks.
Wm. R. Cameron.

Order Admitting to Probate, and Record.
Probate Court, Union County, O.

In the Matter of the Will of Andrew Stierhoff, deceased. May 16 - 1940.

This matter came on this day further to be heard, on the application of Fred Stierhoff, to admit to probate and record the Will of Andrew Stierhoff, deceased, late of the Village of Marysville in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse

Last Will and Testament.

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and all residents of the filing of it to the former given and And subscribing to the du testimony respectively whereof of writing, Andrew and at of signing and of me There to probate money of t in this

Order Admitting to Probate & Record.

14073 Filed

May 25-1940. The State

In the Matter of the Will of Mary J. ... to the ... your late a ... County, leaving a ... portion to ... persons a ... Young ... Charles ... Laura ... Mary ... Harriett Your prayer the league, who are notified

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14070 and all the next of kin of said decedent known to be residents of the State 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 received notice and given consent to the probate of said Will.
 And Wm. R. Cameron, and O. D. Shanks, the sub-
 scribing witnesses to said Will, this day appeared in open
 Probate & Record 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 Andrew Stierhoff deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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 testi-
 mony of the witnesses above named, be entered of record in this Court.
 L. W. Hager - Probate Judge.

14073
 Filed
 May 25-1940. In the Matter of The Last Will and Testament of Mary J. Wood, Deceased.
 Application for Probate of Will. Probate Court.
 The State of Ohio, Union County.
 In the Matter of the Will of Mary J. Wood, Deceased. Application for Probate of Will. To the Probate Court of said County:
 Your applicant respectfully represents that Mary J. Wood, late a resident of the village of Milford Center, in said County, died on or about the _____ day of May, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Mary J. Wood died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Charles Hara		Brother	Milford Center, Ohio.
Lara Cooper		Half-sister	2045 Lexington Ave. Springfield, Ohio.
Mary Downey		Half-sister	2122 Prairie Ave. Springfield, Ohio.
Harkitt Huffer		Niece	Milford Center, Ohio.

 Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the

14078 said will for probate.

- Applicant:
Residence - Milford Center, Ohio.

The State of Ohio, Union County.

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

Oath.

Sworn to before me and signed in my presence, this 25th day of May, 1940.
Charles Farra.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Mary J. Wood, Deceased. Waiver of Notice and Consent to Probate of Last Will & Testament.

Waiver of Notice.

We, the undersigned, and next of kin of Mary J. Wood, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate and consent to the admission of the same to probate.

Charles Farra.
Harriette Huffer.

Dated this 25th day of May, 1940.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Mary J. Wood, Deceased. May 25 - 1940 - Journal Entry on Presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the court by Charles Farra praying that the instrument in writing purporting to be the last will and testament of Mary J. Wood, deceased, be admitted to probate:

It is ordered that five days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix, known to be resident of the State, and that a hearing on said application will be had on the 1st day of June, 1940, at 10 o'clock A.M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 14078. Mary J. Wood, Deceased.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open court Robert R. B. New and Mae New (who being first duly sworn to, testify the truth, the whole truth and nothing but the truth, in relation to the execution of the last will and testament of Mary J. Wood, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated October 6, 1938, purporting to be the last will and testament of Mary J. Wood, deceased; that we

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Last Will and Testament

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at the request of said Testatrix and, in her presence, respectively subscribed our names thereto as witnesses; and that we saw said Testatrix sign said instrument and that said Mary J. Wood at the time of executing the same was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 1st day of July, 1940.

R. B. Neer.
Milford Center, Ohio.
Maie Neer.
Milford Center, Ohio.

L. W. Hazen
Probate Judge.

Last Will and Testament of Mary J. Wood,

I, Mary J. Wood, of the Village of Milford Center, Ohio, being of legal 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 desire that my just debts and funeral expenses be paid as soon as practicable after my decease.

Item 2. All of the property, 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 brother Charles Parra, absolutely and in fee simple, provided he is living at the time of my decease. In the event that my said brother is not living at the time of my decease, I give, and bequeath all of my said property to my niece, Harriette Huffer, absolutely and in fee simple.

I make, nominate and appoint my said brother, Charles Parra, to be the executor of this my last Will and Testament, and I request that no bond be required of him as such executor.

In Witness Whereof, I have hereunto set my hand at Milford Center, Ohio, this 6th day of October, A.D. 1933.

Mary J. Wood.

Signed by the said Mary J. Wood and by her acknowledged to be her last Will and Testament, before us, and in our presence, and by us subscribed as attesting witnesses in her presence, and at her request and in the presence of each other this 6th day of October, A.D. 1933.

R. B. Neer.
Maie Neer.

- Applicant:
Center, Ohio.

first, duly sworn, legations in the of he verily believes, presence, this

Court, and consent Will & Testament of Mary J. Wood, of which further will for probate to probate.

Court. usual Entry on Will for Probate. presented to the instrument in testament of probate.

writing, of the ation for the given, to the President of application will 10 o'clock A.M. Probate Judge.

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Last Will and Testament

14078

Order Admitting to Probate and Record.
Probate Court, Union County, W. Va.

In the Matter of the Will of Mary J. Wood, Deceased. June 1-1940.
This matter came on this day further to be heard, on the application of Charles Farrar to admit to probate and record the Will of Mary J. Wood, deceased, late of the Village of Milford Center in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate and Record.

And R. B. Murr and Mae Murr, 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 Mary J. Wood, deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

14045

Filed June 4-1940.

In the Matter of The Estate of Charles Hall, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, W. Va.

In the Matter of The Estate of No. 14045.
Charles Hall, Deceased. Application for Transfer of Real Estate.
Now comes Laurence Hall, and represents to the Court that Charles Hall, a resident of Jerome Township in said County, died intestate on the 22 day of March, 1940, and that on the 30 day of March, 1940, Laurence Hall was duly appointed and qualified as Administrator of the estate of said decedent.

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estate, situated in Ohio, owned by the decedent at the time of his death.

The following real estate, situated in the County of Union and the Township of Jerome and bounded and described as follows:

Beginning at the northwest corner of the farm formerly owned by A. J. Wilcox; thence with his line (now being the line of Gordon presunt) 12 poles; thence South 30 poles to the center of the Post Road (now called the Dublin, and Blaine City free turn-pike) thence West along the center of said road 12 poles; thence north 20 poles to the beginning containing one and one half acres of land more or less.

Also another tract in the same Township, County and State and described as follows: Beginning at the north west corner of the above described Plot 1 at an oak tree; thence South with the Charles Roaney line so called 19-1/2 poles to a stake in the center of the aforesaid Dublin and Blaine City free turn pike; thence North with the Maupville free turnpike road 56 poles to the beginning containing 3-1/3 acres more or less. Save and except two 1/2 acres of the above described premises, on the westerly side; that Roxanna Graves conveyed by deed to Julia Banks for more particular description of said premises reference may be had to deed of George Wolpert and wife made for the same premises to the aforesaid to Samuel Winkle and, from the said Winkle to May Anne Williams and recorded in deed book No. 59 page 414. Being the same property sold to John Wagner by A. C. Williams and wife and recorded in deed Book Vol. 70 page 122 in the records of Union County, Ohio.

Being part of Survey No. 6420.

Parcel No. 1.

Beginning at an ash, elm and white oak, original southeast corner of said Survey, thence with the original line of said Survey north 80 deg. West 39.40 poles to a stake; corner of lands deeded by Stephen to Richard Volk; thence with his line north 10 deg. west 114 poles to a stake, another corner to said Volk; thence north 80 deg. east 39.40 poles to three beeches in the original line of said Survey; thence with said line South 10 deg. east 114 poles to the beginning.

Containing 28 acres, more or less. Being the same premises conveyed by Sardus Ward to Charles Gordon by deed dated October 10, 1853 and recorded in Union County Deed Record No. 16 Page 564.

Parcel No. 2.

Beginning at a stone in the East line of a tract of 60 acres conveyed by Samuel Shepherd to D. C.

14045

Ellis and at the northeast corner of a 31 acre tract conveyed by Ida M. Casauer and Husband to Charles L. Hall April 1st. 1901, and at a point North 5 deg. 53' West 98.44 poles from a stone planted at the Southeast corner of said 60 acre tract; thence with the said East line of said tract North 5 deg. 53' West 16.36 poles to a stake at the northeast corner of said 60 acre tract; thence with the North line of the same S. 84 deg. 2' W. 83.40 poles to a stake (sugar, beech and hickory gone) at the northwest corner of said 60 acre tract; thence with the westerly line of the same S. 6 deg. 30' E. 16.38 poles to the place of beginning.

Containing 9 acres, more or less.

Being a part of Survey No. 6420.

Beginning at a stake in the east line of a tract of 60 acres conveyed by Samuel Shepherd to D. C. Ellis at a point bearing N. 5 deg. 53' West 38.76 poles from a stone planted at the south east corner of said tract; thence with the said said east line N. 5 deg. 53' West 59.68 poles to a stone; thence S. 84 deg. 2' W. 83.40 poles to a stone in the west line of said 60 acre tract; thence with said line S. 6 deg. 30' E. 59.68 poles to a stake; thence N. 84 deg. 2' E. 82.76 poles to the place of beginning.

Containing 31 acres of land and are the same premises set off and assigned to said Ida M. Casauer by the Commissioners appointed by Charles Gordon by his last Will and Testament.

The following real estate situated in the County of Union, State of Ohio, in the Township of Jerome and in Survey No. 6420, and bounded and described as follows;

Beginning at a stake in the southwesterly line of the original Survey and 85.7 poles South 80 deg. W. from the South east corner of the Survey and one of the corners of the land deeded by Shepherd to D. C. Ellis; thence with the Ellis line N. 10 deg. W. 114 poles to a stake, another of Ellis' corners; thence N. 10 deg. E. 46 poles and $3\frac{1}{10}$ of a pole to a stake, corner to land deeded to Phalen Brown by Shepherd; thence with Brown's line S. 10 deg. E. 114 poles to a stake in the Southerly line of the Survey at another of Brown's corners; thence with the original line S. 80 deg. W. 46.3 poles to the beginning.

Containing 33 acres.

Except seven acres off the North end of said above described tract conveyed by Decree of the Common Pleas Court of Franklin County, Ohio. To Albert Apline $3\frac{1}{2}$ acres and to Gertrude Apline $3\frac{1}{2}$ acres. leaving the amount hereby intended to be conveyed at 25.901 acres, more or less.

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The undivided 1/2 interest in the following real estate, sit-
 uated in the County of Franklin, in the State of Ohio and
 in the Township of Washington, and bounded and described as
 follows:

First tract: Part of Lot No. 4 of Survey No. 2999, beginning at a
 stone in the center of the Dublin and Plain City Turnpike
 and the center of the Hayden Run and Frankfort Road; thence
 South with the center of said road 5 deg. 32' East One Thou-
 sand Three Hundred and Thirty and Seventy-five Hundredths
 (1330.75) feet to a stake; thence S. 89 deg. 7' W. One Thou-
 sand and forty-eight and two-tenths (1048.2) feet to a stake
 in the Survey line between Surveys 2999 and 3452; thence
 with said line North 4 deg. and 20' W. One Thousand Three
 Hundred and Twenty-six and Seven tenths (1326.7) feet
 to the center of the Dublin and Plain City Road; thence
 with the center of said road North 89 deg. 17' East One
 Thousand Twenty-nine and Three tenths (1029.3) feet to the
 place of beginning. Containing Thirty and Seventy-six Hun-
 dredths (30.76) Acres of land, more or less.

Second tract: Being a part of Lot No. 4 of Survey No. 2999,
 Virginia Military Survey, and beginning at a stake in
 the center of the Hayden Run and Frankfort Road, One
 Thousand Three Hundred and Thirty and seventy-five Hun-
 dredths (1330.75) feet south of the Dublin Road; thence South
 5 deg. 32' East One Thousand and Sixty-three and Four-
 tenths (1063.4) feet to a stone in the center of said Road;
 thence South 86 deg. 8' West One Thousand forty-eight and
 Six tenths (1048.6) feet to a stone in the Survey line
 between Surveys 2999 and 3452; thence North 4 deg. 20'
 West One Thousand One Hundred and fifty-two and
 One tenth (1152.1) feet to a stake in said Survey line;
 thence North 89 deg. 7' East to the place of beginning, con-
 taining twenty-nine and Seventeen Hundredths (29.17) Acres
 of land, more or less.

Third tract: Being a part of Virginia Military Survey No.
 3452; Beginning at a point in the center of the Dublin
 and Plain City Road and on the Survey line between
 Surveys No. 2999 and No. 3452; thence with said line South
 4 deg. 20' East Two Thousand Eight Hundred and Eighty
 and Eight tenths (2880.8) feet to a stake; thence South
 87 deg. 40' West, Eight Hundred Twenty-three and Five tenths
 (823.5) feet to a stake; thence North 5 deg. 10' West Three
 Thousand Twenty and Four tenths (3020.4) feet to the
 center of the Dublin and Plain City Road; thence with
 the center of said road South 85 deg. 40' E. Nine Hun-
 dred Seven and Four-tenths (907.4) feet to the place
 of beginning, containing fifty-eight and Two-tenths
 (58.2) Acres of land, more or less, with a total

14045

of One Hundred and Eighteen and Thirteen Hundredths (118.13) acres of land, more or less for the three tracts.

The undivided 1/2 interest in the following real estate, situated in the County of Madison in the State of Ohio and in the Townships of Canaan and Darby and bounded and described as follows:

Beginning at a stone in the center of the East Pike, corner to lands formerly owned by D. D. Dorniny; thence with the center of said pike for four consecutive lines, N. 3 deg. 15' W. 8.62 chains, N. 14 deg. 30' W. 30.25 chains, N. 5 deg. 45' W. 3.84 chains, and N. 19 deg. 35' W. 2.05 chains (chain 4 pole), to a stone, corner to the share of Elizabeth Simpkins; thence with said share, N. 75 deg. E. 13.57 chains to a stone, corner to said share; thence with four consecutive lines of said share, and down the west bank of Big Darby Creek, S. 10 deg. W. 6.28 chains; thence S. 23 deg. 15' E. 2.80 chains; thence S. 33 deg. 15' E. 5.48 chains; thence S. 4 deg. 30' E. 3.63 chains to a stone on the west bank of said creek, corner to the share of said Simpkins; thence still down the west bank of said creek for five consecutive lines, S. 15 deg. 15' W. 6.35 chains, S. 35 deg. 45' W. 3.39 chains, S. 12 deg. 50' W. 6.07 chains, S. 15 deg. 15' E. 11.00 chains, S. 7 deg. W. 5.10 chains, South 12.03 chains to a stake, corner to said Dorniny; thence with two lines of said Dorniny, N. 18 deg. 30' W. 12.49 chains; thence S. 86 deg. 50' W. 3.86 chains to the beginning, containing 52.50 acres, more or less, and being 14.75 acres in Survey No. 9530 Canaan Township, 2.50 acres in Survey No. 17823, Darby Township and 35.25 acres in Survey No. 3240, Darby Township.

As far as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Livonia Hall	w	ferone Twp.	Wife	1/2
Laurence Hall	a	ferone Twp.	Son	1/2

Your petitioner further represents that all known debts of decedent's estate have been paid, or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with, by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County.

14045

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14045

as provided by law.

The State of Ohio, Union County.

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

Sworn to before me and signed in my presence, this 4 day of June, 1940.

[Signature]

Lawrence Hall.

L. W. Hazen - Probate Judge,
 Union County, Ohio.

Journal Entry

Journal Entry

Probate Court, Union County, Ohio.

In the Matter of The Estate of Charles Hall, Deceased.

June 4 - 1940.

This day came Lawrence Hall, Administrator of the estate of Charles Hall, deceased, and filed herein his application duly verified, for an order directing the transfer of certain real estate, belonging to said decedent, as set forth in the application.

It appearing to the Court that Charles Hall, a resident of Jerome Township, in said County, died intestate on March 22, 1940, and that on the 30th day of March, 1940, Lawrence Hall was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Livonia Hall	A	Jerome Twp.	Wife	1/2
Lawrence Hall	A	Jerome Twp.	Son	1/2

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with, by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

13989
Filed
June 1-1940.

In the Matter of The Estate of Frank J. Nicol, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Frank J. Nicol, Deceased. Application for Transfer of Real Estate.
No. 13989.

Now comes Emma Nicol, and represents to the Court that Frank J. Nicol, a resident of Paris Township in said County, died testate on the 16th day of December, 1939; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on December 20th, 1939, admitted to Probate on December 27th, 1939, and recorded in Volume X, page 212 of the Record of Wills, in said County, and that on the 29th day of December, 1939, Emma Nicol was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

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

Being part of Virginia Military Survey No. 4074.
Beginning at a stone at the southwest corner of a 50 acre tract of land owned by Solomon Turner (now deceased); thence with two consecutive lines of said Turner land North 86° East 147-1/2 poles to a stone; thence North 5° 3' West 39.45 poles to a stake at a southwesterly corner to a 1-1/2 acre tract of land owned by Jacob Schmelzer (now deceased); thence North 74° 45' East 9.51 poles to a stake in the center of the Staley + Baldwin Road; thence North 51° 45' East 25.70 poles to a stake in the center of Avenue + Wood Road; thence with the center of said road North 84° 30' East 140.91 poles to a stake at the northwest corner of a 64 acre tract of land owned by C. V. Connolly; thence with the west line of said Connolly land and continuing with the west line of Sallie + Joan, Southards land South 3° 40' East 122.21 poles to a stone in the north line of Solomon Turner's land; thence with the north line of said Turner's land South 84° 30' West 168.72 poles to a stone in the east line of Alonso Elliott's land; thence with two consecutive lines of said Elliott's land North 5° 5' West 14.85 poles to a stone; thence South 85° 45' West 148.18 poles to a stone at the northwest corner of said Elliott's land; thence North 4° 45' West 53.4 poles to the place of beginning. Excepting therefrom 3.40 acres, more or less, heretofore conveyed to the N. + O. C. Railroad (now known as the New York

13989

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Journal
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In the Matter of The Estate of Frank J. Nicol, Deceased.
This is a true and correct copy of the original application for transfer of real estate filed in the Probate Court of Union County, Ohio, on December 16th, 1939, and admitted to Probate on December 27th, 1939, and recorded in Volume X, page 212 of the Record of Wills, in said County, and that Emma Nicol was duly appointed and qualified as Executrix of the estate of said decedent on the 29th day of December, 1939, and that she is now residing at the residence of the decedent at Paris, Ohio, and is passing the same to the N. + O. C. Railroad (now known as the New York

l, Deceased.
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 Transfer of Real Estate.
 to the Court
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 Decedent at the
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13989

(Central Ry.) located on, over and across said track,
 and leaving after said exception 173.85 acres, more or less.
 Insofar as they can be ascertained, the following is a
 list of persons, with their ages, places of residence and
 relationship to the decedent and interest passing to whom
 each such parcel of real estate passed by descent or devise.
 Emma Nicol - Adult - Paris Township - Union County, Ohio - Widow. Ad.
 Your petitioner further represents that all known debts
 of decedent's estate have been paid or secured to be paid,
 or that sufficient other assets are in hand to complete the
 payment thereof.
 Your petitioner further represents that all the provisions
 of law to be performed before filing this application, have
 been fully complied with by her.
 Wherefore, she prays for a certificate transferring said
 real estate to the parties herein named and to have
 the same transferred and recorded in the proper County,
 as provided by law.

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

Sworn to before me and signed in my presence, this 31st.
 day of May, 1940.

Wm. R. Cameron - Notary Public.
 in and for Union County, Ohio.

Journal
 Entry.

Journal Entry.
 Probate Court, Union County, Ohio.

June 1st. 1940.
 Authority to Transfer Real Estate.
 This day came Emma Nicol, Executrix of the estate of
 Frank J. Nicol, deceased, and filed herein her application,
 duly verified, for an order directing the transfer of certain
 real estate belonging to said decedent, as set forth in the
 application.
 It appearing to the Court that Frank J. Nicol, a resident
 of Paris Township, in said County, died testate on December
 16th, 1939; that his last Will and Testament was filed
 in the Probate Court of Union County, Ohio, on December 20th,
 1939, admitted to Probate December 27th, 1939, and recorded
 in Volume X, page 212, in the Record of Wills, in said County;
 and that on the 29th day of December, 1939, Emma Nicol
 was duly appointed and qualified Executrix of the estate of
 said decedent; that insofar as they can be ascertained, the
 following is a list of persons, with their ages, places of
 residence and relationship to the decedent and interest
 passing, to whom each such parcel of Real Estate

18989

passed by descent or devise.
 Emma Micol - Adult - Vanu Township, Union County, Ohio - Widow - All,
 and that the description of said real estate is as set out
 in said application; and it appearing to the satisfaction of the
 court that the law has been fully complied with by said
 applicant; It is hereby ordered that said real estate be trans-
 ferred upon the duplicate of the County where such parcels are
 situated, to the persons named herein and that a certificate
 for the transfer of said real estate, together with the de-
 scription contained in the application, be filed with the
 Recorder of the proper County for record, as provided by law.
 L. W. Hazen - Probate Judge.

14090

Filed
June 8-1940

In the Matter of The Last Will and Testament of L. R. Bunn, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of L. R. Bunn, Deceased. Application for Probate of Will.
 In the Probate Court of said County:

Your applicant respectfully represents that L. R. Bunn, late a resident of the Village of Plain City, in said County, died on or about the 15th day of December, 1939, leaving an instrument in writing, herewith produced, purporting to be his last will, that the said L. R. Bunn died leaving Madge W. Bunn of the age of years, as his surviving spouse, who resides at Plain City, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Mrs. Johann Woodruff		Daughter	539 N. Court St., Circleville, O.
Mrs. Julia Bevan		Daughter	1960 Richard St., Steubenville, Ohio, Mc Cayser House

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Madge W. Bunn - Applicant,
 Residence - Plain City, Ohio.

The State of Ohio, Union County.

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

Madge W. Bunn.

Oath

14090

Sworn
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The State of Ohio,
 In the Matter of the Will of L. R. Bunn, Deceased.
 We, the undersigned, being duly sworn, depose and say that we are the persons named in the foregoing application as next of kin to said

John W. Bunn
 Dated June 8, 1940

The State of Ohio,
 In the Matter of the Will of L. R. Bunn, Deceased.
 We, the undersigned, being duly sworn, depose and say that we are the persons named in the foregoing application as next of kin to said

John W. Bunn
 Dated June 8, 1940

The State of Ohio,
 In the Matter of the Will of L. R. Bunn, Deceased.
 We, the undersigned, being duly sworn, depose and say that we are the persons named in the foregoing application as next of kin to said

John W. Bunn
 Dated June 8, 1940

The State of Ohio,
 In the Matter of the Will of L. R. Bunn, Deceased.
 We, the undersigned, being duly sworn, depose and say that we are the persons named in the foregoing application as next of kin to said

John W. Bunn
 Dated June 8, 1940

Proof of Signature of Witnesses to Will.
 The undersigned, being duly sworn, depose and say that we are the persons named in the foregoing application as next of kin to said

Ohio - Widow - All, is as set out satisfaction of the with by said state the trans- such parcels are at a certificate with the de- iled with the provided by laws, ce - Probate Judge.

L. R. Bunn, Deceased.

Court.

Probate of Will.

L. R. Bunn, City, in said of December, with produced, said L. R. Bunn - years, as, Claire forty, Ohio, by neph of kin,

Address

Court St., Circleville, Ohio, hard St., Steubenville, Mc Causler Manor.

probate and proving of the one named who may be notified said will for

- Applicant, in City, Ohio.

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14090

Sworn to before me and signed in my presence, this 31 st. day of May, 1940.

Ruth Hess - Notary Public, Union County, Ohio.

My commission expires 5/26/41.

Waiver of Notice and Consent to Probate. The State of Ohio, Union County, Probate Court. In the Matter of the Estate of L. R. Bunn, Deceased.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of L. R. Bunn deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Johann Woodruff - 539 U. Court St., Circleville, Ohio. Dated June 6 - 1940.

Waiver of Notice and Consent to Probate. The State of Ohio, Union County, Probate Court.

Waiver of Notice.

In the Matter of the Will of L. R. Bunn, Deceased. Waiver of Notice and Consent to Probate. We, the undersigned, surviving spouse and next of kin of L. R. Bunn, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Julia Bevan - 1960 Orchard St., Steubenville, Ohio, Mc Causler Manor. Dated June 6 - 1940.

Proof of Signature of Witnesses to Will, Probate Court, Union County, Ohio.

In the Matter of the Will of L. R. Bunn, Deceased. No. 14090. Testimony.

Proof of Signature of Witnesses to Will.

Personally appeared in open Court C. A. Hoopes and Eugene Squaders, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of L. R. Bunn deceased, depose and say; that Howard C. Black whose name appears as one of the subscribing witnesses to the last Will of L. R. Bunn, deceased, herewith annexed, has, since the date of said Will, September 10, A. D., 1923 died; that Jennie Black, whose name appears as the other subscribing witness to said Will, has, since the date of said Will, become incompetent; that we are each of us well acquainted with the handwriting and signatures of said witnesses, and that the signatures of said Howard C. Black and Jennie Black purporting to be their signatures as subscribing witnesses to said Will, are the true and genuine signatures

14090

of the said witnesses.

Draper Spuders.
Co. A. Hoopes.

Sworn to before me and signed in my presence, in open court, this 6th day of June, 1940.
L. W. Hazen - Probate Judge.

Last Will and Testament of L. R. Bunn.

In the Name of the Reverend Father of All, I, L. R. Bunn, of Plain City, County of Union and State of Ohio, being of lawful age, 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, publish and declare this to be my Last Will and Testament, hereby revoking any and all other Will or Wills whatsoever by me made.

Last Will and Testament.

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

Item II. All the residue of my property, whether the same be real, personal or mixed, I give, devise and bequeath to my beloved wife, Madge W. Bunn, to be hers absolutely.

Item III. I nominate and appoint my said wife, Madge W. Bunn, to be executrix of this my Last Will and Testament and direct that no inventory of my estate be made and that my said executrix be not required to give bond for the execution of said trust. I further authorize my said wife, Madge W. Bunn, to compound, compromise, settle and adjust any and all debts and claims which may be presented against my estate and any and all credits or claims which may be owing to my estate.

In witness whereof I have hereunto set my hand and affixed my signature this 10th day of September, A. D., 1923.
L. R. Bunn.

The foregoing instrument was signed by the said L. R. Bunn and duly executed, acknowledged and declared by him as and for his Last Will and Testament in the presence of the undersigned, who in his presence and at his request and in the presence of each other, have hereunto set our hands as witnesses this 10th day of September, A. D., 1923.

Fannie Black, residing at Plain City, Ohio.
Howard C. Black, residing at Plain City, Ohio.

14090

W...

In the Matter of the Last Will and Testament of L. R. Bunn.

This is to certify that on the 6th day of June, 1940, the said L. R. Bunn, of Plain City, Ohio, was in the presence of the undersigned, who in his presence and at his request and in the presence of each other, have hereunto set our hands as witnesses this 10th day of September, A. D., 1923.

It is the order of the court that the said will be admitted to probate and that the said Madge W. Bunn be appointed executrix of the same.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

Order Admitting to Probate & Records.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

And it is further ordered that the said Madge W. Bunn be and she is authorized to compound, compromise, settle and adjust any and all debts and claims which may be presented against the estate of the said L. R. Bunn and any and all credits or claims which may be owing to the estate of the said L. R. Bunn.

14096
Filed
June 18-1940

In the matter of The Last Will and Testament of Bertie Celine, deceased
Application for Probate of Will.

The State of Ohio, Union County. Probate Court.

In the matter of the Will of
Bertie Celine, deceased Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Bertie Celine late a resident of the Township of Allen in said County, died on or about the 2nd day of June 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Bertie Celine died leaving William F. Celine of the age of 76 years as her surviving spouse, who resides at Marysville, Ohio R. D. #5, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Clarence Celine	54	Son	Marysville, Ohio R. D. #5
Mrs. Marie C. Taylor	51	Daughter	Marysville, Ohio R. D. #2

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

William F. Celine - Applicant
Residence - Marysville, Ohio R. D. #5

The State of Ohio, Union County.

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

William F. Celine

Sworn to before me and signed in my presence, this 18th day of June - 1940.

[Signature]

Wm R. Cameron, Notary Public
in and for Union County, Ohio
Probate Court

The State of Ohio, Union County.

In the matter of the Will of Bertie Celine, deceased
June 18th 1940
Journal Entry on Presentation of Will for Probate

An application having been this day presented to the court by William F. Celine, praying that an instrument in writing purporting to be the last will and testament of Bertie Celine deceased, be admitted to probate:

It is ordered that - days notice, in writing, of the presentation of said will, and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be residents of this State and that a hearing on said application will be had on the

Journal Entry

14096
Filed
June 18-1940

- day of

was
The State
In the matter of
Bertie Celine
we, the
Bertie Celine
hereby waive
probate, as
William F. Celine
Mrs. Marie C. Taylor
Clarence Celine
Dated this

Notice

In the matter of

Bertie Celine
Personally first duly sworn
nothing to the contrary
last Will and Testament

Testimony of Witnesses

and says
of writing
to be the last Will and Testament
that we, the undersigned
respectively
and that
that said
was of full age and
not under any legal disability
Sworn to before me and signed in my presence, this 18th day of June - 1940.

Seal

Personally first duly sworn
And nothing to the contrary
Bertie Celine
Maude D. Taylor
Subscribed and sworn to
Bertie Celine

Proof of signature & witness to will

i Cline, Deceased
Court.

f Will.

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id. County.

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William F.
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lle, Ohio R. D. #2

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Applicant
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Cline

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President of the
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14094
Filed
June 18-1940

- day of June 1940, at - o'clock - m.

L. W. Hazen
Probate Judge

Waiver of Notice and Consent to Probate
The State of Ohio, Union County.
Probate Court

In the matter of the will of
Bertie Cline, Deceased.

Waiver of Notice and Consent to Probate

Waiver of
notice

We, the undersigned, surviving spouse and next of kin of
Bertie Cline, deceased, and residents of the State of Ohio,
hereby waive notice of the presentation of said decedent's will for
probate, and consent to the admission of the same to probate.

William F. Cline. Marysville, R. 5
Mrs. Marie C. Taylor. Marysville, B. R. 2
Clarence Cline. Marysville, B. R. 5
Dated June - 1940.

Testimony of Witnesses to Will

Probate Court, Union, County

In the matter of
The Will of
Bertie Cline, Deceased

No. 14094

Testimony of Witnesses

Testimony
of
Witnesses

Personally appeared in open court, J. W. Dunbar, 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 Bertie Cline, deceased, depose
and say: We were present at the execution of the instrument
of writing now before us, dated March 23rd - 1925, purporting
to be the Last Will and Testament of Bertie Cline, deceased;
that we, at the request of said testatrix and in her presence,
respectively subscribed our names thereto as witnesses;
and that we saw said testatrix sign said instrument and
that said Bertie Cline at the time of executing the same,
was of full age and of sound mind and memory, and
not under any restraint.

Sworn to before me and signed
in my presence by said witnesses, name - J. W. Dunbar
in open court, this 18th day of June, 1940
Address - Marysville Ohio R. D. 5

L. W. Hazen - 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, J. W. Dunbar, who being
first duly sworn to testify the truth, the whole truth,
and nothing but the truth, in the matter of the will of
Bertie Cline, deceased, depose and say; that
Maude Dunbar whose name appears as one of the
subscribing witnesses to the Last Will and Testament of
Bertie Cline, deceased, hereunto annexed, has, since the

14096

date of said Will, March 23rd. A.D. 1925. died;
that we are each of us well-acquainted with the handwriting
and signature of said deceased witness, and that the
signature of said Maude Dunbar, purporting to be his, as
one of the subscribing witnesses to said Will, is the true
and genuine signature of the said deceased witness
Maude Dunbar.

J. F. Dunbar
Eloyd F. Dunbar

Sworn to before me and signed in my presence, in open
Court, this 19th day of June 1940.

Seal F. H. Hazen, Probate Judge

Last Will and Testament.

Bertie Cline a Resident of the Township of Allen 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 all the residue
of my estate both real and personal to my beloved
Husband, William F. Cline, his heirs and assigns forever.
I do hereby nominate and appoint William F. Cline
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
Allen Center, this 23 day of March 1925.

Bertie Cline

The foregoing instrument was signed at the end thereof,
by the said Bertie Cline, 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 our home, this 23 day of March 1925.

J. F. Dunbar. resides at Allen Center.
Maude Dunbar. resides at Allen Center.

Order Admitting to Probate and Record
Probate Court, Union County Ohio:

In the matter of the Will of Bertie Cline, deceased. June 18 - 1940

This matter came on this day further to be heard, on the
application of William F. Cline, to admit to probate and
record the Will of Bertie Cline, deceased, late of the
Township of Allen in said County, heretofore filed
in this Court.

It is now shown to the satisfaction of the Court that
said decedent died leaving William F. Cline surviving

Last Will
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Testament

14096

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Order Admitting
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June 22 - 1940

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spouse and that the surviving spouse and all the next of
kin of said decedent known to be resident of the State
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
of this Court, or have waived notice and give consent
to the probate of said Will.

Order admitting
to Probate and
Record

And J. F. Dunbar, a subscribing witness to said Will,
and J. F. Dunbar and Gloyd P. Dunbar witnesses in proof of the
signature of Maude Dunbar, a subscribing witness to said
Will, 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
subscribing 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
Bertie Cline deceased; that it was duly executed
and attested; and that the said testatrix the time of
signing said Will, was of full 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. Hazen - Probate Judge.

14093

Filed
June 22-1940

In the matter of the Last Will and Testament of Ellen Leary
Application for Probate of Will
The State of Ohio, Union County. Probate Court.

In the matter of the Will of
Ellen Leary, Deceased. Application for Probate of Will
to the Probate Court of said County.

Your application respectfully represents that
Ellen Leary, late a resident of the Village of
Marysville, in said County, died on or about the
fifth day of June 1940, leaving an instrument in writing,
herewith produced, purporting to be her last will;
that the said Ellen Leary, died leaving no surviving
spouse, who resides at, and the following named persons
as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Mary Black	full	Sister	Marysville, Ohio
Mrs. Mary Shrove	full	Niece	Minster, Ohio
		Niece	Springfield, Ohio

14093

Your application offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this state, may be notified according to law of the presentation of the said will for probate.

Wm. H. Faulkner - Applicant
Residence.

The State of Ohio, Union County.

The above named Wm. H. Faulkner, being first duly sworn, says that the facts stated and the allegation in the foregoing application contained, are true as he verily believes.

Wm. H. Faulkner.

Sworn to before me and signed in my presence, this 11 day of June, 1940.

atth

Seal

William L. Coleman
William L. Coleman, Notary Public,
Union County, Ohio
Probate Court

The State of Ohio, Union County,
In the matter of the will of
Ellen Seary, Deceased.

Waiver of notice and consent to Probate
of Last Will and Testament

We, the undersigned, next of kin of Ellen Seary, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Mary X Black

L. W. Hazen
William L. Coleman

Dated this — day of June 1940

The State of Ohio, Union County,
In the matter of the will of
Ellen Seary, Deceased.

Probate Court

Journal Entry on Presentation
of Will for Probate.

An application having been this day presented to the Court by Wm. H. Faulkner, praying that an instrument in writing purporting to be the last will and testament of Ellen Seary deceased, be admitted to probate:

It is ordered that — says notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix known to be resident of the State, and that a hearing on said application will be had on the 22 day of June, 1940, at 1 o'clock P.M.

L. W. Hazen - Probate Judge.

14093

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The State of Ohio
In the matter of the will of
Ellen Seary, Deceased.

Waiver of
notice

We, the undersigned,
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Ellen Seary

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Waiver of Notice and Consent to Probate

The State of Ohio, Union County, Probate Court

In the matter of the Will of Ellen Leary, Deceased.

Waiver of Notice and Consent to Probate

Waiver of notice

We, the undersigned, next of kin of Ellen Leary, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mrs Mary Ahme - Minster, Ohio, 167 South Cleveland St.

Mrs Martha Bailey - Findlay, Ohio, 1503 Broad Avenue.

Dated June - 1940.

Declination of Executor and of Administration With The Will Annexed

In the matter of the Estate of Ellen Leary, Deceased.

To the Probate Court, Union County, Ohio

The undersigned, named as Executrix in the last will and testament of Ellen Leary deceased, late of Marysville in said county, heretofore admitted to probate in said court, hereby declines to accept said trust.

June 24 - A.D. 1940

L. W. Hazen

Mary x Black

William L. Coleman

To the Probate Court, Union County, Ohio

We, the undersigned, the next of kin of Ellen Leary, deceased, late of Marysville in said county, hereby voluntarily renounce the administration of her estate, and recommend the appointment of Wm. H. Faulkner, as Administrator with the will annexed.

Witnesses to marks:

Mary x Black

L. W. Hazen

William L. Coleman

Dated at Marysville, Ohio, June 24, 1940

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio

In the matter of the Will of Ellen Leary, Deceased

No 14093

Testimony

Personally appeared in open Court, Alice Kollfrath and Julius Kollfrath, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Ellen Leary Deceased, depose and say: that A. C. Kollfrath whose name appears as one of the subscribing witnesses to the Last Will of Ellen Leary, deceased, herewith annexed, has, since the date of said Will, November 5 A.D. 1918, 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. C. Kollfrath purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness A. C. Kollfrath

Proof of signature of witness to will

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Alice Kollfrath
Julius Kollfrath

Sworn to before me and signed in my presence in open Court
this 22 day of June 1940.

Seal
William L. Coleman
William L. Coleman, Notary Public, Union County.

Proof of Signature of Witness to Will

Probate Court, Union County, Ohio

In the matter of the Will of
Ellen Leary Deceased.

No. 14093

Testimony

Proof of
Signature
of Witness
to Will.

Personally appeared in open court Alice Kollfrath and
Julius Kollfrath who being first duly sworn to testify the
truth, the whole truth, and nothing but the truth, in the
matter of the Will of Ellen Leary deceased, depose and say:
that Anna B. Kollfrath whose name appears as one of the
subscribing witnesses to the last Will of Ellen Leary, deceased,
hereunto annexed, has, since the date of said Will, November 5, A.D. 1918
died that we are each of us well acquainted with the handwriting
and signature of said deceased witness, and that the signature of said
Anna B. Kollfrath purporting to be his, as one of the subscribing
witnesses to said Will, is the true and genuine signature of the
said deceased witness Anna B. Kollfrath.

Alice Kollfrath
Julius Kollfrath

Sworn to before me and signed in my presence, in open Court.
This 22 day of June 1940.

Seal
William L. Coleman
William L. Coleman, Notary Public
Union County, Ohio

Last Will and Testament of Ellen Leary.

I Ellen Leary being of sound mind and memory make this
my last will and testament, hereby revoking all last wills and
testaments made by me heretofore.

It is my wish and will that all my just debts be paid out
of my estate as soon as can be conveniently done after my
decease.

Last Will and
Testament

It is my wish and will and I give and devise to my sister
Mary Black, all of my estate, both real and personal to her
absolute, in fee simple, and in case my sister Mary
Black should die before I, then I want my estate both real,
and personal to go to my brother Edward Leary.

I hereby nominate and appoint my sister Mary Black
to be executor of this my estate without bond or appraisement.
In witness whereof I have hereunto set my hand and signature
to this my last will and testament this 5 day of November 1918.

Ellen Leary

Signed and acknowledged in our presence and in the presence of
each other by Ellen Leary as her last will and testament.

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Order Admitted
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A. C. Kallefrath.
Anna B. Kallefrath.

Orders Admitting to Probate and Record

Probate Court, Union County, Ohio

In the matter of the Will of Ellen Leary, deceased. June 21 - 1940

This matter came on this day further to be heard, on the application of Wm. H. Faulkner to admit to probate and record the will of Ellen Leary deceased, late of the Village of Marysville in said county, heretofore filed in this court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, resident of the State 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.

Order Admitting to Probate & Record

And it further appearing to the court that A. C. Kallefrath and Anna B. Kallefrath, the subscribing witnesses to said will, are deceased.

Whereupon Wm. H. Faulkner appeared in open court, and was duly sworn and examined according to law touching the genuineness of the signatures of said testimonial clause and attestation clause attached to said will, and Alice Kallefrath and Julius Kallefrath stated that the signatures of A. C. Kallefrath and Anna B. Kallefrath were their own and in their own handwriting, 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 of said Ellen Leary, deceased; that it was duly executed and attested; and that the said testatrix at the time of signing said will, was of full 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, to be entered of record in this court.

L. W. Hazen, Probate Judge.

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13998
Filed
June 7-1940

In the matter of the Estate of John S. Daum, Deceased.
In the Probate Court of Union County, Ohio.
In the matter of the Estate of John S. Daum, Deceased. No. 13998
Application for Transfer of Real Estate
Now comes Marion B. Winters, and represents to the Court that John S. Daum, a resident of the Village of Richwood in the said County, died testate on the 5th day of January, 1940, that his last Will and testament was filed in the Probate Court of Union County, on the 10th day of January, 1940. Admitted to Probate on the 10th day of January, and recorded in Vol. X, Page 244, of the Record of Wills in said County, and that on the 15th day of January, 1940, Marion B. Winters was duly appointed and qualified as Executor of the last Will and Testament of John S. Daum, deceased, and of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Tract 1. Situated 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 a stake at an angle of the Fish and Daum Road and northerly line of Survey Nos. 9901 and 10780; thence with the center of said road being the northerly line to said Survey Nos. 9901 and 10780, S. 84° 30' W. 175 poles to a stake, northeast corner to the lands of Charles E. Daum; thence with the easterly line of said Daum's land and the lands of Jacob Schurch S. 5° 30' E. 91.40 poles to a stake at the northwest corner of lot no. 2 of the subdivision of the Leonard Daum estate; thence with the north line of said lot 2, N. 84° 30' E. 175 poles to a stake in the center of the Fish and Daum Road; thence with the center of said Fish and Daum Road N. 5° 30' W. 91.40 poles to the place of beginning containing 100 acres, more or less.

As surveyed by Alvi Graham, Surveyor for Union County, Ohio, which survey is recorded in Surveyor's Record No. 6 page 69. Said tract being lot No. 1 of said division.

Tract 11. Situated in the Township of Jackson, County of Union, The State of Ohio and bounded and described as follows:

Being part of Survey Nos. 9901 and 10780.
Being lot No. 2 of the sub-division of the Leonard Daum estate.

Beginning at a stake in the center of the Fish and Daum Road and at the Southeast corner of lot No. 1 of the said Leonard Daum estate, devised to John Daum; thence with the south line of said lot No. 1, S. 84° 30' W. 175 poles to a stake at the Southwest corner of said lot No. 1 and in the east line of the lands of Charles E. Daum; thence with the east line of said Daum's land and of the lands of Jacob Schurch, S. 5° 30' E. 18.30 poles to a stake at the Northwest corner of lot No. 3.

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of said Leonard Daum estate; thence with the north line of said lot no. 3. $84^{\circ} 30' E. 175$ poles to a Stake in the center of the Fish and Daum Road; thence with the center of said Fish and Daum Road, $11.5^{\circ} 30' W. 18.30$ poles to the place of beginning.

Containing 20 acres, more or less,
For plat of the sub-division of the Leonard Daum estate see Surveyor's Record no. 6. page 69.

The Last Will and Testament of John S. Daum, deceased, provides in the Second Item thereof as follows to-wit:
"Second: I give, devise and bequeath to my daughter, Daisy Marie Miley, all my real property that I may own or have the right to dispose of at the time of my decease during her natural lifetime subject to the payment by her to my wife, Elisabeth Wottring Daum, of the sum of One Hundred Fifty Dollars (\$150.00) each year for and during the life of said Elisabeth Wottring Daum or so long as she remains my widow. After the death of my said daughter, Daisy Marie Miley, I give, devise and bequeath said real property to my grandchild or grandchildren, their heirs and assigns forever and if there be more than one (1) grandchild to be divided between them, equally, share and share alike absolutely and in fee simple."

at the time of the death of John S. Daum, deceased, one (1) person only was his grandchild, that is, John S. Miley, a minor, twelve (12) years of age, the son of Daisy Marie Miley.

In so far as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Elisabeth Wottring Daum	21	Richwood, Ohio	Widow	Income of \$150. each year for life.
Daisy Marie Miley	"	Richwood, Ohio	Daughter	Life estate subject to payment by her to Elisabeth Wottring Daum during her life of \$150.00
John S. Miley	12	Richwood, Ohio, R.D.	Grandson	Fee Simple Subject to life estate of Daisy Marie Miley & income of \$150.00 for life of Elisabeth Wottring Daum

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this

13998

Application, have been fully complied with by Marion C. Winter.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper county, as provided by law.

Marion C. Winter, Executor.

State of Ohio, Union County.

Marion C. Winter, Executor, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Marion C. Winter

Sworn to before me and signed in my presence this 7th day of June, 1940.

Seal

Robert F. Allen, Notary Public, Union County, Ohio. My Commission Expires April 7 - 1948.

Journal Entry

Journal Entry

Probate Court, Union County, Ohio;

In the matter of the Estate of John S. Daum, Deceased. June 7 - 1940

This day came Marion C. Winter, Executor, of the Estate of John S. Daum, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent as set forth in the application.

It appearing to the Court that John S. Daum a resident of The Village of Richwood, in said County, died testate on January 5, 1940. That his last will and testament was filed in the Probate Court of Union County, on the day of January, 1940, admitted to probate on the day of January, and recorded in Vol. Page of the Record of Wills in said County, and that on the 15th day of January, 1940.

Marion C. Winter, was duly appointed and qualified Executor of the Last Will and Testament of John S. Daum, Deceased, and of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing to whom each such parcel of Real Estate passed by decedent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Elizabeth Wottring Daum	21	Richwood, Ohio	Widow	income of \$150.00 each year for ² / ₄ during life.
Daisy Marie Miley	"	Richwood, O. R. D.	Daughter	Life Estate subject to payment of \$150. each year by her to Elizabeth Wottring Daum

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June 7 - 1940

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Winter, Executor.
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18998

John S. Miley Minor Richwood, Ohio, R.S. Grandchild.

each year for life of
Elizabeth Wottring Daum.
See Simple Subject
to life estate of Daisy
Marie Miley and income of
\$150. for life of Elizabeth Wottring Daum.

and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcel are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Haren, Probate Judge

18999

Filed
June 7-1940

In the matter of the Estate of John S. Daum, Deceased.

In the Probate Court of Union County, Ohio.

In the matter of the Estate of John S. Daum, Deceased.

Case No. 13998.

Election of Surviving Spouse under Will By Written Instrument.

I, the undersigned, widow of John S. Daum, deceased, late of the Village of Richwood, Union County, Ohio, whose Last Will and Testament was admitted to probate in this Court on the 10th day of January, 1940, being fully advised as to the provisions of said Will and my rights under the same and also as to my rights at law in the event of my refusal to take under said Will, do by this instrument signed and duly acknowledged by me hereby elect to take under said Will.

Witnesses:

Starling Dixon
Robert F. Allen

Elizabeth Wottring Daum
Widow of John S. Daum, Deceased.

State of Ohio, Union County,

On this 19th day of February, 1940, before me, the undersigned authority, personally appeared Elizabeth Wottring Daum, the person who signed the foregoing instrument and acknowledged that she did sign the same and that the signing thereof was her free act and deed.

Elizabeth Wottring Daum.

In Testimony Whereof I have hereunto subscribed my name and affixed my official seal on the day and year last aforesaid.

Robert F. Allen
Notary Public.

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Portion Passed
me of \$150.00 each
for during life.
estate subject to pay
of \$150. each year
to Elizabeth Wottring Daum

13998

In The Probate Court of Union County, Ohio
In the matter of the Estate of John S. Daum, Deceased. Case No. 13998
Journal Entry on Election under Will by Written Instrument.

On this 19th day of February, 1940, a written instrument signed and acknowledged by Elizabeth Wottring Daum, widow of John S. Daum, deceased, evidencing her election to take under the Will of said decedent, and filed in this Court; and it appearing to the Court that said instrument was filed within the time allowed by law for the making of an election, it is ordered that the election of widow to take under said Will be entered on the Journal of the Court.
L. W. Hareu, Probate Judge.

14074
Filed
June 18-1940

In the matter of the Estate of Andrew Stierhoff, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the matter of the Estate of Andrew Stierhoff, Deceased. No. 14074
Application for Transfer of Real Estate.
Now comes Fred Stierhoff, and represents to the Court that Andrew Stierhoff, a resident of Marysville, in said County, died testate on the 6th day of May, 1940. That his last will and testament was filed in the Probate Court of Union County, Ohio, on May 13th, 1940, admitted to probate on May 16th, 1940, and recorded in Volume X, page 402 of the Record of Wills in said County, and that on the 16th day of May, 1940, Fred Stierhoff was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, State of Ohio and Village of Marysville, and bounded and described as follows:

Being Lot No. 535 in Sunnyside Park Addition to said Village of Marysville, Ohio, which includes the Wm. Robinson Addition to said Village.

For a more definite description of said Lot reference is hereby made to the recorded plat of said Addition as found in the Recorder's Office, Union County, Ohio. Insofar as they can be ascertained is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by decedent or devise.

name	age	Place of Residence	Relationship	Portion Passed
Fred Stierhoff	Adult	Marysville, Ohio	Brother	all

14074

Your debts of to be paid to complete your of law have been full wherefore real estate the same County.

the State Fred Stierhoff Stated in

Sworn 10th day

Journal Entry

In the matter of Andrew Stierhoff, Deceased. This herein, he the transfer decedent.

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Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him. Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper county, as provided by law.

Fred Stierhoff

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

Sworn to before me and signed in my presence, this
10th day of June 1940.
Wm. P. Cameron, Notary Public
in and for Union, County Ohio.

Journal Entry
Probate Court, Union County, Ohio.

In the Matter of the Estate of
Andrew Stierhoff, Deceased. Authority to Transfer Real Estate.
June 10th, 1940
This day came Fred Stierhoff, deceased, and filed herein, his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the that Andrew Stierhoff, a resident of Marysville, in said County, died testate on May 6th, 1940, that his last Will and Testament was filed in the Probate Court of Union, County, Ohio, on May 13th, 1940, Admitted to probate on May 16th, 1940, and Recorded in Volume X, Page 402, of the Record of Wills in said County, and that on the 16th day of May, 1940, Fred Stierhoff was duly appointed and qualified, Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Fred Stierhoff	Adult	Marysville, Ohio	Brother	all

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons

Journal Entry

14074 named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper county for record, as provided by law.

J. W. Harem, Probate Judge

13905

Filed

June - 19 - 1940

In The Matter of The Estate of William R. Fry, Deceased.
Application for Transfer of Real Estate,
Probate Court, Union County, Ohio

In The Matter of The Estate of William R. Fry, Deceased, Application for Transfer of Real Estate.
Mrs. Edith C. Fry, and represents to the court that William R. Fry, a resident of Jerome Township in said county, died intestate on the 19th day of July, 1939, and that on the 26th day of July, 1939, Edith C. Fry was duly appointed and qualified as Administratrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Being an undivided 1/2 interest in the following real estate:

1. Situated in the county of Union in the State of Ohio and Township of Jerome and bounded and described as follows: Beginning at a stone, Northwest corner of Chester Sigman's 7 1/2 acre tract in the West line of said Survey; running thence with the line of said Survey, N. 32° W. 69 1/2 poles to a stone, Faye C. Bishop's Southwest corner; thence with Bishop's South line N. 57° 15' E. 133 1/2 poles to a stone in the middle of the Watkins and New California Road; thence with the middle of said road S. 6° W. 25.35 poles to a stone, corner to Grant E. Harriott; thence with two consecutive lines of said Harriott, S. 57° 30' W. 45.65 poles to a post and S. 31° 30' E. 48.15 poles to a stone in Sigman's North line; thence with said line S. 37° 30' W. 69.70 poles to the place of beginning, containing 44.25 acres, more or less.

also the following real estate situated in the county of Union in the State of Ohio and in the Township of Jerome, part of Surveys nos. 5611 and 10620, bounded and described as follows: Beginning at a stone at the intersection of the California and Delaware gravel Road and the Watkins and California gravel Road; running thence with the middle of the Watkins and California gravel Road N. 32° 30' W. 124.40 poles to a stone, Richard Fry's Southwest corner; thence N. 60° 30' E. 84 1/2 poles to a stone in the East line of said Survey No. 10620; thence with the line of said Survey and of Newton McDowell S. 33° E. 92.75 poles to a stone in the middle of the California and Delaware gravel Road; thence with the middle of said road S. 38° 30' W. 90.20 poles to the place of beginning.

13905

containing and the real estate and description of the New corner of said tract South line; Arthur A. Fry Stone in Delaware road S. 39° More or less Survey # 5 to Millerick Po Insof 2 persons, to the decedent of real estate name

Edith C. Fry

Your decedent's that sufficient payment of your of law to have been Where said real have the county,

The State duly sworn application

S. this 20th.

18905- containing 58 acres, more or less, 50 acres in Survey No. 1-5611 and the remaining 8 acres in Survey # 10620. also the following real estate, part of Survey # 5611 and # 5610. and bounded and described as follows: Beginning at a stone in the middle of the New California and Delaware Gravel Road and Southeast corner of Wm. R. Fry's 58 acre tract; thence with the east line of said tract N. 33° W. 92.75 poles to a stone in the R. S. Fry's South line; thence with said line N. 60° 30' E. 39.87 poles to a stone Arthur A. Fry's Northwest corner; thence S. 33° E. 76.25 poles to a stone in the middle of said road the New California and Delaware Gravel Road; and thence with the middle of said road S. 39° 30' W. 42.80 poles to the beginning, containing 21 acres, more or less, 15.60 acres located in Jerome Township in Survey # 5611 and the remaining 5.40 acres located in Millerick Township in Survey # 5610.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Edith C. Fry	21		Widow	all

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore She prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Edith C. Fry.

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

Edith C. Fry

Sworn to before me and signed in my presence this 20th day of June, 1940.

Seal

Ruth Hess Notary Public
Union County, Ohio.
My Commission Expires 5/24/41.

13905-
Journal
Entry

Journal Entry

Probate Court, Union County, Ohio.

March, 1940

In the Matter of The Estate of
William R. Fry, Deceased.

Authority to Transfer Real Estate.

This day came Edith C. Fry, Administratrix of the Estate of William R. Fry, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that William R. Fry a resident of Jerome Township, in said County, died intestate on July 19, 1939, and that on the 24th day of July, 1939, Edith C. Fry was duly appointed and qualified Administratrix of the estate of said decedent;

that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing to whom each such parcel of Real Estate passed by descent or devise.

Name.	Age	Place of Residence	Relationship	Portion Passed
Edith C. Fry	over 21		Widow	all

and that the description of said real estate is as set in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of this County where such parcels are situated, to the persons named herein and that a certificate, for the transfer of said real estate, together with the description contained in the application be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen, Probate Judge.

13973
Filed
July 1-1940

In The Matter of The Estate of Amelia E. Graham, Deceased.
Application for Transfer of Real Estate.

No. 13973

In The Matter of The Estate of
Amelia E. Graham, Deceased.

Application for Transfer of Real Estate

Now comes Urban A. Graham, and represents to the Court that Amelia E. Graham, a resident of the Village of Marysville in said County, died testate on the 2nd day of December 1939, that her last Will and testament was filed in the Probate Court of Union County, Ohio, on December 6th, 1939, admitted to Probate on December 6th, 1939, and recorded in Volume X, page 198 of the Record of Wills in said County, and that on the 8th day of December, 1939, Urban A. Graham was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

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13973

Tract No. 1: Being the undivided 1/3 interest of the decedent in the following tract:

Situated in the State of Ohio, County of Union and Village of Marysville and bounded and described as follows:

Being all of in lot No. 349 of Robinson's Addition to Said Village of Marysville, Ohio. It being lot No. 332 of Said Addition and later renumbered as lot No. 349.

Refer to Plat Book No. 1 page 212, Recorder's Office of Union County, Ohio

Tract No. 2: Situated in the County of Union, in the State of Ohio, in the township of Dover, in Survey No. 55-01, and bounded and described as follows:

Beginning at a stone in the center of the Marysville and Delaware road and in the East line of Wm. P. Gratty's land; thence with said line N 9° 50' W. 134 32/100 poles to a stone, Red-oak and two ash, north east corner to said Wm. P. Gratty's land in the South line of S. F. Rittenhouse land; thence with said line S. 86° 30' E. 56 32/100 poles to a stone, Northwest corner to W. E. Honeter's land; thence with the West line of said Honeter's land S. 4 1/4° E. 117 84/100 poles to a stake center to said W. E. Honeter's land in the center of the Marysville and Delaware gravel road; thence with the center of said road S. 71 1/2° W. 44 92/100 poles to the beginning, containing thirty-nine and three-fourths acres more or less.

Also the following tract, situated in the same county, State, township and Survey, and bounded and described as follows:

Beginning at a stake in the center of the Marysville and Delaware gravel road at the north-east corner of Stephen Graham's land; thence with the east line of Stephen Graham's land N. 4 1/4° W. 117 80/100 poles to a stake and stone, north east corner to Stephen Graham's land in the South line of S. F. Rittenhouse's land; thence with said S. F. Rittenhouse South line S. 86° 30' E. 36 48/100 poles to a stone and pieces of brick northwest corner to W. H. Andrew's land S. 4 1/2° E. 104 poles to a stone in the center of the Marysville and Delaware gravel road; thence with the center of said road S. 71 1/2° W. 87 32/100 poles to the beginning, containing twenty-five (25) acres.

Tract No. 3: Situated in the Village of Astrauder, County of Delaware and State of Ohio and bounded and described as follows:

Being the middle part of lot No. one (1) and extending thirty-four feet (34 ft.) into the middle of Lot No. Twenty-Six (26) in Said Village.

Beginning at the N. E. corner of lot owned by Mrs. Emma Hall and running South with east line of said lot

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Sixty-Six feet, (66 ft.) across lot no. 1 and thirty-four feet (34 ft.) into Lot No. 26; thence east parallel to Railroad Street thirty-four feet (34 ft.) thence north 100 feet to South line of Railroad Street thence west with South line of said Street thirty-four feet (34 ft.) to place of beginning.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by decedent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Tract No. 1 as follows				
Ethna Graham	Adult	Marysville, Ohio	Daughter	1/2
Mary Graham	Adult	Marysville, Ohio	Daughter	1/2
Tracts No. 2 & 3 as follows				
Ethna Graham	Adult	Marysville, Ohio	Daughter	1/5
Mary Graham	Adult	Marysville, Ohio	Daughter	1/5
George Graham	Adult	Marysville, Ohio R.D. 3	Son	1/5
Urban A. Graham	Adult	Marysville, O. R.D. 3	Son	1/5
Verne A. Graham	Adult	Chicago Illinois	Son	1/5

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper county as provided by law.

Urban A. Graham

The State of Ohio, Union County,

Urban A. Graham, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Urban A. Graham

Sworn to before me and signed in my presence, this 9th day of May 1940.

Seal

Wm. R. Cameron, Notary Public
in and for Union County, Ohio

13973

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18973
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Journal Entry
Probate Court, Union County, Ohio

In The Matter of The Estate of Amelia E. Graham, Deceased. Authority to Transfer Real Estate
July-1-1940
This day came Urban A. Graham, Executor of the estate of Amelia E. Graham, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Amelia E. Graham, a resident of the Village of Marysville, in said County, died testate on December 2nd, 1939, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, December 6th, 1939, admitted to probate on December 6th, 1939, and recorded in Volume X, page 193, of the Record of Wills in said County, and that on the 8th day of December, 1939, Urban A. Graham was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Tract No. 1 as follows:				
Ealtha Graham	Adult	Marysville, Ohio	Daughter	1/2
Mary Graham	Adult	Marysville, Ohio	Daughter	1/2
Tract Nos. 2 & 3 as follows:				
Ealtha Graham	Adult	Marysville, Ohio	Daughter	1/5-
Mary Graham	Adult	Marysville, Ohio	Daughter	1/5-
George Graham	Adult	Marysville, Ohio R. R. 3	Son	1/5-
Vernie O. Graham	Adult	Chicago Illinois	Son	1/5-
Urban A. Graham	Adult	Marysville, Ohio R. R. 3	Son	1/5-

and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. HARRIS, Probate Judge.

13981
Filed
June 24-1910

In The Matter of The Estate of Mary E. Gillespie, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

No. 13981
In The Matter of The Estate of Mary E. Gillespie, Deceased. Application for Transfer of Real Estate
Now Comes Eva Gillespie Lyons, and represents to the Court that Mary E. Gillespie, a resident of Brown in said County, died testate on the 7th. day of September 1910 and that on the 15 day of December, 1909, was duly appointed and qualified as Executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Being the undivided $\frac{7}{12}$ th. interest in the following described property, situated in the County of Union, State of Ohio, Township of Union, and bounded and described as follows:

Being part of military Surveys Numbers 9020, 5301, and 7789, and beginning at a stake in the center of the State Road leading from Marysville to Springfield and in the west line of said Survey No. 7789. Thence with said line South 44° East 150.50 poles to a stake corner to lands formerly owned by A. Bates, thence with a line of said land South 63° West, 763.75 poles to a burr oak, a corner to said Survey No. 9020, thence South 59° West 83.20 poles to a stake a corner of J. M. McShoy's land, thence north 44° West 142 poles to a stake in the center of said road, thence with the center of the same North 33° East 159 poles to the place of beginning, containing 191.66 acres, excepting therefrom, however, that portion of the real estate included in Union Survey No. 7789, Township of Union, bounded and described as follows:

Beginning at a stone at the north corner of lands of J. H. Gillespie deceased, thence with a line of said land South 35° West 76.92 poles to an iron stake, thence north 56° 30 minutes East 75.52 poles to a stake at the northeast corner of said Gillespie land, thence with another line of said land north 41° West 76.40 poles to the place of beginning. Containing 27.02 acres of land as surveyed by Hiram. April 11 1903. Deeded to Argyntha R. Bates by deed recorded in Volume 90. page 230 of the deed records of Union County, Ohio.

Insofar as they can be ascertained, the following is a list of persons, with their ages places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Eva Gillespie Lyons	full	Milford Center	Niece	1/3
Gertrude Gillespie		deceased		2/3

13981

Your petition for transfer of real estate has been granted and the same has been transferred by law.

The State of Ohio, Eva Gillespie Lyons, the facts set forth herein are truly believed.

Sworn to and signed this 24 day of June 1910.

Journal Entry

In The Matter of The Estate of Mary E. Gillespie, Deceased. This application for transfer of certain real estate set forth in the foregoing petition is granted.

It is the order of the Court that the same be transferred to the said Eva Gillespie Lyons as Executrix of the estate of said decedent.

Real Estate Name
Eva Gillespie Lyons
Gertrude Gillespie
And that the same be transferred to the said Eva Gillespie Lyons as Executrix of the estate of said decedent by law.

13981

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Eva Gillespie Lyons

The State of Ohio, Union County.

Eva Gillespie Lyons, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Eva Gillespie Lyons

Sworn to before me and signed in my presence, this 24 day of June, 1940.



Alice Randolph Stillings, Notary Public
Union County, Ohio.

Journal Entry

Probate Court, Union County, Ohio

June 24, - 1940

In The Matter of The Estate of
Mary E. Gillespie, Deceased.

Authority to Transfer Real Estate

This day came Eva Gillespie Lyons, Executrix of the estate of Mary E. Gillespie, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary E. Gillespie a decedent of Irwin, in said County, died testate on September 7, - 1910, and that on the 15 day of December, 1940, Eva Gillespie Lyons was duly appointed and qualified Executrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons with their ages, place of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Eva Gillespie Lyons	full	Milford Center	neice	1/3
Bertrude Gillespie		Deceased		2/3

and that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application,

Journal Entry

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L. W. Hazen, Probate Judge.

14049

Filed
July 1-1940

In The Matter of The Estate of Albert Gaulke, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio

In The Matter of The Estate of Albert Gaulke, Deceased, Application for Transfer of Real Estate. No. 14049
Now Comes Walter Gaulke, and represents to the Court that Albert Gaulke, a resident of Township of Darby, in said County, died testate on the 11th. day of March, 1940, that his last will and testament was filed in the Probate Court of Union County, Ohio, on March, 1940, admitted to probate on April 10, 1940, and recorded in Vol. X page 345 of the Record of Wills in said County, and that on the 10th. day of April, 1940, Walter Gaulke and Ernest Gaulke were duly appointed and qualified as Executors of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.

Being an undivided one-half interest in the following described real estate, situated in the County of Union, in the State of Ohio, and in the Township of Darby, and being part of Surveys Nos. 5743 and 6233.

Beginning at a Stake on the left bank of little Darby Creek, Southeast corner to the lands of the heirs of James McCloud, deceased; thence with the East line of said lands N. 9° E. 47.32 poles to a Stone, corner to H. W. and L. B. Kent's land now owned by Albert Gaulke; thence with a line of said land N. 67° E. 142.80 poles to a Stone, corner to said lands in the West line of Ida M. Bidwell's land, now owned by J. G. Burns; thence with the West line of said Burns land, S 5° E. 45 poles to a Stone, corner to Frank S. Kente land, now owned by J. G. Burns; thence with a line of said land and containing with a line of Lucinda A. Barlow's land, now owned by J. G. Scheiderer, S 67° W. 148 poles to a Stone in corner of said Scheiderer's land; thence S. 5° 30' E. 244 poles to a Sycamore on the left bank of little Darby Creek; thence up the Creek, with the meanders thereof to the beginning, containing 40 acres, more or less.

Also, situated in the County of Union, in the State of Ohio and in Virginia Military Surveys Nos. 5743 and 5233, and bounded and described as follows. viz:

Beginning at a Stone and ash, a corner to the lands of Ida M. Bidwell and the heirs of James McCloud deceased; thence with two consecutive lines of said last named lands, S. 67° W. 86 poles to a Stone; thence S. 9° W. 59-52/100 poles to a Stone, Northwest corner to Cicero Kente land.

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Sworn to 1st day

Journal Entry

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13981 Thence with a line of said land N. 67° E. 142-80/100 poles to a Stone in the line of Ida M. Bidwell's land; thence with two consecutive lines of said land N. 5° W. 34-72/100 poles to a Stone; thence N. 88° W. 40-40/100 poles to the beginning, containing 40 acres.

Being premises assigned in partition to Hiram W. Kent and Lucinda B. Kent as tenants in common in case No. 5331, Union County Common Pleas Court, the said grantee Don H. Kent being the same person named as Don Kent in the petition in said partition proceedings and as Hiram Don Kent in the report of the Commissioners in said case.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Walter Gaulke	21	Milford Center, Ohio	Son	all

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Walter Gaulke

The State of Ohio, Union County.

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

Walter Gaulke

Sworn to before me and signed in my presence, this 1st day of April, 1940.

Geo. C. Hoops, Notary Public

Journal Entry

Probate Court, Union County, Ohio

In The Matter of The Estate of Albert Gaulke, Deceased. April 1940 Authority to Transfer Real Estate

This day came Walter Gaulke, Executor of the estate of Albert Gaulke, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the court that Albert Gaulke, in said

Journal Entry

14044

County, died testate on March 11-1940, that his last Will and Testament was filed in the Probate Court of Union County, Ohio on [blank], 1940, Admitted to probate on April 10, 1940, and recorded in Vol. X, Page 345 of the Record of Wills in said County. And that on the 10th day of April, 1940, Walter Gaulke and Ernest Gaulke were duly appointed and qualified Executors of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Walter Gaulke	40 or 21	Milford Center Ohio	Son	all

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the court that the law has been fully complied with by said applicant; it is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen, Probate Judge.

14045
Filed
July 6-1940

In The Matter of The Estate of Charles Hall, Deceased.
Application for Transfer of Real Estate
Probate Court, Union County, Ohio.

In the Matter of the Estate of Charles Hall, Deceased. Application for Transfer of Real Estate No- 14045
Now Comes Lawrence Hall, and represents to the court that Charles Hall, a resident of Jerome Township in said County, died intestate on the 26th day of March, 1940, and that on the 30th day of March 1940, Lawrence Hall was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Parcel-1- Situate in the County of Union in the State of Ohio and in the Township of Jerome and bounded and described as follows.

Lot number eleven (11) of the plat of partition of the estate of Henry Lamb, late of Franklin County, Ohio, deceased made in the case of Rosetta Schobery against William Lamb et al # 40117 lately pending in the Common Pleas Court of Franklin County, Ohio, as the

14045

the same plat there in the lot premises in said deceased land be Parcel-2- Say in being lot partition County C Schobery a in the as the S plat ther etc. in Some pr Gertrude said He Inso is a li And retain Whom each

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the same is numbered and delineated upon the recorded plat thereof of record in complete record 218 page 5-13 etc. in the clerk's office of said court and being the same premises set off and aperted to said ward Albert Apline in said suit as one of the heirs of said Henry Lamb deceased and containing three and one half acres of land be the same more or less.

Parcel-2- Situate in County of Union, Ohio. that is to say in the Township of Jerome in said County and being lot number Twelve (12) of the plat of the partition of the estate of Henry Lamb late of Granville County Ohio deceased, made in the case of Rosetta Schobey against William Lamb et al # 40117 lately pending in the Common Pleas Court of Granville County, Ohio. as the same is numbered and delineated on the recorded plat thereof of record in complete record 218 pages 5-13 etc. in the clerk's office of said court and being the same premises set off and aperted to the said Gertrude Apline, in said suit as one of the heirs of said Henry Lamb, and being four acres more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Livonia Hall	a	Jerome Twp.	Wife	1/2
Lawrence Hall	a	" "	Son	1/2

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or, that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring and recorded in the proper County, as provided by law.

Elton M. Kile
Atty. for Lawrence Hall, Adm.

The State of Ohio, Union County.

Elton M. Kile, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Elton M. Kile

Sworn to before me and signed in my presence, this 6th day of July 1940.

L. W. Haren, P. J.

Seal

14045

Journal Entry

Probate Court, Union County, Ohio

In the matter of the Estate of Charles Hall, Deceased Authority to Transfer Real Estate July 6 - 1940

This day came Laurence Hall Administrator of the estate of Charles Hall, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Charles Hall a resident of Jerome Township, in said county, died intestate on the 26th day of March 1940, and that on the 30th day of March, 1940, Laurence Hall was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by decedent or devise.

name	age	Place of Residence	Relationship	Portion Passed
Livonia Hall	a	Jerome Twp.	Wife	1/2
Laurence Hall	a	" "	Son	1/2

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant;

It is hereby ordered that said real estate be transferred upon the duplicatis of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

Sd/ L. W. Hare
Probate Judge

14101

Filed July-1-1940

In the matter of the Last Will and Testament of John B. Wiser.

John B. Wiser of Logan County, Ohio being of sound mind and memory, of legal age and not under any restraint do make, publish and declare this my last Will and Testament and hereby revoking all former Wills and Codicils made by me.

Item I I desire that all my just debts, including last sickness and funeral expenses, be paid as soon as convenient after my death and executor hereinafter appoint for said executor.

Item II I give, devise and bequeath to Felma

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Probate Judge

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14101 Weiser all my household goods that I may own at my death also I give devise and bequeath to said Zelma Weiser the undivided one-half of the \$2350.00 mortgage note and the \$400 given by the same party and I also give her my automobile.

I then I give devise and bequeath Harry E. Weiser all my carpenter tools and guns I also give said Harry E. Weiser all the money I have in the savings building and loan company of Bellefontaine, Ohio, I also give to said Harry E. Weiser lot number 2550 and 2551 in Belleview Addition to the city on Bellefontaine in fee simple. I also give devise and bequeath to the said Harry E. Weiser all the money in the banks at my death belonging to me. I also give devise and bequeath to Harry E. Weiser all the money belonging to me in the Citizens building and loan company of Bellefontaine, Ohio

I hereby nominate and appoint Harry E. Weiser the executor of this my last will and testament without bond.

I witness whereof I have hereunto set my hand this 15th day of January A.D. 1934

John B. Weiser

Signed and acknowledge by the said John B. Weiser as his own free will and act, signed by the said John B. Weiser in our presence and signed by us in his presence and in the presence of each other.

H. H. Newell

Joy D. Hodges

Journal Entry, Orders on Hearing, Admission to Probate
In the matter of The Will of Probate Court, Logan County, Ohio
John B. Weiser, deceased. April 20, 1940

Probate of Will Orders on Hearing

This day this cause came on to be heard upon the application to admit said Will to probate; due notice having been waived by the surviving spouse and next of kin of the testator known to be resident of the State of Ohio, the Court.

Thereupon came H. H. Newell and Joy D. Hodges the subscribing witnesses to said Will who being duly sworn, testified as to the execution and attestation of said Will; which testimony was reduced to writing, by said witnesses respectively subscribed, and filed with said Will.

Whereupon the Court finds the aforesaid instrument of writing is the last Will and Testament of said John B. Weiser, 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

14101

under 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 Executor pay the cost herein.
A. G. Bray, Judge.

The State of Ohio, Logan County, ss:

I, A. G. Bray, Judge and Ex-officio Clerk of the Probate Court, within and for said County, and in whose custody the Files, Journals and Records of said Court are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the Journal of the proceedings of said Court; that the same has been compared by me with the original entry on said Journal and that it is a true and correct copy thereof.

I further certify that the papers hereto attached number to inclusive, are the Will of said, John B. Weiser deceased, the testimony and all papers relating thereto.

Witness my Signature and the Seal of said Court,
This 19th day of June 1940



A. G. Bray, Judge and Ex-officio Clerk.

By Betty Jackson, Deputy Clerk.

Election of Surviving Spouse

Signed and Acknowledged and Journal Entry, Order on Election.

Election of Surviving Spouse Signed and Acknowledged.

Probate Court, Logan County, Ohio

In the Matter of the Will of

John B. Weiser, Deceased | Election of Surviving Spouse

I, Gelma Weiser, Surviving Spouse of John B. Weiser deceased, hereby elect, to take under the Statute of descent and distribution.

Gelma Weiser, Surviving Spouse of

John B. Weiser, Deceased.

Acknowledgment

The State of Ohio, Logan County, ss:

Be it Remembered, that on this first day of May 1940, before me, the Subscriber, a Notary Public in and for said County, personally came the above named Gelma Weiser Surviving Spouse of John B. Weiser deceased, and acknowledged the signing of the foregoing instrument to be her voluntary act and deed, for the purposes therein mentioned.



H. B. Emerson

Notary Public, Logan County, Ohio.

My Commission expires, May 6, 1940

14101

In the presence of John B. Weiser

This Weiser I duly act Surviving and dist It is or be record taxed at

To a know ye, of Logan does app. John B. Weiser granting power fully to of Exec In the Signature Ohio, this

I, A. G. Bray, Court within the Files, by the Certify original by said in this And that appointed this 19th

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Journal Entries
Orders on Election of Surviving Spouse

Probate Court, Logan County, Ohio

In the matter of the Estate of John B. Weiser, Deceased. Election of Surviving Spouse Orders. May 1, 1940

This day a written instrument signed by Gelma Weiser Surviving Spouse of said John B. Weiser, deceased, duly acknowledged, manifesting the election of said Surviving Spouse to take under the Statute of descent and distribution was filed in this court.

It is ordered that said instrument and this proceeding be recorded and that the Estate pay the cost herein taxed at \$2.00

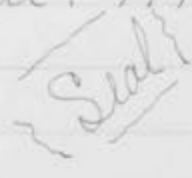
A. V. Bray, Judge

Letters of Authority

The State of Ohio, Logan County, SS:

To all to whom these Presents may Come hereafter: Know ye, That the Honorable, the Judge of the Probate Court of the County of Logan and State of Ohio, has appointed and by these presents does appoint Harry E. Weiser Executor of the estate of John B. Weiser, deceased, late of Bellefontaine, Ohio, hereby granting to said Harry E. Weiser all and singular the power necessary and by law required, to enable him fully to do, act and perform all and singular the duties of Executor for said estate according to law.

In Testimony Whereof, I have hereunto affixed my Signature and the Seal of said Probate Court, at Bellefontaine Ohio, this 20 day of April, 1940.

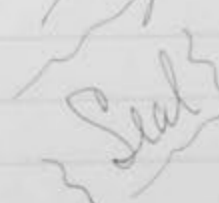
 A. V. Bray
Judge of the Probate Court.

The State of Ohio, Logan County, SS:

J. A. V. Bray, Judge and Ex-Officio Clerk of the Probate Court within and for said County, and in whose custody the files, Journal and Records of said Court are required by the laws of the State of Ohio to be kept, do hereby Certify that the foregoing is a true copy of the original Letters of Authority granted in the premises by said Court, and remaining on file and of record in this office.

And that the said Harry E. Weiser is still the duly appointed, qualified and acting Executor of said estate.

Witness my Signature and the Seal of said Court, this 19th day of June 1940.

 A. V. Bray
Judge and Ex-Officio Clerk of said Probate Court.
by Betty Jackson, Deputy Clerk.

14101

Certificate to Copy of Paper on File

The State of Ohio, Logan County, Probate Court.

I, the undersigned, judge and ex-officio clerk of the Probate Court within and for said County, and in whose custody the files, journals and records of said court are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original Last Will and Testament, Journal Entry - Order on Probate, Election of Widow and Letters of Authority Re: Estate of John B. Weiser, deceased, now on file in said court, that it has been compared by me with said original document, and that it is a true and correct copy thereof.

In testimony whereof, I hereunto subscribe my name officially, and affix the Seal of said court, at the Court House in Bellefontaine in said County, this 19th day of June A.D. 1940.

Seal

A. W. Brant, Judge and ex-officio clerk of said Probate Court.

By Lucile Southard, Deputy Clerk.

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Filed

July 17-1940

In the matter of the Will of Bertie Blime, Deceased
Application for Transfer of Real Estate

Probate Court, Union County, Ohio

In the matter of the Will of Bertie Blime, Deceased. Application for Transfer of Real Estate
No. 14096

Now Corner William H. Blime, and represents to the court that Bertie Blime, a resident of Allen Township in said County, died testate on the 2nd day of June, 1940. That her last will and testament was filed in the Probate Court of Union County, Ohio, on June 18th, 1940, admitted to Probate on June 18th, 1940, and Recorded in Volume X, page 420 of the Record of Wills in said County and that an Administration has been had or is contemplated, of the estate of said decedent.

Your petitioner further represents that he has made payment of all the debts of the estate of said Bertie Blime, deceased, by advancing the same from his own funds in the approximate amount of \$600.00.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

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

Part of Survey No. 2981: Beginning at a stone in the center of the Road leading from Allen Center to the Bellefontaine Road, and corner to Lands formerly in the

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County, Probate Court.
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name of John Corbet; thence with the line said land
South $53\frac{1}{2}^{\circ}$ West 148-23/100 poles to a stone, corner to a
lot of 25- acres conveyed by Paschal Spain to
George W. Poling; thence with said Poling's line South 35°
 $10'$ East 43-18/100 poles to a stone and piece of crockery;
thence north $53\frac{1}{2}^{\circ}$ East 148-23/100 poles to a stone with
piece of crockery under it in the center of said road;
thence with the center of said Road North $35^{\circ} 10'$ West
43-18/100 poles to the beginning.
Containing 40 acres, more or less.

also another tract of land being part of Survey No. 4812,
beginning at a stone Southwesterly to Davis Vance land
and in the westerly line of Survey No. 4812,
thence with said line S. 35° E. 27 poles to a stone;
thence N. 55° - 4' 8. 41-1/2 poles to a stone; thence N. 35° W.
27 poles to a stone; in the southerly line of Davis Vance land;
thence with said line S. 55° W. 41-1/2 poles to the beginning
containing 7 acres of land be the same more or less.

also another tract of land beginning at a stone
in the westerly line of said Davis Vance land and
N. E. corner to a lot of land conveyed by W. C. Shinneman
to L. E. Perry on the 19th day of November 1875;
thence with the Easterly line of the said lot of land S.
 35° E. 27 poles to a stone S. E. corner to said lot of land;
thence N. 53° E 29-64/100 poles to a stone;
thence N. 35° W. 27 poles to a stone in the southerly line
of said Davis Vance land; thence with said line S. 53°
W. 29-64/100 poles to the beginning containing 5 acres
more or less.

also another tract of land being part of Survey
No. 4812, beginning at a stone Northwesterly corner to
Christopher Oliphant land in the center of the road
leading from Allen Center to Pottersburg and in the
Westerly line N. 35° W. 13-80/100 poles to a stone
Southwesterly corner to a lot of land containing
7 acres conveyed by W. C. Shinneman to L. E. Perry
on the 19th day of November 1875;
thence N. 55° E. 71-14/100 poles to a stake
Southeasterly corner to another lot of land containing
5 acres conveyed by said W. C. Shinneman to
L. E. Perry on the 2nd day of Sept. 1877;
thence N. 35° W. 37 poles to a stake corner to
said 5- acres lot in the southerly line of
Davis Vance land; thence with said line N. 55°
E. 48-80/100 poles to a stake Southeasterly
corner to said Davis Vance land; thence S. 35° E.
42-48/100 poles to a stake in the northerly line of

Said Christopher Oliphant's land; thence with said line S. 50° W. 120 poles to the beginning containing 18 acres more or less.

Also another tract of land beginning at a stone in the corner of a tract of land conveyed to Braly Sprague by Henry Poling, and others in 1881 said corner is also corner to lands conveyed to Bertie Cline by Kate Daily thence S. 59-3/4° W. 119 poles to a stone in the center of a road in the west line of said survey; thence with said road S. 32° E. 25-33/100 poles to a stone in the center of said road; thence N. 59-3/4° E. 118-66/100 poles to a stone; thence N. 31° W. 25-32/100 poles to the beginning containing 19 acres of land.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
William F. Cline	Adult	Allen Township Union County, Ohio	Husband-relict	all

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper county, as provided by law.

William F. Cline
The State of Ohio, Union County.

William F. Cline being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Sworn to before me and signed in my presence this 17th day of July, 1940.
William F. Cline

Wm. R. Cameron
Notary Public in
and for Union County, Ohio.

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Journal Entry
 Probate Court, Union County, Ohio
 July - 17th, 1940

In the matter of the Will of
 Bertie Cline, Deceased.

This day came William F. Cline, sole devisee
 under the Will of Bertie Cline, deceased, and filed
 herein his application, duly verified, for an order
 directing the transfer of certain real estate belonging
 to said decedent, as set forth in the application.
 It appearing to the Court that Bertie Cline a
 resident of Allen Township, in said County, died
 testate on June 2nd, 1940, that her last Will and
 was filed in the Probate Court of Union County, Ohio,
 on June 18th, 1940. Admitted to probate on June 18th, 1940,
 and recorded in Volume X, page 420, of the Record of
 Wills in said County and that no administration has
 been had or is contemplated of the estate of said decedent.

That insofar as they can be ascertained, the following
 is a list of persons, with their ages, places of residence
 and relationship to the decedent and interest
 passing, to whom each such parcel of Real Estate
 passed by descent or devise.

name	Age	Place of Residence	Relationship	Portions Passed
William F. Cline	Adult	Allen Township, Union County, Ohio	Husband - relict	all

and that the description of said real estate is as
 set out in said application; and it appearing to
 the satisfaction of the Court that the law has been
 fully complied with by said applicant.

It is hereby ordered that said real estate be
 transferred upon the duplicate of the County where
 such parcels are situated, to the persons
 named herein and that a certificate for the
 transfer of said real estate, together with
 the description contained in the application, be
 filed with the Recorder of the proper County
 for record, as provided by law.

L. W. Hareu, Probate Judge.

14126
Filed
July 30-1940.

In the Matter of The Last Will and Testament of Anna Humphreys,
Application for Probate of Will. Deceased.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Anna Humphreys, Deceased, Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Anna Humphreys late and resident of the Village of Richmond, Ohio, in said County, died on or about the 26th day of July 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Anna Humphreys died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Inez Martin - Daughter - 1313 Inglis Ave., Col., Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Inez Martin - Applicant.
Residence - 1313 Inglis Ave.,
Columbus, Ohio.

The State of Ohio, Union County.

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

Inez Martin.
Sworn to before me and signed in my presence, this 29th day of July, 1940.
L. D. Guyer Sanders - Notary Public.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.

In the Matter of The Will of Anna Humphreys, Deceased. No. 14126. Testimony of Witnesses.

Personally appeared in open Court Chas. E. Cornbrink and Bertha S. Cornbrink, 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 Humphreys, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated May 3, 1938, purporting to be the last Will and Testament of Anna Humphreys, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and that said

Testimony of Witnesses.

14126 Anna Humphreys of full age and sound mind and memory Sworn to signed said will in Court, this

I leave of one to the Bonnie King and Sol and five to Robert Diamond I name

Witnesses
Chas. E. Cornbrink
Bertha S. Cornbrink

In the Matter of Anna Humphreys, Deceased. This will was made on the 3rd day of May 1938 and recorded late of the day of July 1940. I find that said will is valid and that the same should be admitted to probate and that the same should be recorded in the Probate Court of Union County, Ohio. And I certify that the same is a true and correct copy of the original as the same appears from the records of said Court.

Order Admitting to Probate of Record.

of Anna Humphreys,
Deceased,
to Court.

Probate of Will.

Anna Humphreys,
Ohio, in
the day of
being, hereby
that the said
is spouse,
of only next of

Ohio.
for probate
for the proving
heretofore
of this State,
presumption of

Applicant.
Ohio.

to duly sworn,
participate in the
she verily believes.

presence, this
Notary Public.

Ohio.

Witnesses.
Chas. E. Combrink
duly sworn
nothing but
the Last Will
of, deposi-
tion of the
May 3, 1938,
copy of Anna
of said
by subscribed
if we saw
that said

14126

Anna Humphreys, at the time of executing the same, was
of full age and of sound mind and memory, and
not under any restraint.

Sworn to before me and
signed in my presence by
said witnesses in open
Court, this 31 day of July, 1940.

W. Hagen
Probate Judge.
Carrie W. Houghbeck
Deputy Clerk.
Last Will and Testament.

Chas. E. Combrink,
Richwood, Ohio,
Bertha H. Combrink,
Richwood, Ohio.

Richwood, Ohio, May 3rd - 1938.

My Last Will and Testament.

Last Will
and
Testament.

I leave to Inez Martin all my Real Estate consisting
of one Business Building, after all debts are paid,
to Bonnie Jean McCullough my Tiffany Diamond
Ring and my Harley Diamond. All other dishes,
and Solid Silver to be divided between Inez Martin
and my Grand Children, my Diamond Ring with
five small diamonds to Inez Martin, my gold watch
to Robert Martin, to Robert Martin his Grandfather
Diamond Ring.

I name Inez Martin Administratrix, without Bond.
Anna Humphreys.

Witnesses to the above signature.

Chas. E. Combrink,
Bertha H. Combrink.

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

In the Matter of the Will of August 3 - 1940.
Anna Humphreys, Deceased. Order Admitting to Probate of Record.

This matter came on this day further to be heard,
on the application of Inez Martin to admit to probate
and record the Will of Anna Humphreys, deceased,
late of the Village of Richwood, in said County, her-
etofore filed in this Court.

Order Admitting
to
Probate of Record.

It is now shown to the satisfaction of the Court
that said decedent died leaving no surviving spouse
and that all the next of kin of said decedent known
to be resident of the State 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, per-
suant to a former order of this Court, or have
waived notice and given consent to the probate said
Will.

And Chas. E. Combrink and Bertha H. Combrink, sub-
scribing witnesses to said Will, this day appeared.

14126 in open Court and having been duly sworn, testified respectively to the due execution and attestation of said Will and of said codicil, 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 Anna Humphreys deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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 this Court.

L. W. Hazen - Probate Judge

14094
Filed
Aug. 5-1940.

In the Matter of The Estate of Ellen Heary, Deceased.

Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 14094.
Ellen Heary, Deceased.

Application for Transfer of Real Estate.

Now comes Wm. H. Faulkner, and represents to the Court that Ellen Heary, a resident of Marysville in said County, died testate on the 18th day of June, 1940, that her last will and testament was filed in the Probate Court of Union County, Ohio, on the 22nd day of June, 1940, admitted to probate on June 22, 1940, and recorded in Volume X, page 423 of the Record of Wills of said County, and that on the 24 day of June, 1940, Wm. H. Faulkner was duly appointed and qualified as Administrator with the Will Annexed of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situate in the Village of Marysville, County of Union, and State of Ohio, and known as being part of Samuel Press & Addition to the Village of Marysville. In Lots No. 262, 263, and 264, by the same more or less. But subject to all legal highway. Being some premises conveyed by deed of general warranty from Nicholas Kyle and wife to grantor Mary Heary, April 3, 1868, recorded in said Volume 31, page 378; new numbers being 279, 280, and 281.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places

14094

of residence passing, passed to Mary Bl... your debts of to be paid hand to your provisions application Wherefore real estate the same County,

The State Wm. H. the facts true as

Sworn this 2nd

Journal Entry.

In the Ma Ellen Heary This is the Will and filed an order belonging application It ap of Marysville 18, 1940, Wm. H. Administrator of said obtained, their ages decedent parcel of Mary Bl... And is as

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Probate Judge.

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Ohio.

transfer of Real Estate.
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June 22, 1940,
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14094

of residence and relationship to the decedent and interests passing, to whom each such parcel of real estate passed by descent or devise.

Mary Black - Full Age - Marysville, Ohio - Sister - All.
Your petitioner further represents that all known debts of decedent's estate have been paid, or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred, and recorded in the proper County, as provided by law.

Wm. H. Faulkner.

The State of Ohio, Union County.

Wm. H. Faulkner, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Wm. H. Faulkner.

Sworn to before me and signed in my presence, this 2nd day of August, 1940.

William L. Coleman -
Notary Public, Union County, Ohio.

Journal
Entry.

Journal Entry.
Probate Court, Union County, Ohio.
August 2 - 1940.

In the Matter of The Estate of Ellen Leary, Deceased. Authority to Transfer Real Estate.

This day came Wm. H. Faulkner, Administrator with the Will Annexed of the estate of Ellen Leary, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Ellen Leary, a resident of Marysville, in said County, died testate on June 18, 1940, and that on the 24 day of June, 1940, Wm. H. Faulkner was duly appointed and qualified Administrator with the Will Annexed of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interests passing, to whom each such parcel of Real Estate passed by descent or devise:
Mary Black - Full Age - Marysville, Ohio - Sister - Entire.
And that the description of said real estate is as set out in said application; and it

14094 appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

14128
Filed
Aug. 1 - 1940.

In the Matter of The Last Will and Testament of O. M. Bird, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of O. M. Bird, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that O. M. Bird, late a resident of the Township of Washington, in said County, died on or about the 29th day of July, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said O. M. Bird died leaving Annita Bird of the age of 67 years as his surviving spouse, who resides at West Mansfield, Ohio, and the following named persons as his only next of kin, to-wit:

Clarence A. Bird - Age 52 - Son - West Mansfield, O. R. D. #1.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Clarence A. Bird - Applicant.
Residence - West Mansfield, Ohio,
R. D. #1.

The State of Ohio, Union County.

The above named Clarence A. Bird, being first duly sworn, says that the facts stated and the allegations in the foregoing application, are true as he verily believes.

Clarence A. Bird.

Wath.

Sworn to before me and signed in my presence, this 1st day of August, 1940.

Wm. R. Cameron - Notary Public,
in and for Union County, Ohio.

14128 The State
In the Will
O. M. Bird
We, the
of Notice of O. M.
Deceased
will for
to probate.
Dated the
The State
In the Will
O. M. Bird
An app
Court by
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O. M. Bird
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The State
In the Will
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of Notice of O. M.
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In the Will
O. M. Bird
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per County
Probate judge.

U. M. Bird, Deceased.

Probate of Will.

U. M. Bird, late
of said County,
1940, leaving
and, purporting
to die leaving
surviving
Ohio, and
next of kin, to-wit:

U. R. D. #1,
probate and
proving of
before named
state, may be
of the
Applicant.
ausfield, Ohio,
R.D. #1.

first duly
allegations
seriously believes
died.

Notary Public,
on County, Ohio.

14128 The State of Ohio, Union County. Probate Court.
In the Matter of the Will of U. M. Bird, Deceased. Waver of Notice and Consent to Probate of last Will & Testament.
We, the undersigned, surviving spouse and next of kin of U. M. Bird, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Clarence A. Bird.
Dated this 1st day of August, 1940.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of U. M. Bird, Deceased. August 1st, 1940 - Journal Entry on Presentation of Will for Probate.

Journal Entry. An application having been this day presented to the Court by Clarence A. Bird, praying that any instrument in writing purporting to be the last will and testament of U. M. Bird, deceased, be admitted to probate.

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 8th day of August, 1940, at 10 o'clock, A. M.

L. W. Hazen - Probate judge.
Waver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of U. M. Bird, Deceased. Waver of Notice & Consent to Probate.

Waver of Notice. We, the undersigned, surviving spouse and next of kin of U. M. Bird, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate. - Mrs. Gladys E. Brand - Silver Lake, Mrs. Armita Bird - West Mansfield, O. (Indiana).
Dated August 7 - 1940.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
In the Matter of the Will of U. M. Bird, Deceased. No. 14128. Testimony of Witnesses.
Personally appeared in open Court 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 U. M. Bird, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated December 19th, 1934, purporting to be the last Will and Testament of U. M. Bird, deceased; that

14128 we, at the request of said Testator and in his presence, respectively subscribed our names thereto as witnesses, and that we saw said Testator sign said instrument and that said U. M. Bird at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Swoon to before me, and signed in my presence by said witnesses, in open Court, this 6th day of August, 1940.

L. W. Hazen, Probate Judge.

Proof of Signature of Witnesses to Will, Probate Court, Union County, Ohio. No. 14128. Testimony.

In the Matter of the Will of U. M. Bird, deceased.

Personally appeared in open Court William J. Porter and Carrie W. Houback, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of U. M. Bird, deceased, depose and say, that Edward W. Porter whose name appears as one of the subscribing witnesses to the last Will of U. M. Bird, deceased, herewith annexed, has, since the date of said Will, December 19th, A. D. 1934, died; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Edward W. Porter purporting to be his, and one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Edward W. Porter.

Proof of Signature of Witnesses to Will.

William J. Porter, Carrie W. Houback.

Swoon to, before me, and signed in my presence, in open Court, this 6th day of August, 1940.

L. W. Hazen - Probate Judge.

Last Will and Testament of U. M. Bird.

In the name of The Reverend Father of All, Amen: I, U. M. Bird, of the Township of York, County of Union, and State of Ohio, being of sound mind 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.

Last Will and Testament

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 con-

Second A. Bird, real, personal, use and further, the hereby given Gladys I hereby as the to serve except only last Will of December Hundred

The for Bird, in declared and at the present Maurice 19th day E. W. William

In the Matter of U. M. Bird

This in the application and record the Court filed in

Order Admitting to Probate of Record. spouse, next of the State of said and record of this to the pr And W. Porter is dead. Thereupon

14128

Second - I give, devise and bequeath to my son, Clarence A. Bird, all my property of whatsoever nature, be the same real, personal, or mixed, and wherever situated, for his use and enjoyment, for, and during his natural life. And further, that at his death all of my said property is, hereby given, devised, and bequeathed to Clarence's daughter, Gladys E. Bird, to be hers absolutely and in fee simple.

I hereby nominate and appoint my said son, Clarence, as the Executor of this, my last Will and Testament, to serve without bond, and without any appraisement, except only for the inheritance tax.

In Testimony whereof, I have set my hand to this, my last Will and Testament, at Marysville this 19th day of December in the year of our Lord One Thousand Nine Hundred

C. M. Bird.

The foregoing Instrument was signed by the said C. M. Bird, 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 Marysville, Ohio, this 19th day of December, A. D. 1934.

E. W. Porter, resides at Marysville, Ohio.

William J. Porter, resides at Marysville, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, W.

In the Matter of the Will of August 8th - 1940.

C. M. Bird, deceased | Order Admitting to Probate & Record. (A Witness Dead, Etc.)

This matter came on this day further to be heard, on the application of Clarence A. Bird to admit to probate and record the will of C. M. Bird, deceased, late of the Township of Washington in said County, heretofore filed in this Court.

Order Admitting to Probate & Record. It is now shown to the satisfaction of the Court that said decedent died leaving Antoinette Bird, surviving spouse, and that the surviving spouse and all of the next of kin of said decedent known to be resident of the State 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 it further appearing to the Court that Edward W. Porter one of the subscribing witnesses to said will, is dead.

Whereupon William J. Porter and Carrie W. Houbek

his presence, witnesses, instrument of executing the same and memory,

ter.

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us J. Porter sworn to but the truth, ed, depose as appears last Will of since the 34, died; that the handwriting and that the thing to be his, id Will, is e said de-

Porter. Houbek. ceuce, in open - Probate judge.

id. of All, Amuni city of Union sponing mind are. This my and making and Testament

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14128

appeared in open court, and were duly sworn and examined according to law touching the genuineness of the signature of said Edward W. Porter attached to said will.

And thereupon this day came William J. Porter, 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, was subscribed by them respectively, and was filed with said will.

Whereupon the Court finds that the abovesaid instrument of writing is the last will of said W. M. Birds, deceased; that it was duly executed and attested; and that the said testator at the time of signing said will, was of full 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.

L. W. Hazen - Probate Judge

14118

The State
The a
says that
following

Bath.

Sworn
14 day of

The State
In the M
Mary Hoff

Journal
Entry.

An ap
Court by
writing
of Mary
of 24
the 14th.

14118

Filed

Aug. 14 - 1940.

In the Matter of the Last Will and Testament of Mary Hoffroth, Deceased.

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

In the Matter of the Will of Mary Hoffroth, Deceased. Application for Probate of Will to the Probate Court of said County:

Your applicant respectfully represents that Mary Hoffroth, late a resident of the Village of Richmond, in said County, died on or about the 23rd day of July, A. D., 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Mary Hoffroth died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Deeah Ayous	aff.	Niece	3414 Belvidere Ave., Detroit, Mich.
Eva Alphal	over	Niece	4874 Berkshire St., Detroit, Mich.
Iora D. Alexander	21	Nephew	207 Weigard Blvd., Canton, Ohio, Michigan.
Cecil L. Alexander	over	Nephew	19401 Hainesboro Ave., Rosedale Park, Michigan.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Lloyd Winter - Applicant
Residence - Richmond, Ohio.

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Testimony
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Witnesses.

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Sworn to
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A. D., 1940

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14118

The State of Ohio, Union County.

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

Wath.

Sworn to before me and signed in my presence, this 14 day of August, A. D., 1940.

Lloyd Winter.
Robert R. Allen - Notary Public,
Union County, Ohio
My commission expires Apr. 7-1943.
Probate Court.

The State of Ohio, Union County.
In the Matter of the Will of
Mary Koffroth, Deceased.

August 14 - A. D., 1940.
Journal Entry on Presentation
of Will for Probate.

Journal
Entry.

An application having been this day presented to the Court by Lloyd Winter praying that an instrument in writing purporting to be the last will and testament of Mary Koffroth, deceased, be admitted to probate: It is ordered that no days notice, hearing forthwith, the 14th day of Aug. 1940, at 10 o'clock A. M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probated Court, Union County, Ohio.

In the Matter of the Will of
Mary Koffroth, Deceased.

No. 14118.
Testimony of Witnesses.

Personally appeared in open Court R. W. Clouger and M. C. 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 Mary Koffroth, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated June 24, 1940, purporting to be the last Will and Testament of Mary Koffroth, deceased; that we, at the request of said Testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said Testatrix sign said instrument and that said Mary Koffroth at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Testimony
of
Witnesses.

Sworn to before me and signed in my presence by said witnesses in open Court, this 14 day of August, A. D., 1940.

R. W. Clouger,
Richwood, W. Va.
M. C. Winter,
Richwood, Ohio.

L. W. Hazen
Probate Judge.

... and ex-
...ness of
... to said
... Porter, the
... having been
... and attestation
... to writing,
... as filed with
... said instrum-
... U. M. Birds,
... attested; and
... ing said will,
... copy, and
... of said will
... said testimony
... record in this
... Probate Judge
... Koffroth, Deceased.
... Probate of Will.
... Mary Koffroth,
... in said County,
... A. D., 1940,
... produced,
... said Mary Koff-
... and the fol-
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14118

Last Will and Testament.

I, Mary Koffroth, of the Village of Richwood, County of Union, State of Ohio do hereby 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 Susie Daniels of the Village of Richwood, County of Union and State of Ohio, the entire balance of my estate both real and personal to be here in full simple. This I do as a token of her kindness shown me in my failing years. The aforementioned personal effects include all dresses, linens, coats, jewelry, silver and furniture belonging to me at time of my death.

Third: I hereby nominate & appoint Lloyd Winter as Executor of my Estate to serve without bond.

Fourth: I hereby request that Lloyd Winter & Son, Funeral Director, have full charge of my funeral and burial in accordance with instructions contained in a letter now in their hands.

Fifth: I hereby revoke all other Wills by me heretofore made.

In testimony whereof, I hereunto subscribe my name at Richwood, Ohio, this 24th day of June, 1940.

Mary Koffroth.

The foregoing instrument was signed at the end thereof, by this said Mary Koffroth, in our presence and we heard her acknowledge the same to be her last will and testament, and at her request and in her presence, we hereunto respectively subscribe our names as attesting witnesses, this 24th day of June, 1940.

R. W. Clewinger, resides at Richwood, Ohio.

M. C. Winter, resides at Richwood, Ohio.

Order Admitting to Probate and Record, Probate Court, Union County, Ohio.

In the Matter of the Will of August 14, A.D., 1940, Mary Koffroth, deceased.

This matter came on this day together to be heard on the application of Lloyd Winter, to admit to probate and record the Will of Mary Koffroth, deceased, late of the ... in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be residents of the State have been duly

Last Will and Testament

14118

Order Admitting to Probate & Record

served with application to probate and given and given to witnesses and having the due testimony respectively, Whereupon must of said decedent at the time of said Will to testimony record in

14130 Filed Aug. 3-1940

In the Matter of the Will of Sarah Eleanor ... to the Probate Court ... your attention ... in said ... July, 1940 ... produced ... Sarah E ... spouse, ... only next of kin ... George C. ... Waldo H. ... Caroline ... The witness ... whom ... Dorothy F. ... Gladys ... Beatrice ... Witness ... Ida ...

14118

Order Admitting
to
Probate & Record.

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 R. W. Clouger and W. C. Winter, 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 Mary Koffoth deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

(See Page 487).

14130

Filed
Aug. 3 - 1940.

In the Matter of The Last Will and Testament of Sarah Eleanor Dettwiler, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Eleanor Dettwiler, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Sarah Eleanor Dettwiler, late a resident of the Village of Richmond, in said County, died on or about the 31st day of July, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Sarah Eleanor Dettwiler died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
George E. Hostetter		Brother	Los Angeles, California.
Waldo Hostetter		Brother	Port Washington, Ohio.
Caroline Pollock		Sister	Hollywood, California.
The unknown children of Joseph E. Hostetter, deceased, all of whom reside in the State of Pennsylvania.			
Dorothy Hostetter		Niece	East Liverpool, Ohio.
Gladys Ross		Niece	Marion.
Beatrice Alspach		Niece	Marion.
Wynnes Hostetter		Nephew	California.
Ida Luckey		Half-Sister	Middleport, Ohio.

14130

Testimony of Witnesses to Will.

In the Matter of the Will of Sarah Eleanor Detwiler, Deceased.

No. 14130.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court of F. M. Wurtsbaugh and Benton Sipekey, 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 Eleanor Detwiler, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated July 23, 1940, purporting to be the last Will and Testament of Sarah Eleanor Detwiler, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and that said Sarah Eleanor Detwiler at the time of executing the same, was of full age and sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by F. M. Wurtsbaugh and Benton Sipekey, Witnesses, in open Court, Richmond, W. Va. this 10th day of August, 1940. Probate Judge.

Last Will and Testament of Sarah Eleanor Detwiler.

I, Sarah Eleanor Detwiler, being of legal age and of sound and disposing mind and memory, do hereby make, publish and declare this to be my last Will and Testament, hereby revoking all Wills by me heretofore made, and in this connection, I especially revoke a Will purported to have been made by me about three (3) weeks ago, while I was in the hospital.

Item 1: I desire that all of my just debts and funeral expenses be paid out of my estate as soon as practicable after my decease.

Item 2: I direct my executor herein after named to sell my farm of about 97 acres, located in Thompson Township, Delaware County, Ohio, and distribute the proceeds in accordance with the provisions of my Will, and in order to carry out this provision, I authorize my said executor to sell said farm at private or public sale, as he deems advisable, and for such price as he deems adequate, and to execute a deed of conveyance therefor without the necessity of securing an order of any court.

Item 3: I devise and bequeath to John Thomas of Delaware County, Ohio, the sum of One Thousand

probate and proving of the will, may be of the said... Application... Cincinnati, Ohio... duty sworn... he verily believes... presence, this... Notary Public... expires 5/26/41... Court... of Cass... Will & Testament... Sarah Eleanor... of Ohio, hereby... said de... admission

Court... Journal Entry... of Will for Probate... admitted to probate... this... of the... at 10 o'clock... Probate Judge.

14120

(\\$1000.00) Dollars, in cash.

Item 4: I give, devise and bequeath to my brother, Waldo Hostetter, my residence property, located at No. 154 South Franklin Street in Richwood, Ohio, absolutely and in fee simple.

Item 5: I devise and bequeath to George Hostetter the sum of Five (\\$5.00) Dollars.

Item 6: I devise and bequeath to Caroline Pollock the sum of Five (\\$5.00) Dollars.

Item 7: I devise and bequeath, to Margaret Hostetter all of my household goods, excepting silverware, but including my piano and also my automobile.

Item 8: I devise and bequeath to Gladys Toos and Beatrice Alepach my silverware set and my set of Haviland China.

Item 9: I devise and bequeath to Myrtle Waterman my silver tea spoons.

Item 10: I devise and bequeath to Pauline Thomas my walnut cupboard.

Item 11: I devise and bequeath to the Trustees of the Oak Grove Cemetery of Delaware County, Ohio, the sum of One Thousand (\\$1000.00) Dollars, in trust, said trustees to use the income therefrom and such portion of the principal as they deem necessary, for the upkeep of the Detwillers lot, where my husband is now buried, and where I desire to be buried.

Item 12: I give, devise and bequeath all of the remainder of my estate, in equal shares, to my brother, Waldo Hostetter and to my niece, Beatrice Alepach and Gladys Toos; that is, each of the above named devisees shall receive one-third (1/3) of said balance.

Item 13: I direct my executor hereinafter named to place a suitable marker at my grave.

I make, nominate and appoint D. E. Logan of Richwood, Ohio, to be the Executor of this my Last Will and Testament.

In testimony whereof, I have hereunto subscribed my name at Richwood, Ohio, this 23rd. day of July, A. D. 1940.

Sarah Eleanor Detwillers.

Signed by the said Sarah Eleanor Detwillers and by her acknowledged to be her last Will and Testament before us, and in our presence, and by us subscribed as attesting witnesses in her presence, and at her request and in the presence of each other this 23rd day of July, A. D. 1940.

W. M. Wurtsbaugh.
Benton Sinking.

Last Will
&
Testament

14130

In the Matter of Sarah Eleanor Detwillers

This is to certify that on the 23rd day of July, 1940, the above named Sarah Eleanor Detwillers, late of the County of Delaware, State of Ohio, died.

It is the duty of the undersigned to advise the public of the death of the above named Sarah Eleanor Detwillers.

And that the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

Witness my hand and the seal of the Probate Court of the County of Delaware, Ohio, this 23rd day of July, 1940.

Under Authority to Probate & Record

to Probate & Record

probation of the will of the said Sarah Eleanor Detwillers.

Whereupon the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

And that the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

Therefore the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

And that the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

Witness my hand and the seal of the Probate Court of the County of Delaware, Ohio, this 23rd day of July, 1940.

The undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

And that the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

Therefore the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

And that the undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

Witness my hand and the seal of the Probate Court of the County of Delaware, Ohio, this 23rd day of July, 1940.

The undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

Affidavit of Mailing of Notice

The undersigned has caused a copy of the above and true copy of the will of the said Sarah Eleanor Detwillers to be filed in the office of the Probate Court of the County of Delaware, Ohio, for the purpose of giving notice of the same to all persons who may have claims against the estate of the said Sarah Eleanor Detwillers.

14130

Order Admitting to Probate and Record.

Probate Court, Union County, W. Va.

In the Matter of the Will of Sarah Eleanor Detwiler, Deceased. August 10-1940.

This matter came on this day further to be heard, on the application of Walds Hostetter to admit to probate and record the Will of Sarah Eleanor Detwiler deceased, late of the Village of Richwood in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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 received notice and given consent to the probate of said Will.

Order Admitting to Probate and Record

And W. M. Wurtsbaugh and Benton Siskew, 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 Sarah Eleanor Detwiler deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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 on record in this Court.

L. W. Hazen, Probate Judge.

Affidavit of Mailing Notice after Probate of Will.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Sarah Eleanor Detwiler, Deceased. No. 14130 - August 10-1940.

Affidavit of Mailing Notice

The undersigned fiduciary, being duly sworn according to law, deposes and says that on the date mentioned below he notified the following persons by registered mail, of the probating of the Will of Sarah Eleanor Detwiler, deceased, they being the surviving spouse and all the legatees and devisees named in the Will who did not have notice of the application to probate, except those who waived notice thereof, such waivers being attached hereto and made a part hereof:

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14120 Dorothy Hoetter - East Liverpool, Ohio - August 3 - 1940.
 Ida Lucky - Middleport, Ohio - August 3 - 1940.
 D., E. Ogan.
 Sworn to before me and signed in my presence, this
 10th. day of August, 1940.
 [Signature] Guyton Sanders - Notary Public.

14123 Filed
 Aug. 9-1940. In the Matter of the Last Will and Testament of Mary Viola Burson, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
 Mary Viola Burson, deceased. Application for Probate of Will.
 To the Probate Court of said County:

Your applicant respectfully represents that Mary Viola Burson,
 late a resident of the village of Union, in said County,
 died on or about the 24th. day of July 1940, leaving an
 instrument in writing, herewith produced, purporting to be
 her last will; that the said Mary Viola Burson died
 leaving no surviving spouse, and the following named
 persons as her only next of kin, to-wit:

Name	Degree of Kinship	P. O. Address
Estella Blakeslee	Niece.	208 Wilson Ave. Columbus, O.
Ruth Belknap	Niece.	Middle Ridge Road, Perry, O.
Edith Reel	Niece.	626 Palmetto Dr. Spartanburg, S.C.
Lena Moore	Niece.	451 Alden Avenue, Columbus, O.
Alice Davidson	Niece.	Senecaville, Ohio.
Lawrence Housman	Nephew.	1629 Jackson Street, Denver, Colorado.
Albert Housman	Nephew.	1262 W. Second Ave. Columbus, O.
Marylo Housman	Niece.	1262 W. Second Ave. Columbus, O.
Lillian Michener	Niece.	State Hospital, Athens, O.
Elisabeth Ann Robinson	Grand Niece.	1262 W. Second Ave. Col. O.
Ada Bayne	Niece.	37 Maple Ave. Woodlawn, Wheeling, W. Va.
Mary Abetta Schwall	Grand Niece.	200 W. Fifth Ave. Columbus, O.
Jank Schwall	Grand Niece.	290 W. Fifth Ave. Columbus, O.
Stuart Van Meter	Nephew.	Lewis Center, Ohio.
Carl H. Young	Nephew.	149 King Ave. Columbus, O.

Your applicant offers the said will for probate and
 prays that a time may be fixed for the proving of the
 same, and that said next of kin heretofore named, who
 are known to be residents of this State, may be notified
 according to law of the presentation of the said will
 for probate.

Stuart Van Meter - Applicant.
 Residence - Lewis Center.

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August 3 - 1940.
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14123 The State of Ohio, Delaware County.
The above named Stuart Van Meter, being first duly sworn,
says that the facts stated and the allegations in the foregoing
application contained, are true as he verily believes.
Oath.
Sworn to before me and signed in my presence, this
9th. day of August, 1940.
L. W. Hagen - Probate Judge.

Viola Burson, Deceased.
Court.
Probate of Will.

The State of Ohio, Franklin County. Probate Court.
In the Matter of the Will of August 1940 - Journal Entry
Mary Viola Burson, Deceased. on Presentation of Will for Probate.
An application having been this day presented to the Court
by Stuart Van Meter praying that an instrument in writing
purporting to be the last will and testament of Mary Viola
Burson, deceased, be admitted to probate.

Mary Viola Burson,
said County,
40, leaving an
supposed to be
person died
following named

Journal Entry.
It is ordered that - days notice, in writing, of the pre-
sentation of said will and of the application for the ad-
mission of the same for probate, be given to the next of kin
of said testatrix, known to be resident of the state, and
that a hearing on said application will be had on the
9th. day of August, 1940, at - o'clock A. M.
L. W. Hagen - Probate Judge.

Address.
Columbus, W.
Road, Perry, W.
Spartanburg, S.C.
Columbus, W.
Ohio.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of
Mary Viola Burson, deceased. Waiver of Notice & Consent to Probate.
We, the undersigned, next of kin of Mary Viola Burson, de-
ceased, and residents of the State of Ohio, hereby waive
notice of the presentation of said decedent's Will for pro-
bate, and consent to the admission of the same to probate.

Street, Denver, Colorado.
Ave. Columbus,
Ave. Columbus,
Athens, W.
Ave. Col. W.
Woodlawn, Wheeling,
Ave. Columbus, W.
Ave. Columbus, W.
Ohio.

Ada, Graham Bayne - 37 Maple Ave., Woodlawn, Wheeling, W. Va.
Edith Houseman - 626 Palmetto St., Spartanburg, S. C.
Dated - August 1st, 1940.

probate and
copying of the
is named, who
may be notified
said will

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of
Mary Viola Burson, deceased. Waiver of Notice & Consent to Probate.
We, the undersigned, next of kin of Mary Viola Burson,
deceased, and residents of the State of Ohio, hereby waive
notice of the presentation of said decedent's Will for probate,
and consent to the admission of the same to probate.

ter - Applicant
is Center.

Mrs. Alice Davidson - Seneca, Ohio.
Lawrence W. Houseman - 1629 Jackson St. Denver, Colo.

14123

Waver of Notice and Consent to Probate.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of
 Mary Viola Burson, Deceased. Waver of Notice & Consent to Probate.
 We, the undersigned, next of kin of Mary Viola Burson, de-
 ceased, and residents of the State of Ohio, hereby waive notice
 of the presentation of said decedent's Will for probate, and
 consent to the admission of the same to probate.

Waver
of Notice.

Estella Blakeslee - 208 Wilson Ave., Columbus, O.
 Ruth H. Belknap - Middle Ridge Road, Perry, O.

Waver of Notice and Consent to Probate.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of
 Mary Viola Burson, Deceased. Waver of Notice & Consent to Probate.
 We, the undersigned, next of kin of Mary Viola Burson, de-
 ceased, and residents of the State of Ohio, hereby waive notice
 of the presentation of said decedent's Will for probate, and
 consent to the admission of the same to probate.

Waver
of Notice.

Mary Aletta Schwall - 209 W. 5th. Ave., Columbus, Ohio.
 Rev. Walter N. Schwall, Adv.
 Janet Marie Schwall - 209 W. 5th. Ave., Columbus, Ohio.
 Rev. Walter N. Schwall, Adv.
 Stuart Van Meter.

Dated - August 3 - 1940.
 Waver of Notice and Consent to Probate.
 The State of Ohio, Union County. Probate Court.

Waver
of Notice.

In the Matter of the Will of
 Mary Viola Burson, Deceased. Waver of Notice & Consent to Probate.
 We, the undersigned, next of kin of Mary Viola Burson,
 deceased, and residents of the State of Ohio, hereby waive
 notice of the presentation of said decedent's Will for
 probate, and consent to the admission of the same to probate.

Carl H. Young - 149 King Ave., Columbus, O.
 Albert Haysman - 1262 W. Second Ave., Columbus, O.
 Lillian H. Teichinger - State Hospital, Athens, Ohio.
 Myrtle Houseman - 1262 W. 2nd. Ave., Columbus, O.
 Vera A. Moore - 451 Alden Ave.

Dwight B. Robinson -
 for Elizabeth Ann Robinson-Minor - 474 Hilltopia Ave., Col. O.
 Application for Commission to Take Deposition of Witnesses to Will.
 Probate Court, Union County, Ohio.

Application
for
Commissioner

In the Matter of the Will of No. 14123.
 Mary Viola Burson, Deceased. Application for Commission.
 To the Probate Court of said County:
 The undersigned respectfully represents that Mary Viola
 Burson, late of said County, deceased, died testate
 on or about the 24th day of July, A. D. 1940; and
 that her Will was on the 29th day of July, 1940,

14123

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14123

produced in open Court for Probate.
 That Mildred Beck and Frank L. Kym, witnesses to
 said Will reside outside the jurisdiction of said Court,
 to-wit: at Grand Theatre Bldg, Columbus, Ohio, Grand
 Theatre Bldg, Columbus, 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 29th day of July, 1940.

Respectfully - Carl H. Young.

The State of Ohio, Union County.

Carl H. Young being duly sworn, says that the state-
 ments in the foregoing Application are true as he
 verily believes.

Sworn to before me and signed in my presence, this
 29th day of July, 1940.

L. W. Hazen - Probate Judge.
 Probate Court, Union County, Ohio.

In the Matter of the Will of | July 29th - 1940.
 Mary Viola Burson, deceased. | Order for Commission.

This day Carl H. Young appeared in open Court
 and made application for a Commission to issue to
 some suitable person to take the deposition of
 Frank L. Kym and Mildred Beck witnesses to the
 will of said Mary Viola Burson, deceased. And it
 appearing to the Court that said witnesses reside out-
 side the jurisdiction of this Court, to-wit: at Grand
 Theatre Bldg. Columbus, Ohio.

Order for Commission.

It is therefore ordered that such Commission with
 said Will annexed, issue to Judge C. P. McClelland,
 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,
 L. W. Hazen - Probate Judge.

Commission to take Deposition of Witnesses to Will.
 Probate Court, Union County, Ohio.

In the Matter of the Will of | No. 14123.
 Mary Viola Burson, deceased. | Commission.

To Judge C. P. McClelland, Acting:
 Know you, that I, Judge of the Probate Court of Union
 County, Ohio, have appointed you, and by these presents
 do give you full power and authority to examine and
 take the deposition of Frank L. Kym and Mildred
 Beck, 183 E. College Ave., Westerville, Ohio, subscribing
 witnesses to the instrument in writing, hereto annexed,

14123
 Commission
 purporting to be the Will of Mary Viola Burson, deceased, late
 of the County of Union, State of Ohio, in the State of Ohio;
 and therefore I command you that at certain times
 and places appointed by you, you cause the said
 Frank L. Kuhn and Mildred Beck to be brought before
 you, and they and there examine them, on oath or
 affirmation first taken before you, touching the due
 execution of said Will, and that you reduce such
 examination to writing and return of the same, together
 with this commission and the Will of the said Mary
 Viola Burson, deceased, thereto annexed, closed up,
 under your seal, unto our 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 29th day of July, 1940.

J. W. Hosen - Judge and
 ex-officio Clerk of the Probate Court.

Last Will and Testament.

I, Mary Viola Burson, being of lawful age and of
 sound mind and memory, do make, publish and
 declare this to be my last will and testament, hereby
 revoking all former 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 direct that all my real estate be sold
 and out of the proceeds of the sale the sum of \$100.00
 be paid to The Methodist Orphan Home at Washington,
 Ohio; the sum of \$100.00 be paid to the State W. C. T. U.;
 the sum of \$100.00 paid to The Ladies Aid Society of
 Irwin, Ohio; and the sum of \$100.00 to Paul Riggie.

Item 3. I direct that my stock in the Farmers and
 Merchant's Bank at Wilford, Center, Ohio, be held in
 trust by my executor, and the interest derived there-
 from be paid to the Methodist Church at Irwin, Ohio,
 to be used and applied on the minister's salary. If
 this church should be abandoned or discontinued then
 this stock mentioned above shall pass and go to my
 heirs at law.

Item 4. I give, bequeath and devise my stock in
 The Ohio National Insurance Company to Paul Riggie.

Item 5. If there be any remaining of the One Thousand
 Dollars, \$1,000.00 given me by my late sister, Lizzie
 A. Van Meter, in the Park Federal Savings & Loan
 Association, Columbus, Ohio, I give and bequeath
 the same to my nephew, Stuart Van Meter.

Last Will
 and
 Testament

14123
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Item 6. All the money remaining from the sale of my real estate, and my personal property except household furniture, and my money, I give, bequeath and devise to my legal heirs, share, and spare alike.

It is my will and desire that Mary Louise Van Meter shall give my household furnishings to those of my friends and relatives, as she may desire.

Item 7. It is my will and desire that my will be not published in any newspaper, or elsewhere, except as probate matters are necessarily published according to law.

Item 8. It is my will and desire that Stuart Van Meter and Carl H. Young, my nephews, be my executors of this my last will and testament, to serve without bond.

Dated at Columbus, Ohio, this 8th day of March, 1938.

Mary Viola Burson.

Signed by Mary Viola Burson, and by her acknowledged to be her last will and testament in our presence, sight and hearing, who at her request have hereto subscribed our names as witnesses, in her presence and in the presence of each other, at Columbus, Ohio, this 8th day of March, 1938.

Mildred Beck, residing at Westerville, O.

Frank L. Kym, residing at Columbus, Ohio.

Deposition of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 14123.

Mary Viola Burson, Deceased. Deposition.

Deposition

I, Judge C. P. McClelland, duly appointed and commissioned by the Judge of the Probate Court of the County of Union in the State of Ohio, to take the deposition of Frank L. Kym and Mildred Beck the subscribing witnesses to the instrument in writing purporting to be the Will of Mary Viola Burson, deceased, late of resident of said County of Union in the State of Ohio, which commission and the said Will are hereto annexed, do hereby certify, that in pursuance of said commission, I caused Frank L. Kym and Mildred Beck said subscribing witnesses to come personally before me at Columbus, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

Frank L. Kym and Mildred Beck, being present at the execution of said Will hereto attached and at the request of the decedent, subscribed their names to said Will as witnesses in the presence of said decedent, and that they saw said Mary Viola Burson, deceased,

14123

sign said Will at the end thereof and heard her acknowledge the same to be her last Will; and that said decedent, at the time of the making and signing of said Will, was of full age, of sound mind and memory, and not under any restraint.

Mildred Beck,
Frank L. Kym.

Certificate.

I hereby certify that the foregoing was reduced to writing by myself, in the presence of said witnesses and subscribed by said witnesses in my presence, on this 31st day of July, 1940.

Certificate.

In testimony whereof, I have hereunto set my hand, at Columbus, Ohio, this 31st day of July - 1940.

C. P. McClelland -
Commissioner.

Commissioner's Fees - \$5.00
Witness Fees - \$2.00
Total \$7.00

Order Admitting to Probate and Record.
Probate Court, Union County, Co.

In the Matter of The Will of August 9-1940.
Mary Viola Burson, Decedent. Order Admitting to Probate & Record.
(Commissioner Returned).

This matter came on this day further to be heard, on the application of Stuart Van Meter to admit to probate and record the will of Mary Viola Burson, deceased, late of the Town of Union in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and that all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate & Record.

Judge C. P. McClelland, the Commissioner heretofore appointed to take the deposition of Frank L. Kym and Mildred Beck, the subscribing witnesses to said will, duly returned, the commission issued to him, with said will annexed, and also the deposition so taken duly certified. Said subscribing witnesses to said will, having been duly sworn, testified as to the execution and attestation of said will, which testimony was reduced to writing, 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 of said Mary Viola

14123

Burson and that will, was not present. Therefore to probate of the will of the Court.

14135
Filed

Aug 15-1940.

In The Will of The State of the Union. Willie E. Warner to the Probate Court.

Your affidavit is hereby accepted and you are appointed executor of the will of the said decedent. You are authorized to execute all instructions to be in conformity with the foregoing. Yours truly, C. P. McClelland, Commissioner.

The State of Ohio. The above and foregoing

Oath.

Sworn to on the 15th day of August 1940.

The State of Ohio. Willie E. Warner, Commissioner of Probate.

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Burson deceased; that it was duly executed and attested; and that the said testatrix at the time of signing said will, was of full 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. Hagen - Probate Judge.

14135

Filed

Aug. 15-1940.

In The Matter of The Last Will and Testament of Nellie Emery, Deceased.
Application for Probate of Will.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Nellie Emery, Deceased. Application for Probate of Will to the Probate Court of said County:

Your applicant respectfully represents that Nellie Emery, late a resident of the Village of Marysville, in said County, died on or about the 23rd day of April 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Nellie Emery died leaving no surviving spouse and the following named persons as her only next of kin, to-wit:

William Emery - Uncle - Marysville, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

D. S. Scott - applicant.
Residence - Marysville, Ohio.

The State of Ohio, Union County.

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

D. S. Scott.

Oath.

Sworn to before me and signed in my presence, this 15th day of August, 1940.

Ruth Hess - Notary Public.

The State of Ohio, Union County. Probate Court.

In the Matter of The Will of Waiver of Notice and Consent to Probate of Last Will and Testament of Nellie Emery, Deceased.

We, the undersigned, next of kin of Nellie Emery, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said deceased's will for probate,

Waiver of Notice
Mary Viola

14185 and consent to the admission of the same to probate.

William Emery.

Dated this — day of April - 1940.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of No. 14135.

Mellie Emery, Deceased. Testimony of Witnesses.

Personally appeared in open Court Norman 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 Mellie Emery, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated January 17, 1922, purporting to be the last Will and Testament of Mellie Emery, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that I saw said testatrix sign said instrument and that said Mellie Emery at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses to Will.

Sworn to before me and signed in my presence by Norman L. Brown said witnesses; in open Court, Mansfield, Ohio, this — day of April, 1940.

Dea. W. H. Hays Probate Judge.

Proof of Signature of Witness to Will, Probate Court, Union County, Ohio.

In the Matter of The Will of No. 14135. Mellie Emery, Deceased. Testimony.

Personally appeared in open Court Norman L. Brown and Carrie W. Houbek, who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of Mellie Emery deceased, depose and say; that Ernest S. Brown whose name appears as one of the subscribing witnesses to the last Will of Mellie Emery, deceased, herewith annexed, was since the date of said Will, January 17, A. D. 1922, dead; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Ernest S. Brown purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Ernest S. Brown.

Proof of Signature of Witness to Will.

Norman L. Brown, Carrie W. Houbek.

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Sworn to before me and signed in my presence, in open Court, this 15th. day of April, 1940.
R. W. Hazen - Probate Judge.

Last Will and Testament.

I, Nellie Emery, of Marysville, Ohio, do make and publish this, my Last Will and Testament - to wit:

Item 1 - I direct that all my just debts and funeral expenses shall be paid out of my estate as soon as possible after my decease.

Item 2 - All of my estate, of whatsoever kind or nature, real, personal or mixed, I give, devise and bequeath to my beloved uncle, William Emery, of Marysville, Ohio, to be his absolutely.

Last Will and Testament.

Item 3 - I make, nominate and appoint Dwight S. Scott, of Marysville, Ohio, to be the Executor of this, my Last Will and Testament, without bond, with full power and authority to compromise and adjust all claims due me, to sell and convey real estate if necessary, and to make and execute deeds or other conveyances and to do all things necessary in the premises, the same as I could do if living, and without the intervention of any Court. I direct that my Executor shall erect a small marker at my grave and also one at the grave of my grandmother Sarah E. Emery if this has not been done before my death.

Nellie Emery.

Signed and acknowledged by the said Nellie Emery to be her Last Will and Testament before us and in our presence, and signed by us as witnesses at her request and in her presence and in the presence of each other, at Marysville, Ohio, this 15th. day of January A. D. 1940.

Norman C. Brown, Residing at Marysville, Ohio.

Ernest S. Brown, Residing at Marysville, Ohio.

Order Admitting to Probate and Record,
Probate Court, Union County, Ohio.

In the Matter of The Will of August 15 - 1940.
Nellie Emery, Deceased. Wedge Admitting to Probate & Record.
(A Witness Dead, Etc.)

This matter came on this day further to be heard, on the application of D. S. Scott to admit to probate and record the will of Nellie Emery deceased, late of the Village of Marysville in said County, heretofore filed in this Court.

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

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be resident of the State 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.

Under Admittng to Probate & Record.

And it further appearing to the Court that Ernest S. Bown one of the subscribing witnesses to said will, is dead.

Whereupon Norman C. Bown and Carrie W. Houbeck appeared in open Court, and being duly sworn, and examined according to law touching the genuineness of the signature of said Ernest S. Bown attached 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 of said Nellis Emery deceased; that it was duly executed and attested; and that the said testatrix at the time of signing said will, was of full 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. Hazen - Probate Judge.

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Filed Aug. 19-1940.

In the Matter of The Last Will and Testament of Charles B. Zuspau, Deceased. Application for Probate of Will. The State of Ohio, Union County. Probate Court.

In the Matter of The Will of Charles B. Zuspau, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Charles B. Zuspau, late a resident of the Village of Richwood, in said County died on, or about the 14th day of August 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Charles B. Zuspau did leave Annie Laura Zuspau, of the age of 78 years, as his surviving spouse, who resides at Richwood, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
L. S. Zuspau		Son	Richwood, Ohio.
Ira P. Sanders		Daughter	306 N. 3rd. Street, Steubenville, Ohio.
Hazel L. Carter		Daughter	R. F. D. #3, Pontiac, Michigan.
C. V. Zuspau		Son	831 Col. Ave., Marysville, Ohio.

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Journal Entry.

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Probate Judge.

Charles B. Zuspau, Deceased,
Court.

Probate of Will.

Charles B. Zuspau,
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your applicant offers the said will for probate and prays
that a time may be fixed for the proving of the same, and
that said next of kin heretofore named who are known to
be residents of this State, may be notified according to law
of the presentation of the said will for probate.

J. G. Zuspau - Applicant,
Residence - Richmond, Ohio.

The State of Ohio, Union County.

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

Wath.

Sworn to before me and signed in my presence, this
19th day of August, 1940.

[Signature]

Robert F. Allen - Notary Public,
Union County, Ohio.
My Commission Expires Apr. 7 - 1943.

The State of Ohio, Union County.

In the Matter of The Will of
Charles B. Zuspau, Deceased.

Probate Court.

Aug. 19 - 1940 - Journal Entry
on Presentation of Will for Probate.

An application having been this day presented to the
Court by J. G. Zuspau praying that an instrument in
writing purporting to be the last will and testament of
Charles B. Zuspau, deceased, be admitted to probate.

Journal
Entry.

It is ordered that - days notice, in writing, of the
presentation of said will and of the application for the
admission of the same for probate, be given to the
surviving spouse and to the next of kin of said testator,
known to be resident of the State, and that a hearing on
said application will be had on the 22 day of August,
1940, at ten o'clock A.M.

L. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate.

In the Probate Court of Union County, Ohio.

In the Matter of The Will of
C. B. Zuspau, Deceased.

Case No. 14139 -

Waiver of Notice and Consent to Probate.

Waiver
of Notice

We, the undersigned, surviving spouse and next of kin
of C. B. Zuspau, deceased, and residents of the State of
Ohio, hereby waive notice of the presentation of said decedent's
Will for probate and consent to the admission of the
same to probate.

Annie Laura Zuspau.
Lusa P. Sanders.
J. G. Zuspau.
Hazel L. Carter.
C. V. Zuspau.

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Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Charles B. Zuspau, Deceased, No. 14139.

Testimony of Witnesses to Will.

Personally appeared in open Court J. W. Wood and G. S. Zuspau, 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 B. Zuspau, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated Nov. 2nd, 1922, purporting to be the last Will and Testament of Charles B. Zuspau, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said testator at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 19th day of August, 1940.

J. W. Wood
Richwood, Ohio.
G. S. Zuspau
Richwood, Ohio.

L. W. Hazen
Probate Judge.

Testimony of Witnesses to Codicil of Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of Charles B. Zuspau, Deceased, No. 14139.

The State of Ohio, Union County.

Testimony of Witnesses to Codicil.

Personally appeared in open Court Robert F. Allen and Marilyn Taylor 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 B. Zuspau, 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 August, A. D. 1938, purporting to be a codicil to and a part of the last Will and Testament of Charles B. Zuspau 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 a codicil to and a part of his Will; and that said Charles B. Zuspau at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Robert F. Allen.

14139

Sworn to witnesses

Application

In the Matter of Charles B. Zuspau, Deceased, to the Probate Court for the purpose of having the last Will and Testament of Charles B. Zuspau, deceased, admitted to probate.

Application for Commission

That I, the undersigned, am a resident of the State of Ohio, and am qualified to act as a witness in the execution of the last Will and Testament of Charles B. Zuspau, deceased, and I hereby request that you issue a commission to me to act as a witness in the execution of the last Will and Testament of Charles B. Zuspau, deceased.

The State of Ohio, Union County, Ohio.
Robert F. Allen
I believe in the truth of the foregoing statements.

Sworn to 20th day of August, 1940.

Order for Commission

In the Matter of Charles B. Zuspau, Deceased, to the Probate Court for the purpose of having the last Will and Testament of Charles B. Zuspau, deceased, admitted to probate. This do hereby certify to be true and correct. And it is the order of the court that a commission be issued to the undersigned to act as a witness in the execution of the last Will and Testament of Charles B. Zuspau, deceased, and that the same be sealed, signed, and filed.

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Sworn to before me and signed in my presence by said witnesses in open Court, this 22nd day of August, 1940.

Carrie W. Hornebeck - Deputy Clerk.

Application for Commission to Take Deposition of Witness to Codicil.
Probate Court, Union County, Ohio.

In the Matter of The Will of No. 14139,
Charles B. Guspan, Deceased. Application for Commission.
To the Probate Court of said County:

The undersigned respectfully represents that Charles B. Guspan late of said County, deceased, died testate on or about the 14th day of August, A. D. 1940; and that his Codicil was on the day of 1940 produced in open Court for Probate.

Application for Commission. That Marilyn Taylor witness to said Codicil reside out of the jurisdiction of said Court, to-wit: at 93-14th Avenue, Columbus, 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 20th day of August, 1940.

Respectfully - Robert F. Allen.

The State of Ohio, Union County.

Robert F. Allen being duly sworn says that the statements in the foregoing Application are true as he verily believes.

Robert F. Allen.

Sworn to before me and signed in my presence, this 20th day of August, 1940.

L. W. Hagen - Probate Judge.

Probate Court, Union County, Ohio.

In the Matter of The Will of August 14 - 1940.
Charles B. Guspan, Deceased. Order for Commission.

Order for Commission. This day Robert F. Allen appeared in open Court and made application for a commission, to issue to some suitable person to take the deposition of Marilyn Taylor witness to the Codicil of said Charles B. Guspan deceased. And it appearing to the Court that said witness reside out of the jurisdiction of this Court, to-wit: at

It is therefore ordered that such Commission, with said Codicil annexed, issue to Robert F. Allen 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.

L. W. Hagen - Probate Judge.

14139

Commission to Take Deposition of Witnesses to Codicil.
Probate Court, Union County, Ohio.

In the Matter of The Will of Charles B. Guspan, Deceased. No. 14139.
Commissioner.

To Robert H. Allen, Attorney:
Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of Marilyn Taylor subscribing witness to the instrument in writing, hereto annexed, purporting to be the Codicil of Charles B. Guspan, deceased, late of Village of Richwood, County of Union, in the State of Ohio; and therefore I command you that, at certain times and places appointed by you, you cause the said Marilyn Taylor to be brought before you, and there and there examine her, on oath or affirmation first taken before you, touching the due execution of said Codicil, and that you reduce such examination to writing and return the same, together with this commission and the Codicil of the said Charles B. Guspan, deceased, hereto annexed, closed up under your seal, unto our 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 25th day of August, 1940.

L. W. Hazen - Judge and
Ex-officio Clerk of the Probate Court.

Deposition of Witnesses to Codicil.
Probate Court, Union County, Ohio.

In the Matter of The Will of Charles B. Guspan, Deceased. No. 14139.
Depositor.

I, Robert H. Allen, duly appointed and commissioned by the Judge of the Probate Court of the County of Union in the State of Ohio, to take the deposition of Marilyn Taylor the subscribing witness to the instrument in writing purporting to be the Codicil of Charles B. Guspan, deceased, late a resident of said County of Union in the State of Ohio, which commission and the said Codicil are hereto annexed, do hereby certify, that in pursuance of said commission, I caused Marilyn Taylor said subscribing witness to come personally before me at _____, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Codicil, testified as follows:

Marilyn Taylor present at the execution of said Codicil hereto attached and at the request of the decedent, subscribed her name to said Codicil as witness in

Commission

Deposition

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the presence of B. Guspan, heard him and that of said _____ and not

I hereby myself, by said _____
Certificate. In testimony at Richwood, Ohio, this _____ day of _____, 1940.
Commissioner
Witness

In the Matter of The Will of Charles B. Guspan, deceased, late of Village of Richwood, County of Union, in the State of Ohio, and being duly sworn, she made, published, her last Will and Testament.

Last Will and Testament

First: - expenses of said decedent and decrease of said property.
Second: - Laura Guspan, wife of said decedent, wherefore to dispose of said property.
Third: - Annie Guspan, daughter of said decedent, last will and testament inventory in so far as such expenses.
By reference to this, and this one thousand

The foregoing Charles B. Guspan published and read

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the presence of said decedent, and that she saw said Charles B. Zuspau, deceased, sign said Codicil at the end thereof and heard him acknowledge the same to be his last Codicil; and that said decedent, at the time of the making and signing of said Codicil, was of full age, of sound mind and memory, and not under any restraint.

Marilyn Taylor.

Certificate.

I hereby certify that the foregoing was reduced to writing by myself, in the presence of said witnesses and subscribed by said witness in my presence, on this 20 day of Aug. 1940. In testimony whereof, I have hereunto set my hand, at Richwood, Ohio, this 20 day of Aug. 1940.

Certificate.

Commissioner's - Fee - \$

Robert H. Allen - Commissioner.

Witness Fees - \$1. Marilyn Taylor
Total \$ None.

Last Will and Testament.

In the Name of The Benevolent Father of All, Amen:
I, Charles B. Zuspau, of the Village of Richwood, County of Union, and State of Ohio, being about 63 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:

Last Will
and
Testament.

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 wife, Annie Laura Zuspau, absolutely and in fee simple, all the property, real and personal, of every kind and description, wheresoever situate, which I may own or have the right to dispose of at the time of my decease.

Third:- I make, nominate and appoint my wife, Annie Laura Zuspau, to be the executrix of this my last will and testament, and I request that pro inventory of my estate be made or taken of my estate, in so far as the same may be lawfully omitted, and I request that no bond be required of her as such executrix.

In Testimony Whereof, I have hereunto set my hand to this, my Last Will and Testament, at Richwood, Ohio, this 2nd day of November, in the year of our Lord, one thousand nine hundred and twenty two (1922).

Charles B. Zuspau.

The foregoing instrument was signed by the said Charles B. Zuspau in our presence and by his published and declared as and for his last Will and testament, and at his request, and in his

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presence, and in the presence of each other, we hereunto
subscribe our names as attesting witnesses at Richmond,
O., this 2nd day of November, A. D. 1922.

J. H. Wood, Residing at Richmond, Ohio.

H. S. Zuspau, Residing at Richmond, Ohio.

Codicil.

I, Charles B. Zuspau of Richmond, Ohio, having on the
2nd day of November, 1922, made my last Will and tes-
tament of that day naming and appointing therein
Annie Laura Zuspau as Executrix thereof, and because
of my desire to make a substitution thereof, I do make
and publish the following Codicil to my said Will.

Codicil.

Item I. I make, nominate, and appoint my son,
I. S. Zuspau of Richmond, Ohio, to be the Executor of
my said will and I request that no bond be required
of him as such.

Item II. In all other respects I confirm and
republish my said will.

Dated at Richmond, Ohio, this 27th day of August,
A. D., 1933.

Charles B. Zuspau.

Charles B. Zuspau.

Signed and acknowledged by the said Charles B.
Zuspau as and for his Codicil to his last Will
and Testament, in our presence and by us subscribed
as attesting witnesses in his presence and at his
request and in the presence of each other this 27th
day of August, A. D., 1933.

Robert F. Allen, residing at Richmond, Ohio.

Marilyn Taylor, residing at Richmond, Ohio.

Order Admitting to Probate and Record.
Probate Court, Union County, O.

In the Matter of The Will of August 22 - 1940.
Charles B. Zuspau, Deceased. Order Admitting to Probate and Record.
(A Witness Dead, Etc.).

This matter came on this day further to be heard, on
the application of I. S. Zuspau to admit to probate and
record the will of Charles B. Zuspau, deceased, late
of the Village of Richmond in said County, heretofore
filed in this Court.

Order Admitting to Probate and Record

It is now shown to the satisfaction of the Court that
said decedent died leaving Annie Laura Zuspau, sur-
viving spouse, and that the surviving spouse and
all the next of kin of said decedent known to be
resident of the State 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, pur-
suant to a former order of this Court, or have waived

14139

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14118
Filed
Sept. 3-1940.

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14129

notice and given consent to the probate of said will,
and it further appearing to the Court that J. F. Wood
and J. G. Ruppau (the subscribing witnesses to said will,
and Robert F. Allen and Marilyn Taylor, the subscribing
witnesses to the codicil,

Thereupon the four (4) of them appeared in open Court,
and duly sworn and examined according to law
touching the genuineness of the signature of said Charles
B. Ruppau attached to said will and codicil, which
testimony was reduced to writing, was subscribed by them
respectively, and was filed with said will.

Whereupon the Court finds that the aforesaid in-
strument of writing is the last will of said Charles
B. Ruppau deceased, that it was duly executed and
attested; and that the said testator at the time of
signing said will, was of full 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. Hazen - Probate Judge.

14118
Filed
Sept. 3 - 1940.

In the Matter of The Will of Mary Koffroth, Deceased.
(From Page 465)

In the Probate Court of Union County, Ohio.
Case No. 14118.
In the Matter of the Will of Mary Koffroth, Deceased. Affidavit as to the giving of Notice
Hladky Winter, Executor. of Admission of Will to Probate.
State of Ohio, County of Union, ss:

Robert F. Allen, being first duly sworn according to law,
deposes and says that Allen & Allen, the law firm of
which he is a member, are the Attorneys for Hladky
Winter, Executor of the Estate of Mary Koffroth, Deceased,
and that said Will was admitted to probate in this Court
on the 14th day of August, A. D., 1940. That on the 15th day
of August, A. D., 1940, he gave notice by registered mail of
the admission of said Will to probate to

- Isaac Lyons - 3414 Belvidere Ave., Detroit, Mich.
- Eva Orphal - 4874 Berkshire St., Detroit, Mich.
- Iona D. Alexander - 207 Weigard Blvd., Center City, Mich.
- Cecil L. Alexander - 19401 Sainsburg Ave., Rose Dale Park, Mich.
- Susan Daniels - Richmond, Ohio.

the lineal descendants and legatees and devisees in the
Will.

Robert F. Allen.

14118

Sworn to before me and subscribed in my presence this 19th day of August, A. D., 1940.

[Signature]

F. Le Roy Allen - Notary Public,
Union County, Ohio,
My Commission Expires Feb. 6 - 1942.

13770

Filed

Aug. 26 - 1940.

In the Matter of The Estate of Uau Anderson, Deceased.

In the Probate Court of Union County, Ohio.

In the Matter of the Estate of Uau Anderson, Deceased, Case No. 13770.

Application for Transfer of Real Estate.

Now comes Nell Snowden Hatcher, and represents to the Court that Uau Anderson, a resident of the Township of Blairsville in said County, did testate on the 4th day of December, 1938, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on January 24, 1939, admitted to probate on February 4, 1939, and recorded in Vol. 4, Page 273, of the Record of Wills in said County, and that on the 4th day of February, 1939, Nell Snowden Hatcher was duly appointed and qualified as Executor of the estate of decedent.

The Codicil of Uau Anderson, Deceased, provides as follows, to-wit:

"I give, and devise to my husband, M. L. Anderson, during his natural life the house and lot located on the south side of East Blagrove Street in the Village of Richwood, Union County, Ohio, which I have recently purchased from the estate of Melbie M. Fisher, deceased, and Arthur Fisher, deceased, the said M. L. Anderson, to have the entire income from said property during his natural life. If it becomes necessary for his maintenance and support, he shall have the full right and power to sell said property and use whatever of the proceeds of the sale, of the same may be necessary for his comfort, necessities, maintenance and support, the remainder of the proceeds of said sale to be in trust to him, and to pass to the remainder hereinafter.

After the death of my said husband, M. L. Anderson, I give, devise and bequeath said real estate or the remainder of the proceeds of the sale of the same to the following persons, absolutely and in fee simple, share and share alike, to-wit: Martha Siney, Todloo Buyers, J. D. Wynn and Elsie Wynn, or the survivor, Florence Kiser, Mary Kiser, John Kiser, George Kiser, Donald Wynn, Mary Multz, William S. Wynn, and Nell Snowden Hatcher.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of her death.

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Expires Feb. 6-1942.

Deceased.
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Situated in the County of Union, in the State of Ohio,
and in the Village of Richwood, and bounded and described
as follows:

Being a strip of land Eight (8) feet wide off the East
side of Lot No. One Hundred Forty Two (142) in the Village
of Richwood, O. Also a strip 28 feet wide of Richwood
lands and lying on the East side and adjoining the
above mentioned Eight-foot strip, being the same prop-
erty conveyed by Josephine Mc Danick to Paden Welsh
and Della Welsh, his wife, by deed dated Feb. 13th, 1915.

Insofar as they can be ascertained, the following is a
list of persons, with their ages, places of residence, and
relationship to the decedent and interest passing, to whom
each such parcel of real estate passed by descent or devise.

Name	Age	Residence	Relationship	Intim Passed
M. L. Anderson	Over 21	Richwood, Ohio	Husband	Wife Estate
Martha Sivey	Over 21	Jackson Township, Union County, O.	Grand-niece	One-eleventh remainder
Dooloo Buyer	Over 21	Jackson Township, Union County, O.	Grand-niece	One-eleventh remainder
A. C. Wynn and Elsie Wynn, for the survivors	Over 21	Jackson Township, Union County, O.	Brother, and Sister-in-law	One-eleventh remainder
Blanche Kiser	Over 21	1126 Beach 12th St., Far Rockaway, N.Y.	Step-daughter	One-eleventh remainder
Mary Kiser	Over 21	1126 Beach 12th St., Far Rockaway, N.Y.	Grand-daughter	One-eleventh remainder
John Kiser	Over 21	1126 Beach 12th St., Far Rockaway, N.Y.	Grand-son	One-eleventh remainder
George Kiser	Over 21	1126 Beach 12th St., Far Rockaway, N.Y.	Grand-son	One-eleventh remainder
Donald Wynn	Over 21	West Mansfield, Ohio	Nephew	One-eleventh remainder
William S. Wynn	Over 21	Argos, Indiana	Brother	One-eleventh remainder
Mary Tultz	Over 21	Stillwater, Okla.	Niece	One-eleventh remainder
Nell Snowden Hatcher	Over 21	Richwood, Ohio R. F. D.	None	One-eleventh remainder

Yours, petitioner, further represents that all known debts
of decedent's estate have been paid or secured to be paid,
or that sufficient other assets are in hand to complete
the payment thereof.

Your petitioner further represents that all the provisions
of law to be performed before filing this application,
have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real
estate to the parties herein named and to have the same
transferred and recorded in the proper County, as provided

13770

by law.

Nell Snowden Hatcher - Executrix.

State of Ohio, Union County, ss:

Nell Snowden Hatcher, Executrix, being ^{first} duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Nell Snowden Hatcher - Executrix.

Sworn to before me and signed in my presence this 26th day of August, 1939.

Robert F. Allen - Notary Public.
Union County, Ohio. My
Commission Expires May. 10 - 1940.

[Signature]

Journal Entry

Journal Entry.

This day came Nell Snowden Hatcher, Executrix of the Estate of Mary Anderson, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary Anderson, a resident of Claybourne Township, in said County, died December 4, 1938, that her last Will and Testament was filed in the Probate Court of Union County, Ohio, on January 24, 1939, admitted to probate on February 4, 1939, and recorded in Vol. D, Page 373, of the Record of Wills in said County, Ohio, and that on the 4th day of February, 1939, Nell Snowden Hatcher was duly appointed and qualified Executrix of the Estate of said decedent, that insofar as they can be ascertained, the following is a list of persons with their ages, place of residence and relationships to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Residence	Relationship	Portion Passed
M. L. Anderson	Over 21	Richwood, Ohio	Husband	Life Estate.
Martha Sney	Over 21	Jackson Township, Union County, Ohio	Grand-niece	One-eleventh remainder.
Paulo Buyer	Over 21	Jackson Township, Union County, Ohio	Grand-niece	One-eleventh remainder.
J. C. Wynn and Elsie Wynn, or the survivor	Over 21	Jackson Township, Union County, Ohio	Brother and Sister-in-law	One-eleventh remainder.
Blouise Kiser	Over 21	1126 Beach 12th St., Far Rockaway, U. S.	Step-daughter	One-eleventh remainder.
Mary Kiser	Over 21	1126 Beach 12th St., Far Rockaway, U. S.	Grand-daughter	One-eleventh remainder.
John Kiser	Over 21	1126 Beach 17th St., Far Rockaway, U. S.	Grand-son	One-eleventh remainder.
George Kiser	Over 21	1126 Beach 12th St., Far Rockaway, U. S.	Grand-son	One-eleventh remainder.
Donald Wynn	Over 21	West Mansfield, U. S.	Nephew	One-eleventh remainder.

13770

William S. W.

Mary Fulton

Nell Snowden

And in said in said the Court applicant; served upon situated, for the transfer of the property

14150 Filed Aug. 31-1940.

In the Matter of

The State of Ohio vs. The State of Ohio vs. Milton McT. The Probate Court your application late a copy on or above in writing, will; that W. Mc Bris who resides the following

Wanda Mary W. W. Mrs. W. H.

Your application that a title that said residents of presentated

The State of Ohio The above says that path. going appl

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William S. Wynne - Over 21 - Argos, Indiana - Brother - One-eleventh
 Mary Fultz - Over 21 - Stillwater, Okla. - Niece - One-eleventh
 Nell Euondus Hatcher - Over 21 - Richwood, Ohio - None - One-eleventh
 R. F. D. I remainder.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant, It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazlett Probate Judge.

14150
 Filed
 Aug. 31-1940.

In the Matter of The Last Will and Testament of Milton McBride, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County. Probate Court.

In the Matter of The Will of Milton McBride, Deceased. Application for Probate of Will.
 To the Probate Court of said County:

Your applicant respectfully represents that Milton McBride, late a resident of the Township of Taylor, in said County, died on or about the 29 day of April, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said Milton McBride died leaving Mary W. McBride of the age of 77 years as his surviving spouse, who resides at Taylor Township, Union County, Ohio, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Mary W. McBride	77	Widow	R. F. D. #2, Richwood, Ohio.
Mrs. W. H. Wheeler	33	Daughter	734 South Richardson Ave., Columbus, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Mary McBride - Applicant.
 Residence - R. F. D. #2, Richwood, Ohio.

The State of Ohio, Union County.

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

Oath.

Mary McBride.

14150 Sworn to before me and signed in my presence, this 27 day of August, 1940.



William R. Coleman - Notary Public, Union County, Ohio. Probate Court.

The State of Ohio, Union County.

In the Matter of The Will of Milton Mc Bride, Deceased.

Waiver of Notice and Consent to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, surviving spouse and next of kin of Milton Mc Bride, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will, for probate, and consent to the admission of the same to probate.

Mrs. Martha A. Wheeler.

Dated this 27 day of August, 1940.

The State of Ohio, Union County.

Probate Court.

In the Matter of The Will of Milton Mc Bride, Deceased.

August 31 - 1940.

Journal Entry on Presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Mary Mc Bride praying that any instrument in writing purporting to be the last will and testament of Milton Mc Bride, deceased, be admitted to probate:

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 30th day of August, 1940, at 10 o'clock A. M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of Milton Mc Bride, Deceased.

No. 14150.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court H. H. Collins and Carrie W. 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 Milton Mc Bride, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated September 12, 1935, purporting to be the last Will and Testament of Milton Mc Bride, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said Milton Mc Bride at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to in my presence in open court of August

I Milton Mc Bride, Ohio. Next of kin. And being duly sworn to make and subscribe heretofore

Witnesses by Second

Mc Bride to be heard

Third. be living, my daughter

open all my two children

North. W. Mc Bride and ask

In re Broadway

The force by the said

heard my testament in the presence

names of L. H. Collins

Carrie W. Collins

In the Matter of Milton Mc

This is the application and record of the testimony in this

Last Will and Testament

14150

Sworn to before me and signed in my presence by said witnesses in open Court, this 30th day of August, 1940.

L. H. Collins,
Broadway, W.
Carrie W. Collins,
Broadway, Ohio.

L. W. Hazen,
Probate Judge.

Last Will and Testament.

I Milton Mc Bride, of the County of Union and the State of Ohio. Realizing the uncertainty of continuance in life. And being of a disposing mind and memory. Do hereby make and publish this my last Will and Testament, hereby revoking all other Wills and Testaments by me heretofore made.

First. It is my Will that all my just debts and expenses be paid as soon as convenient after my decease.

Second. I give and bequeath to my Wife Mary W. Mc Bride all my property be the same personal or real, to be hers absolutely and in fee simple.

Third. If at the time of my decease my wife should not be living, then in that case I give and bequeath to my Daughter Martha A. Wheeler all my property, and in case she is not living at the time of my decease then all my said property shall be divided equally between her children living at that time.

Fourth. I hereby nominate and appoint my Wife Mary W. Mc Bride to be the executrix of this my last will and ask that she act without Bond.

In testimony whereof I hereby subscribe my name at Broadway this 12 day of September, A. D. 1935.
Signed, Milton Mc Bride.

The foregoing instrument was signed at the end thereof, by the said Milton Mc Bride 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 subscribe our names as attesting witnesses, at Broadway, Union County, Ohio.

L. H. Collins, resides Broadway, Ohio.
Carrie W. Collins, Broadway, Ohio.

Order Admitting to Probate and Record
Probate Court, Union County, Ohio.

In the Matter of the Will of Milton Mc Bride, deceased. August 31st, 1940.
Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Mary W. Mc Bride to admit to probate and record the Will of Milton Mc Bride, deceased, late of the township of Taylor in said County, heretofore filed in this Court.

Last Will and Testament

..., this 27 day
...-Notary Public,
Ohio.
... and consent to
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decedent's will,
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Representation
to the Court
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Milton Mc Bride,
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It is now shown to the satisfaction of the Court that said decedent did leave Mary W. Mc Bride his surviving spouse and that the surviving spouse and all the next of kin of said decedent (other than to be resident of the State 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.

Order Admitting to Probate & Record open

And L. H. Collins and Carrie M. Collins the subscribing witnesses to said Will, this day appeared in Court and having been duly sworn, testified respectively to the due execution and attestation of said Will, which testimony was reduced to writing, and 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 Milton Mc Bride, deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

14142

Filed

Aug. 19-1940.

In the Matter of The Last Will and Testament of H. R. Cahill, Deceased. Application for Probate of Will. The State of Ohio, Union County. Probate Court.

In the Matter of The Will of H. R. Cahill, deceased, Application for Probate of Will to the Probate Court of said County:

Your applicant respectfully represents that H. R. Cahill, late a resident of the Township of Washington, in said County, died on or about the 9th day of August, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said H. R. Cahill died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Fred Cahill	lg. age	Nephew	Central Lake, Michigan.
Hazel James	"	Niece	" " "
Mary Butler	"	"	Reoria, Ohio.
Mrs. Carrie Dennis	"	Niece	East Liberty, Ohio.
Harry Cahill	"	Nephew	54 N. 22nd St., Newark, Ohio.
Emma Dennis	"	Niece	960 Sullivans Ave., Columbus

14142

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Floyd
Bertha
C. H.
Maggie
Frank
Albert
Lenora

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Court that said surviving spouse & next of kin of State have said Will, and record in this Court, on the probate is the sub-appeared, no testified, re- of said Will, was pub- with said Will, instrument of was duly ex- testator, at age, of sound reprobate judge.

H. R. Cahill, deceased. probate of Will. H. R. Cahill, in said County, leaving and leaving persons address. Michigan. Ohio. Newark, Ohio. Ave. Columbus

14142	Margaret Owens	Age	Niece	Fayetteville, Tenn.
	Howard Cahill	"	Nephew	Highwood, Ohio.
	Lloyd Cahill	"	"	"
	Leatha Cahill	"	"	Marion, Ohio.
	C. H. Calbraith	"	"	1103 W. Broadway, Minneapolis, Minn.
	Maggie Williams	"	Niece	Bellefontaine, Ohio.
	Frank Cahill	"	Nephew	Marion, Ohio.
	Albert Cahill	"	Nephew	Newton, Ohio.
	Lenora Price	"	Niece	La Rue, Ohio.

your applicant offer the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Milburn Baker - Applicant.
Residence - West Mansfield.

The State of Ohio, Union County.

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

Oath

Sworn to before me and signed in my presence, this 19th day of August, 1940.

Richard C. Thrall
Justice of the Peace.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of H. R. Cahill, deceased.

Aug. 19-1940 - Journal Entry on Presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Milburn Baker praying that an instrument in writing purporting to be the last will and testament of H. R. Cahill, deceased, be admitted to probate:

It is ordered that 5 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 2nd day of September, 1940, at 10:00 o'clock, A. M.

L. W. Hazen - Probate Judge.

Notice to Next of Kin:
Probate Court, Union County, Ohio.

In the Matter of the Will of H. R. Cahill, deceased. No. 14142. Notice of Application to Probate. To Mary Butler, Mrs. Carrie Dennis, Harry Cahill, Emma Dennis, Howard Cahill, Lloyd Cahill, Leatha Cahill, Maggie Williams, Frank Cahill, Albert Cahill and Lenora Price: You are hereby notified that on the 19th day of August, 1940, an instrument of writing, purporting to be the last

14142

Will and Testament of H. R. Cahill, deceased, late of Washington Township, in said County, 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 2nd day of September, 1940, at 10:00 o'clock A.M.

Witness my signature and the seal of said Court, this 19th day of August, 1940.

L. W. Hazen - Probate Judge.

Notice to Next of Kin.

Returned.

The State of Ohio, Union County.

Wilberu Baker, being duly sworn, says that on the 21st day of August, 1940, he served the within notice by delivering a true copy thereof personally to the within named Mary Butler, Mrs. Carlis Dennis, Howard Cahill, Floyd Cahill, and Rena Rice and on the same day he served the within notice by registered mail to Harry Cahill, Emma Dennis, Luther Cahill, Maggie Williquus, Frank Cahill and Albert Cahill.

Wilberu Baker.

Sworn to before me and signed in my presence, this 3rd day of September, 1940.

Richard E. Thrall
Justice of the Peace.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of H. R. Cahill, deceased. No. 14142.

Testimony of Witnesses.

Personally appeared in open Court E. W. Vanmausdler 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. R. Cahill, deceased, I depose and say: I was present at the execution of the instrument of writing now before me, dated September 14, 1934, purporting to be the last Will and Testament of H. R. Cahill, deceased; that I, at the request of said Testator and in his presence, subscribed my name thereto as witness; and that I saw the said Testator sign said instrument and heard him acknowledge the same to be his last Will and Testament, and that said H. R. Cahill at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 3rd day of Sept. 1940.

E. W. Vanmausdler
West Mansfield, O. R. 1.

L. W. Hazen
Probate Judge.

Testimony of Witnesses.

14142

In the Matter of the Will of H. R. Cahill, deceased. No. 14142. I, H. R. Cahill, do hereby certify that the within named persons are the true and lawful heirs of the said deceased and that the same are the true and lawful heirs of the said deceased.

Proof of Signature of Witnesses to Will.

Sworn in open Court.

I, H. R. Cahill, do hereby certify that the within named persons are the true and lawful heirs of the said deceased and that the same are the true and lawful heirs of the said deceased.

Last Will and Testament.

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14142

Proof of Signature of Witness to Will.

In the Matter of The Will of
H. R. Cahill, Deceased

Probate Court, Union County, Ohio.
No. 14142.
Testimony.

Proof of
Signature
of Witness
to Will.

Personally appeared in open Court, Carrie W. Houbek and
Adel M. Kagay who being first duly sworn to testify the
truth, the whole truth, and nothing but the truth, in the
matter of the Will of H. R. Cahill deceased, depose and say,
that Leonard Cox whose name appears as one of the sub-
scribing witnesses to the last Will of H. R. Cahill, deceased,
herewith annexed, has, since the date of said Will, September
4, A. D. 1940, died; that we are each of us well acquainted
with the handwriting and signature of said deceased witness,
and that the signature of said Leonard Cox purporting to be
his, as one of the subscribing witnesses to said Will, is
the true and genuine signature of the said deceased wit-
ness Leonard Cox.

Carrie W. Houbek,
Adel M. Kagay.

Sworn to, before me and signed in my presence, in
open Court, this 21st. day of August, 1940.
L. W. Hazen - Probate judge.

Last Will and Testament

I, H. R. Cahill of Washington Co. Union Co., Ohio, being of
sound mind and memory I do make, publish and de-
clare, this to be my last will, and testament, intending there-
by to dispose of all my estate, both real and personal of
which I may die seized and possessed.

Last Will
and
Testament

First: I direct that payment of all my just debts and
funeral expenses, as soon as practicable after my decease.

Second: I bequeath to Leona Rice of Lakem, Ohio, the
sum of Fifty Dollars.

Third: I give, devise and bequeath unto Milburn Baker
and Margaret Baker, and their heirs and assigns all
the remainder of my property both real and personal, how-
ever the same may be known, or wherever the same
may be situated.

Lastly: I hereby nominate and appoint Milburn Baker
sole executor of this, my last will and testament, and
hereby revoke, call other, and former, wills, by me made,
and publish, declare, and establish this and this
only as my last will and testament.

In Witness whereof, I have herewith set my hand
at Mt. Victory, Ohio, this 4th. day of September in
the year of our Lord Nineteen Hundred and thirty-
four.

H. R. Cahill.

14142 Signed and acknowledged, by H. R. Cahill 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. September 4 - 1934.
Leonard Cox - Mr. Victory.
E. W. Vanuysdale.

Order Admitting to Probate and Record.
(A Witness, Read, Etc.)
Probate Court, Union County, Co.

In the Matter of the Will of H. R. Cahill, deceased. September 31 - 1940.
Order Admitting to Probate & Record.
(A Witness, Read, Etc.)

This matter came on this day further to be heard, on the application of Milburn Baker to admit to probate and record the will of H. R. Cahill, deceased, late of the Township of Washington in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and that all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate & Record

And it further appearing to the Court that Leonard Cox one of the subscribing witnesses to said will is

Thereupon Carrie W. Hornbeck and Adele M. Hagan appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said Leonard Cox attached to said will. Thereupon on this day came E. W. Vanuysdale, 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, sworn, subscribed by them respectively, and was filed with said will.

Whereupon the Court finds that the aforesaid instrument of writing is the last will of said H. R. Cahill, deceased, that it was duly executed and attested; and that the said testator at the time of signing said will, was of full 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. Hagan Probate Judge.

14145 Filed Sept 7 - 1940.

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14145
Filed
Sept 4-1940. In The Matter of The Last Will and Testament of C. R. Eddy, Deceased.
Application for Probate of Will.
The State of Ohio, Union County, Probate Court.

In the Matter of The Will of
C. R. Eddy, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that C. R. Eddy, late a resident of the Village of Richmond, in said County, died on or about the 6th day of August, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said C. R. Eddy died leaving no surviving spouse, and the following named persons are his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Nellie Ross	Apr 21	Daughter	Richwood, Ohio.
Gladys Morrison	Nov 21	Daughter	Richwood, Ohio.
Margaret Herd	Nov 21	Daughter	Union County, Ohio.
Charles Eddy	Apr 21	Son	West Virginia.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Nellie Ross - Applicant.
Residence - Richmond, Ohio.

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

Wath.

Sworn to before me and signed in my presence, this 4th day of September, 1940.
Ruth Hess - Notary Public,
Union County, Ohio.
My Commission Expires 5/26/41.

Seal

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of The Estate of
C. R. Eddy, Deceased. Waiver of Notice and Consent to Probate.

Waiver
of Notice

We, the undersigned, next of kin of C. R. Eddy, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Nellie Ross - Richmond, Ohio.
Gladys Morrison - Maion, O. R. #2.
Margaret Herd - Jamesfield, Ohio, R. D. 1.
Dated - August 31 - 1940.

14145

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of C. L. Eddy, Deceased. No. 14145.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court A. D. Parish and Gladys H. Eddy, 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. Eddy, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated September 18, 1939, purporting to be the last Will and Testament of C. L. Eddy, deceased; that we, at the request of said Testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said C. L. Eddy, at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 4th day of Sept. 1940.

A. D. Parish, Richmond, Ohio. Gladys H. Eddy, Richmond, Ohio.

L. W. Hagen Probate Judge.

Will.

I, C. L. Eddy, 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 Nellie Ross my daughter, four hundred dollars (\$400.00).

All the residue of my Estate Real and personal be divided equally, between my four children.

Nellie Ross, and Gladys Morrison, and Margaret Heard, and Charles Eddy,

I do hereby nominate and appoint Beards, Ross 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 18th day of September, 1939.

C. L. Eddy.

The foregoing instrument was signed at the end thereof by the said C. L. Eddy in our presence and we heard him acknowledge the same as his Last Will

Will.

14145

and true
as attest
A. D.
Gladys

In the Matter of the Will of C. L. Eddy, deceased. This is on the and rec Village of this, Ohio. It is, said dec that all resident of the file fruit it to a son and pin

Order Admitting And to Probate of Record open of respectively Will, scribed Will.

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14145

and Testament, and at the request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, this 18th day of September, 1939.

A. D. Parish, resides at Richwood, Ohio.
Gladys H. Eddy, resides at Richwood, Ohio.
Order Admitting to Probate and Record.

In the Matter of the Will of C. P. Eddy, deceased. September 4-1940. Order Admitting to Probate & Record.

This matter came on this day further to be heard, on the application of Nellie Ross, to admit to probate and record, the Will of C. P. Eddy, deceased, late of the Village of Richwood in said County, heretofore filed in this Court.

It is, now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate & Record.

And Gladys H. Eddy and A. D. Parish, 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 existing, is the last Will and Testament of said C. P. Eddy deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full age, of sound mind, of good 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. Hazen - Probate Judge.

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14076
Filed
Sept. 9-1940.

In the Matter of The Estate of Clayton Herd, Deceased.
Application for Transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of The Estate of Clayton Herd, Deceased. No. 14076. Application for Transfer of Real Estate.
Now comes Estella Herd, and represents to the Court that Clayton Herd, a resident of Keesburg Township, in said County, died intestate on the 15th day of May, 1940, and that on the 20th day of May, 1940, Estella Herd was duly appointed and qualified as Administratrix of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of his death.

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

Part of Virginia Military Survey No. 3696 and 6199. Beginning at a stone in the middle of the Askins Gravel Road, Northeast corner to George W. Melick and running thence with said Road S. 77° 45' E. 54.84 poles to a stone, northwest corner to David Franklin, et al.; thence with the line of said Franklin land and the land of R. W. Busch, S. 64° 45' E. 147.09 poles to the middle of the Hopewell Gravel Road; thence with said road S. 64° 30' W. 74.6 poles to a stake, corner to George Melick (withness a stone northeast 10 feet); thence with said Melick's line N. 30' E. 190.51 poles to the place of beginning.

Containing 63.9 acres, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Estella Herd	lg. age	Maquetic Springs, O.	Widow	One-third
Mabel Cryman	"	Kesauon, Ohio	Daughter	One-sixth
Gladys Beem	"	Richwood, Ohio	"	"
Harold E. Herd	"	Maquetic Springs, O.	Son	"
Clifford R. Herd	"	Akron, Ohio	"	"

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed, before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named and to have

14076

the same as provided in The State of Ohio that the said as she is Sworn day of Sep

Journal Entry

In the Matter of Clayton Herd, Deceased. This day of Clayton Herd, duly appointed real estate administrator of said decedent's estate, application of her for the said real estate, 15, 1940, duly appointed said decedent the following of residence passing, by decedent's name.

Estella Herd
Mabel Cryman
Gladys Beem
Harold E. Herd
Clifford R. Herd

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the same transferred and recorded in the proper County,
as provided by law.

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

Sworn to before me and signed in my presence, this 9th
day of September, 1940.

Richard C. Thrall
Justice of the Peace.

Journal
Entry

Journal, Entry.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Clayton Hurd, Deceased.
This day came Estella Hurd, Administratrix of the estate
of Clayton Hurd, deceased, and filed herein for application,
duly verified, for an order directing the transfer of certain
real estate belonging to said decedent, as set forth in the
application.

It appearing to the Court that Clayton Hurd, a resident of
Hessburg Township, in said County, died intestate on May
15, 1940, and that on the 20th day of May, 1940, she was
duly appointed, and qualified Administratrix of the estate of
said decedent; that insofar as they can be ascertained,
the following is a list of persons, with their ages, places
of residence and relationship to the decedent and interest
passing, to whom each such parcel of Real Estate passed
by decedent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Estella Hurd	64 age	Maquetic Springs, O.	Widow	One-third.
Mabel Fryman	" "	Radon, O.	Daughter	One-sixth.
Gladys Beebe	" "	Richwood, Ohio.	Daughter	" "
Harold E. Hurd	" "	Maquetic Springs, O.	Son	" "
Colifford L. Hurd	" "	Akron, Ohio.	Son	" "

And that the description of said real estate is as set out
in said application; and it appearing to the satisfaction
of the Court that the law has been fully complied with
by said applicant; It is hereby ordered that said real
estate be transferred upon the duplicate of the County
where such parcels are situated, to the persons named
herein, and that a certificate for the transfer of said real
estate, together with the description contained in the appli-
cation, be filed with the Recorder of the proper County for
records, as provided by law.

L. W. Hazen - Probate Judge.

14054
Filed
Sept. 10-1940.

In the Matter of The Estate of Frank Staley, Deceased.

Application for Transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of The Estate of Frank Staley, Deceased, No. 14054
Application for Transfer of Real Estate.

Now comes Dale Staley, and represents to the Court that Frank Staley, a resident of York Township in said County, died testate on the 24th day of March, 1940, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio, on April 10, 1940, admitted to probate on April 10, 1940, and recorded in Vol. X, P. 372 of Will Records of said County, and that on the 10th day of April, 1940, Dale Staley was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in York Township, Union County and State of Ohio, to-wit:

Part of Virginia Military Survey Nos. 3239 & 2984 and bounded and described as follows:

First tract: In survey No. 3239 - Beginning at a stone in the center line of the West Mansfield stone road and in the Survey line between Surveys Nos. 3239 and 2984; thence with said Survey line North 12 degrees East 228.77 poles to a stone in the south line of the Williams land (formerly O. B. Davis); thence with the south line of said Williams land south 78 degrees 30 minutes East 124 poles to a stone and thence southeast corner to said Williams land, and a corner to the Stouss land; thence with two consecutive lines of said Stouss land North 79 degrees 30 minutes East 21.50 poles to a stone; and thence South 3 degrees 35 minutes East 115.60 poles to a stone, another corner to said Stouss land; thence with a westerly line of said Stouss land North 79 degrees 5 minutes West 108.77 poles to a stone in the center of the Rockwood and Tobey stone road; thence with the center of said road South 12 degrees West 124 poles to its intersection with the center line of the West Mansfield stone road; thence with the center line of said West Mansfield road North 79 degrees West 66.21 poles to the beginning. Containing 156.25 acres, more or less.

Second tract: In Survey No. 2984 - Beginning at a stone in the center of the West Mansfield stone road and in the Survey line between Surveys Nos. 3239 & 2984; thence with said Survey line North 12 degrees East 228.77 poles to a stone in the south line of the Williams land (formerly O. B. Davis); thence with the

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south line of said Williams land North 82 degrees West 99.60 poles to a stone in said line, corner to the Stalder land, thence with the East line of the said Stalder land South 12 degrees West 228.77 poles to the center of the said West Mansfield road; thence with the center line of said road South 82 degrees East 99.60 poles to the beginning. Containing 142.75 acres, more or less.

Containing in both tracts 299 acres, more or less, subject to all legal highways. Said Frank Staley having an undivided one-half interest in fee simple in the above described real estate.

Third Tract: Situated in the Township of York and being part of Survey No. 3239;

Being an undivided one-half interest in the following: Beginning at an iron rod in the center of the Lockwood and Tobey Gravel Road, and in the north line of lands of Frank and Dale H. Staley; thence with said Staley's north line S. 78° E. 55.39 poles to a post, a corner to said Staley's land and also a corner to lands of Oliver C. Stouss; thence with said Stouss' west line N. 11° 10' E. 18.20 poles to the center of said Lockwood and Tobey Gravel Road; thence with the center of said Gravel Road N. 72° W. 55.35 poles to an angle in said road; thence continuing with the center of said gravel road S. 12° 30' W. 22.60 poles to the place of beginning. Containing 7 acres, more or less.

Refers to Union County Surveyor's Record No. 5, Page 357. Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise:

Name	Age	Place of Residence	Relationship	Portion Passed
Marie Staley	49 years	R. #3, West Mansfield, W.	Daughter	One-half.
Mildred Staley	49 years	R. #3, West Mansfield, W.	Daughter	One-half.

Your petitioners further represents that all known debts of decedent's estate have been paid or secured, to be paid, or that sufficient other assets are in hand to complete the payment thereof. Excepting a certain mortgage to the Federal Land Bank of Louisville, recorded in Vol. 110, Page 375-376 Mortgage Records, Recorder's Office, Union County, Ohio, and a mortgage to the Land Bank Commissioners, recorded in Vol. 110, Pages 377-378, Mortgage Record, Recorder's Office, Union County, Ohio, which said Marie Staley and Mildred Staley have assumed with the consent of said mortgagees.

Your petitioners further represents that all the provisions of law to be performed before filing this application,

14054

have been fully complied with by him.
Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Dale Staley.

The State of Ohio, Union County.

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

Dale Staley.

Sworn to before me and signed in my presence, this 4th day of September, 1940.

Richard C. Phell
Justice of the Peace.

Journal Entry.

Journal Entry.

Probate Court, Union County, Ohio.

Sept. 10 - 1940.

In the Matter of The Estate of Frank Staley, deceased. Authority to Transfer Real Estate.

This day came Dale Staley, Executor of the estate of Frank Staley, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Frank Staley, a resident of York Township, in said County, died testate on March 24, 1940, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio on April 10, 1940, admitted to probate on April 10, 1940, and recorded in Vol. X, P. 372 of Will Records of said County and that on the 10th day of August, 1940, Dale Staley was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent, and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Marie Staley	49 years	R.#3, W. Mansfield, O.	Daughter	One-half.
Mildred Staley	49 years	R.#3, W. Mansfield, O.	Daughter	One-half.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the application of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

14150
Filed
Sept. 7, 1940.

In the Matter of
Wilton Mc...
Now come
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and testatrix
Union County
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In the Matter of The Estate of Milton McBride, Deceased.
Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Milton McBride, Deceased. No. 14150.
Application for Transfer of Real Estate.

Now comes, Mary McBride, and represents to the Court that Milton McBride, a resident of Taylor Township in said County, died testate on the 29 day of April, 1940, that the last will and testament of decedent was filed in the Probate Court of Union County, Ohio, on the 3rd day of September, 1940, and admitted to probate on the 6th day of September, 1940, and recorded in Volume X, Page 491, of the Record of Wills in said County; that Mary W. McBride was named as the sole devisee under the Will and that she thereby secured the right, title, and interest of all the real estate of decedent herein and that decedent left no personal property; that therefore administration is unnecessary of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Being an undivided one-half interest;
Situated in the County of Union, in the State of Ohio, and in the Township of Taylor and bounded and described as follows:

Being part of Survey No. 3691 and bounded and described as follows:

Beginning at a stone (capped by tile) northwest corner to 50 acres of land conveyed by James W. Robinson to Jacob Snelzer and in the west line of said survey No. 3691; thence with said line N. 12 deg. 30' E. 132-64/100 poles to a stone in the center of the Brandy Road; thence with said road S. 84 deg. 15' E. 12 poles to a stake; thence N. 12 deg. E. 9-60/100 poles to the center of Boker Creek; thence down said creek and with the meanders thereof to the corner of land formerly owned by Ross Ford; thence with a line of the same S. 68 deg. E. 8 poles to a stake, another corner to said land in the center of said Brandy Road and in the line of lands formerly owned by David Buides; thence with said line S. 12 deg. 20' W. 1104-42/100 poles to a stone at the northeast corner to 25 acres of land conveyed by said James W. Robinson to W. H. Turvey; thence with the north line of said lands conveyed to said W. H. Turvey and said Jacob Snelzer N. 80 deg. 45' W. 149-64/100 poles to the place of beginning.

Containing 128 1/2 acres of land.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and

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relationships to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore, she prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

Mary McBride.

The State of Ohio, Union County.

Mary McBride, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Mary McBride.

Sworn to before me and signed in my presence, this 7th day of Sept. 1940.

William L. Coleman, Notary Public - Union County, O.

Journal Entry.

Journal Entry, Probate Court, Union County, Ohio.

In the Matter of the Estate of Milton McBride, Deceased. Authority to Transfer Real Estate. September 7 - 1940.

This day came Mary McBride, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Milton McBride, a resident of Taylor Township, in said County, did testate on April 29, 1940; that the Last Will and Testament of decedent was filed in the Probate Court of Union County, Ohio, on the 3rd day of September, 1940, and admitted to probate on the 16th day of September, 1940, and recorded in Vol. X, Page 491, of the record of Wills in said County; that Mary McBride was named as the sole executrix under the will and that she thereby secured the right, title, and interest of all the real estate of decedent herein and that decedent left no personal property; that therefore administration is unnecessary of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of Real Estate passed by

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14107 Filed July 9-1940.

In the Matter of the Estate of W. W. Mc E. the Court your Petitioner, said Court leaving as portions to died, leave spouse, persons

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 (And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
 L. W. Hazen - Probate Judge.

14107 In the Matter of The Last Will and Testament of L. W. McKittrick, Deceased,
 Filed Application for Probate of Will.
 July 9 - 1940. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of L. W. McKittrick, Deceased. Application for Probate of Will. To the Probate Court of said County:
 your applicant respectfully represents that L. W. McKittrick, late a resident of the Township of Jerome, in said County, died on or about the 1st day of July 1940, leaving an instrument in writing, herewith proposed, purporting to be his last will; that the said L. W. McKittrick died leaving none of the age of - years as - surviving spouse, who resides at - and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
W. W. McKittrick	A	Son	Dublin, Ohio.
M. E. McKittrick	A	Son	Marionville, Ohio.
Ula Eley	A	Daughter	Marion, Ohio.

your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Elton M. Nile - Applicant.
 Residence - Hillsville, O.

The State of Ohio, Madison County.
 The above named Elton M. Nile, being first duly sworn, says that the facts stated, and the allegations in the foregoing application contained, are true, as he verily believes.
 Elton M. Nile.

Sworn to before me and signed, in my presence, this 12 day of July, 1940.
 L. W. Hazen - Probate Judge.

14107

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of L. W. McKittrick, Deceased.

Waiver of Notice, and Request to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, next of kin of L. W. McKittrick, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

W. W. McKittrick.
M. E. McKittrick.
Olivia Viola Eley.

Dated this 12 day of July, 1940.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of L. W. McKittrick, Deceased.

July 12-1940 - Journal Entry on Presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Elton M. Hile praying that said instrument in writing purporting to be the last will and testament of L. W. McKittrick, deceased, be admitted to probate.

It is ordered, that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the estate, and that a hearing on said application will be had on the 12 day of July, 1940, at 10 o'clock A.M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of L. W. McKittrick, Deceased.

No. 14107.

Testimony of Witnesses.

Testimony of Witnesses.

Personally appeared in open Court Herman Davis + Susan J. Davis 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 L. W. McKittrick, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated Jan. 30, 1936, purporting to be the last Will and Testament of L. W. McKittrick, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we heard the testator acknowledge the signature affixed to said instrument to be his and that said L. W. McKittrick, at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 12 day of July, 1940. L. W. Hazen - P. J. Plain City, O. R. F. D. Susan J. Davis. Plain City, O. R. F. D.

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Last Will and Testament.

I, Leslie W. McKittrick, of the township of Jerome, Union County, Ohio, do hereby make, publish and declare this my Last Will and Testament in manner and form following.

Item I. I direct that all of my just debts and funeral expenses be paid as soon after my decease as is convenient.

Item II. I give, devise and bequeath to my wife, Laura McKittrick, all of my property, both personal and real, to be hers absolutely in fee simple.

Item III. It is my will that, if any of the property devised in Item II shall not be disposed of at the time of the decease of my wife, Laura McKittrick, the sum of Two Hundred Fifty Dollars shall go to my daughter, Olive Viola Ekey, and then any balance remaining shall be divided share and share alike among my three children, W. W. McKittrick, M. E. McKittrick and Olive Viola Ekey and their heirs.

Item IV. I nominate, constitute and appoint Elton M. Hill, executor of this my Last Will and Testament, to serve without bond.

In Testimony Whereof, I hereunto subscribe my name in Jerome Township, Union County, Ohio, this 30th day of January, in the year of our Lord, Nineteen Hundred Thirty Six.

Leslie W. McKittrick.

The foregoing instrument was signed at the end thereof by the said Leslie W. McKittrick 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 in Jerome Township, Union County, Ohio, this 30th day of January, A. D. 1936.

Herman Davis
Susan J. Davis

Order Admitting to Probate and Record.

Probate Court, Union County, O.
In the Matter of The Will of July 12-1940.
L. W. McKittrick, Deceased. Order Admitting to Probate and Record.

This matter came on this day further to be heard, on the application of Elton M. Hill, to admit to probate and record the Will of L. W. McKittrick, deceased, late of the township of Jerome in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that the next of kin of said decedent known to be resident

Court and consequent Will and Testament. McKittrick, devise further will for probate, to probate.

Court. usual Entry on will for Probate. admitted to the instrument in testimony of to probate. of the pre- for the ab- to the next dent of the tion will o'clock A.M. Probate Judge.

Last Will and Testament.

is. sses. man Davis om to testify the truth, and Testa- and say; instrument purporting of. McKittrick, tator and in mes thereto to, acknow- ent to be his re. of executing ible and e. R. F. D. vis. R. F. D.

14107 of the State 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.

Order Admitting to Probate & Record. And Merriam Davis and Susane J. Davis, 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 L. W. McKittrick deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

14166 Filed Sept. 25-1940. In the Matter of the Last Will and Testament of J. J. Watts, Deceased. Application for Probate of Will. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of J. J. Watts, Deceased. Application for Probate of Will. In the Probate Court of said County:

Your applicant respectfully represents that J. J. Watts, late a resident of the Village of Broadway, in said County, died on or about the 23rd day of August, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said J. J. Watts died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
S. S. Watts	over 21	Son	Broadway, Ohio.
Maudie A. Turney	over 21	Daughter	475 W. Williams St. Delaware, Ohio.
L. H. Watts	over 21	Son	118 S. Hartford Ave., Lancaster, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin, heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

S. S. Watts - Applicant.
Residence - Broadway, Ohio.

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The State of Ohio, Union County.

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

Oath.

S. S. Watts.
Sworn to before me and signed in my presence, this 24th day of September, 1940.

Ruth Kress - Notary Public,
Union County, Ohio.
My Commission Expires 5/26/41.

The State of Ohio, Union County.

In the Matter of the Will of J. J. Watts, Deceased. I, the undersigned, next of kin of J. J. Watts, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Waiver of Notice.

Wanda A. Turney.

The State of Ohio, Union County.

In the Matter of the Will of J. J. Watts, Deceased. An application having been this day presented to the Court by S. S. Watts praying that an instrument in writing purporting to be the last will and testament of J. J. Watts, deceased, be admitted to probate; I do hereby order that 5 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 4 day of Oct. 1940, at 10:00 o'clock A.M. from date of Sept. 30 - 1940.

Journal Entry.

L. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County.

In the Matter of the Estate of J. J. Watts, Deceased. I, the undersigned, next of kin of J. J. Watts, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Waiver of Notice.

L. H. Watts - 118 S. Hartford Ave., Centerville, Ohio.
Dated - Oct. 1 - 1940.

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Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of J. J. Watts, Deceased.

No. 14166.

Testimony of Witnesses.

The State of Ohio, Union County.

Testimony of Witnesses.

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 J. J. Watts, 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 April, A.D. 1931, purporting to be the Last Will and Testament of J. J. Watts, 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 Last Will and Testament; and that said J. J. Watts 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 5th. day of October, 1940.

L. W. Hargub Probate Judge.

Last Will and Testament.

I, J. J. Watts, of the Town 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.

Second:- I Give, Devise and bequeath to my Son S. S. Watts of Broadway, Union County, Ohio, a tract of land known as the Willis land located in Taylor Township, in Union County, Ohio, and consisting of fifteen (15) Acres, same adjoining land now owned and occupied by S. S. Watts, to be his absolutely and in fee simple. I also give devise and bequeath to the said S. S. Watts a lot in Broadway, Ohio, same adjoining Main Street, and in the easterly part of said Town of Broadway, and known as the Morris lot, to be his absolutely and in fee simple, also the sum of \$400.00 in cash.

Third:- I give, devise and bequeath to my Daughter Maude A. Turney now residing in Delaware, Ohio,

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Last Will and Testament.

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The House and Lot in which I now reside, same being in the Town of Broadway, Ohio, to be here absolutely and in fee simple, I also give and devise to said Maude A. Turney the sum of four Hundred Dollars, (\$400.00) to be here absolutely.

Fourth:- I give and bequeath to my Son L. H. Watts, the sum of four Hundred (\$400.00) Dollars to be here absolutely, It is also my Will and I do hereby direct that my herein-after named Executors give the said L. H. Watts a Note which I now hold against him in the sum of Three Hundred Sixty Five (\$365.00) Dollars.

Fifth:- It is my Will and I do direct that all my Chattels, in what ever form they may be in, including U. S. Government Bonds, held by me, shall be converted into cash, and divided equally between the above named S. G. Watts, Maude A. Turney, and L. H. Watts, share and share alike.

Sixth:- It is my Will and I do so direct that my two tracts of land near Broadway, The One known as the Rubson tract, containing One Hundred and Two, (102) Acres; Also a tract of land known as the Willis and Corver land, consisting of One Hundred and Ninety Two (192) Acres, Same being occupied by B. K. Jolliff as a rental, is to be divided between the Three herein named Heirs, S. G. Watts, Maude A. Turney, and L. H. Watts, share and share alike, to be divided satisfactory to the said S. G. Watts, Maude A. Turney, and L. H. Watts, or to be sold and the proceeds divided as seems best to their interests.

Seventh:- The U. S. Government Bonds mentioned in Item Five of this Will, is owned by me in the name of John J. Watts.

I do hereby nominate and appoint S. G. Watts, and R. C. Turney, Executors of this my Last Will and Testament, and it is my desire that they act without Bond.

I hereby revoke all other Wills by me heretofore made. In Testimony Whereof, I hereunto subscribe my name at Broadway this 18th. day of April in the year of Our Lord One Thousand Nine Hundred and Thirty One. J. J. Watts.

The foregoing instrument was signed at the end thereof by the said J. J. Watts in our presence and we heard him acknowledge the same as his Last Will and Testament, and at his request and in his presence, we hereunto respectively subscribe our names as attesting witnesses, at Broadway, Ohio, this 18th. day of April, A. D. 1931.

L. H. Collins, resides at Broadway, Ohio.
Carrie M. Collins, resides at Broadway, Ohio.

Last Will and Testament

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Order Admitting to Probate and Record.

Probate Court, Union County, W. Va.

In the Matter of the Will of J. J. Watts, Deceased. October 5-1940. Order Admitting to Probate and Record. This matter came on this day further to be heard, on the application of S. H. Watts and R. C. Turney, to admit to probate and record the Will of J. J. Watts, deceased, late of the Village of Broadway in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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, and have waived notice and given consent to the probate of said Will.

Order Admitting to Probate and Record.

And L. H. Collins and Garrie 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 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. J. Watts, deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

14039 Filed Oct. 1-1940.

In the Matter of The Estate of Emma C. Andrew, Deceased. (From Page 363.)

In the Probate Court, Union County, W. Va. No. 14039.

In the Matter of The Estate of Emma C. Andrew, Deceased. Waiver.

Whereas, on the 27th day of March, 1940, the last will and testament of Emma C. Andrew, deceased, was filed for probate in the Probate Court, of Union County, West Virginia,

Whereas, the said last will and testament was ordered probated and recorded on the 27th day of March, 1940, and since been recorded as case No. 14039, in Volume

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X, page 360, of the record of Wills of said Court, and, whereas, no notice of the filing of the said will for probate was received by or served on the undersigned prior to the order of probate, or the probating thereof. Therefore, I, the undersigned, do hereby consent to and approve the probating of the said will as of the said date of March 27th, 1940, and waive any exceptions or legal defects by reason of non-notice, time and the probating thereof, and do approve the said last will and testament, waive notice and agree not to contest the same and consent to the immediate administration of the estate of the said Emma C. Andrews, deceased, pursuant to the provisions of her last will and testament.

Kenewine Lawrence Moore.
(Mrs. Ralph Law Moore).

In the Probate Court, Union County, Ohio.
In the Matter of the Estate of Emma C. Andrews, Deceased. No. 14039.
Waiver.

Whereas, on the 27th, day of March, 1940, the last will and testament of Emma C. Andrews, deceased, was filed for probate in the Probate Court, of Union County, Ohio, and, whereas, the said last will and testament was ordered probated and recorded on the 27th, day of March, 1940, and since been recorded as Case No. 14039, in Volume X, page 360, of the record of Wills of said Court, and,

whereas, no notice of the filing of the said will for probate was received by or served on the undersigned prior to the order of probate or the probating thereof.

Therefore, I, the undersigned, do hereby consent to and approve the probating of the said will as of the said date of March 27th, 1940, and waive any exceptions or legal defects by reason of non-notice, time and the probating thereof, and do approve the said last will and testament, waive notice and agree not to contest the same and consent to the immediate administration of the estate of the said Emma C. Andrews, deceased, pursuant to the provisions of her said last will and testament.

Lena Wallace.

In the Probate Court, Union County, Ohio.
In the Matter of the Estate of Emma C. Andrews, Deceased. No. 14039.
Entry.

It appearing to the Court that the last will and testament of Emma C. Andrews, deceased, was filed for probate and probated and admitted to record on the 27th, day of March, 1940, and now it further appearing to the Court that at the time of filing and probating

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said will, Lena Wallace, a child of Cyrus Converse, deceased, who was a brother of the said Emma C. Andrews, deceased, and who resides in Lima, Ohio, and Genevieve Converse Moore, a child of said Converse, deceased, who was a brother of the said Emma C. Andrews, deceased, and who resides at 413 Glenlawn, Middletown, Ohio, were not notified of the filing and probating of said will, or waived notice thereof, and should have been notified or waived notice.

And, it further appearing to the Court that the said Lena Wallace and Genevieve Converse Moore, have on this day presented for filing waivers of notice and consented to the probating and recording of said will as of March 27, 1940, and waive any exceptions by reason thereof. Therefore, it is ordered by the Court that the said waivers of the said Lena Wallace and Genevieve Converse Moore, be, and the same are hereby, filed and it is further ordered that the same be made a part of the proceedings of the probating of said will and that the said waivers be recorded.

L. W. Hazen - Judge.

14171

Filed

Oct. 7 - 1940.

In the Matter of The Last Will and Testament of Fannie Gibson, Deceased.

Application for Probate of Will.

The State of Ohio, Union County.

Probate Court.

In the Matter of The Will of Fannie Gibson, Deceased.

Application for Probate of Will.

To the Probate Court of said County:

Your applicant respectfully represents that Fannie Gibson, late a resident of the village of Marysville, in said County, died on, or about the 20th day of September 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Fannie Gibson died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Elizabeth Willoughby	Full	Sister.	Marysville, Ohio.
Eddie Farboy	Full	Sister.	Hildray, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Elizabeth Willoughby - Applicant.
Residence - Marysville, Ohio.

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14171 The State of Ohio, Union County.
The above named Elizabeth Willoughby, being first duly sworn, says that the facts stated, and the allegations in the foregoing application contained, are true as she verily believes.
Elizabeth Willoughby.
Sworn to before me and signed in my presence, this 7th day of October, 1940.

Clifton L. Cayul - Notary Public,
Union County, Ohio.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Fannie Gibson, Deceased. October 7-1940. Journal Entry on Presentation of Will for Probate.
An application, having been this day presented to the Court by Elizabeth Willoughby praying that an instrument in writing purporting to be the last will and testament of Fannie Gibson, deceased, be admitted to probate.
It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kind of said testatrix, known to be resident of the State, and that a hearing on said application will be had on the 11 day of October, 1940, at 10 o'clock A.M. P. W. Hazen - Probate Judge.

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Fannie Gibson, Deceased. Waiver of Notice and Consent to Probate.
We, the undersigned, next of kin of Fannie Gibson deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate and consent to the admission of the same to probate.
Elizabeth Willoughby - Mansville, Ohio.
Eddie Taylor - Munday, Ohio.
Dated October 9-1940.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
In the Matter of the Will of Fannie Gibson, Deceased. No. 14171. Testimony of Witnesses.
Personally appeared in open Court Clifton L. Cayul and Louis E. Otte 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 Fannie Gibson, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated September 6-1939, purporting to be the last Will and Testament of Fannie Gibson, deceased; that we, at the request of said

14171

Testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument, and that said Fannie Gibson at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Given to before me and signed in my presence by said witnesses in open Court, this 11 day of October, 1940.

Clifton L. Cary,
Marysville, Ohio.
Louise Edward Utts,
Marysville, Ohio.

L. W. Hazen,
Probate Judge.

Last Will and Testament.

Know All Men by these Presents:

That I, Fannie Gibson, residing at 307 West Fifth Street, Marysville, Ohio, and being of lawful age and of sound and disposing mind and memory do hereby make, publish, and declare this to be my last Will and Testament, and hereby revoke all other last wills and testaments and codicils by me heretofore made.

Item 1. It is my will that all of my just debts and funeral expenses be paid out of my estate by my executor hereinafter made as soon after my decease as may be found convenient.

Item 2. I hereby give, devise, and bequeath the proceeds from the sale of my home located at 307 West Fifth Street here in Marysville, and also the proceeds of my household goods to my sister, Elizabeth Willoughby, now residing on the Marion Road, after the payment of the legacies here after mentioned.

Item 3. I give, devise, and bequeath that Homer G. Wade and his wife, Corbie Wade, of Dayton, Ohio, my set of china dishes, and \$100.00 in money.

Item 4. I give, devise, and bequeath the sum of \$200.00 in money to Boyd Randall of Marysville, Ohio.

Item 5. I do hereby nominate and appoint Boyd Randall as my executor herein and request that he be permitted to serve without bond, and that no appraisalment of my estate be had, and no publication of the same.

Item 6. It is hereby my will that in the event any of my next of kin should institute any action at law or in equity or any legal proceedings of any nature whatsoever for the purpose of contesting or in any way interfering with this my last Will and Testament shall be forever barred.

Item 7. It is hereby my will that my executor shall have the express power and authority to sell my

Last Will and Testament.

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real estate execute authority same

Persons describing of Fannie Gibson the present and her will and Louise Clifton

In the presence of Fannie Gibson on the day and month and year the village in this It is said that all residing the filing it to former given con

Order Admitting to Probate and Record and have due execution testimony respectively Wherein said of signed therefore to probate of the in Ohio this

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real estate and household goods at private sale and
execute a proper deed or deeds for the same without
authority of the Probate Court, and may pass title to the
same by deed as if I might do while living.

Personally appeared before us, the undersigned as sub-
scribing witnesses to the foregoing last will and testament
of Fannie Gibson, and while in her presence and in
the presence of each other, we saw her sign the same
and heard her acknowledge the same to be her last
will and testament.

Louis Edward Otto
Clifton L. Carroll.

Order Admitting to Probate and Record,
Probate Court, Union County, Ohio.

In the Matter of the Will of | October 11-1948.
Fannie Gibson, Deceased.

This matter came on this day further to be heard,
on the application of Elizabeth Willoughby to admit to probate
and record the Will of Fannie Gibson deceased, late of
the village of Maysville in said County, heretofore filed
in this Court.

It is now shown to the satisfaction of the Court that
said decedent died leaving no surviving spouse and
that all the next of kin of said decedent known to be
resident of the State 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.

Order Admitting to Probate and Record. And Clifton L. Carroll and Louis E. Otto, 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 tes-
timony was reduced to writing, was subscribed by them
respectively, and was filed with said Will.

Whereupon, the Court finds that the aforesaid instru-
ment of writing, is the last Will and Testament of
said Fannie Gibson deceased; that it was duly execu-
ted and attested; and that the said testatrix, at the time
of signing said Will, was of full 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. Hazen - Probate Judge.

14176
Filed
Oct. 9-1940.

In the Matter of The Last Will and Testament of William Fish, Deceased.
Application for Probate of Will.

The State of Ohio, Union County, Probate Court.
In the Matter of the Will of
William Fish, Deceased,
To the Probate Court of said County:

Your applicant respectfully represents that William Fish, late a resident of the Township of Jackson, in said County, died on or about the 30th day of September, 1940, leaving an instrument in writing, herewith produced, purporting to be his last will; that the said William Fish died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address.
Minnie Davis	over 21	Daughter.	Reoria, Ohio.
J. R. Fish	"	Son.	Madison, Michigan.
Mary Roberts	"	Daughter.	West Mansfield, Ohio.
Mertie Kaughn	"	Daughter.	Richwood, Ohio.
Ernest Fish	"	Son.	Richwood, Ohio.
Earl Fish	"	Son.	Haarman, Idaho.
Emil Fish	"	Son.	Reoria, Ohio.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Ernest Fish - Applicant.
Residence - Richwood, Ohio.

The State of Ohio, Union County.

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

oath.

Ernest Fish.
Sworn to before me and signed in my presence, this 8th day of October, 1940.

[Signature]
F. Le Roy Allen, Notary Public,
Union County, Ohio.
My Commission Expires Feb. 6-1942.

The State of Ohio, Union County, Probate Court.

In the Matter of the Will of William Fish, Deceased, on presentation of Will for Probate.

Journal Entry.

Application having been this day presented to the Court by Ernest Fish, praying that an instrument in writing purporting to be the last will and testament of William Fish, deceased, be admitted to probate.

It is ordered that five days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the

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next of kin and that the 14th.

The State of Ohio, Union County, Probate Court.
In the Matter of the Will of William Fish, Deceased,
Waiver of Notice.
We, the undersigned, and residing at the present address of Mrs. Ernest Emil Mary Minnie

In the Matter of the Will of William Fish, Deceased,
The State of Ohio, Union County, Probate Court.
Person being first duly sworn, truthfully reports that the execution of the said will by the said William Fish at the time and place stated in the foregoing instrument purporting to be his last will and testament, is well known to said person and that the same is well known to be genuine.

Testimony of Witness.

himself, and that the same is well known to be genuine.

William Fish, Deceased.

Probate of Will.

William Fish, in said county, 1940, leaving purportedly to Fish died having named

Executors. ... Ohio. ...

State and prayer of the same, who are notified as will for probate. ... Ohio.

duly sworn, ... he verily believes, ... this 8th.

Notary Public, Ohio. Expires Feb. 6-1942.

Annual Entry Will for Probate. ... testimony of ... writing, of the ... flow the ... to the

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next of kin of said testator, known to be resident of the state, and that a hearing on said application will be had on the 14th day of October, 1940, at 10 o'clock A.M.

W. W. Hazen - Probate Judge. Wainer of Notice and Consent to Probate. The State of Ohio, Union County. Probate Court.

Wainer of Notice.

On the Matter of the Estate of William Fish, Deceased. We, the undersigned, next of kin of William Fish deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

- Mrs. Mirtie Haughe - Richwood, Ohio. Ernest Fish - Richwood, Ohio. Emil Fish - Peoria, Ohio. Mary Roberts - West Mansfield, Ohio. Minnie Davis - Peoria, Ohio.

Testimony of Witnesses to Will.

Probated Court, Union County, Ohio. On the Matter of the Will of No. 14176- Probate of Will. William Fish Deceased. Testimony of Witness. The State of Ohio, Union County.

Testimony of Witness.

Personally appeared in open court Ray R. Kell 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 Fish deceased, deposes and says; That he was present at the execution of the instrument of writing now before him bearing dated the 27th day of December, A.D. 1916, purporting to be the last Will and Testament of William Fish deceased; that he subscribed his name thereto as a witness at the request of said testator and in his presence; that he saw said testator sign said instrument at the end thereof, and heard him acknowledge the same to be his Will, and that said William Fish at the time of executing the same was of full age, and of sound mind and memory, and not under any restraint.

And said affiant further testifies that Amos Farmer whose name appears as one of the subscribing witnesses to said Will has died since the date thereof; that he is well acquainted with the handwriting and signature of said deceased witness, and that the signature purporting to be that of said Amos Farmer as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness. Ray R. Kell.

14176

Sworn to before me and signed in my presence by said witness in open Court, this 11th day of October, 1940.
Carrie W. Haubeck-Deputy Clerk.

Proof of Signature of Witness to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of William Fish, deceased. No. 14176
Testimony.

Proof of Signature of Witness to Will.

Personally appeared in open Court Gladys Cheney, and Lou Lindsey who being first duly sworn to testify the truth, the whole truth, and nothing but the truth, in the matter of the Will of William Fish deceased, depose and say; that Anson Farmer whose name appears as one of the subscribing witnesses to the last Will of William Fish, deceased, hereto annexed, has, since the date of said Will, December 27, A. D. 1916, died; that we are each of us well acquainted with the handwriting and signature of said deceased witness, and that the signature of said Anson Farmer purporting to be his, as one of the subscribing witnesses to said Will, is the true and genuine signature of the said deceased witness Anson Farmer.

Gladys Cheney,
Lou Lindsey,

Sworn to before me and signed in my presence, in open Court, this 14th day of October, 1940.
L. W. Hazen-Probate Judge.

Last Will and Testament.

In the Name of the Benevolent Father of All:
I, William Fish of the Village of Richwood, 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, Emma A. Fish, all my estate, both personal and real to have and to hold said property during her natural life. After the decease of my said wife, I bequeath to my Daughter Mrs. Missie Davis, the one seventh of my estate as left at the death of my said wife. And to my Daughter Mary Roberts one seventh, Mertie Hayghaus one seventh, Ernest Fish one seventh, Earl Fish one seventh, J. R. Fish the one seventh and Emil Fish one seventh less six Hundred (\$600.) Dollars given to said Emil Fish during my life time.

Last Will and Testament.

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In short after the decease of my wife and the payment of all her just debts and funeral expenses, I desire the residue of my estate, divided equally between my seven children, as mentioned above. Except that my son Emil Fick has received Six Hundred Dollars of his share as stated above. William Fick.

I do hereby nominate and appoint Ernest Fick, 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 Richwood, Ohio, this 27 day of December in the year of our Lord One Thousand Nine Hundred and Sixteen. William Fick.

The foregoing instrument was signed at the end thereof, by the said William Fick in our presence and we regard 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 Richwood, Ohio, this 27 day of December, A.D. 1916.

Ray R. Gill, resides at Richwood, Ohio.

Amos Tamer, resides at Richwood, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of William Fick, Deceased. October 14 - 1940.

Order Admitting to Probate and Record. (As Witness Read, Etc.)

This matter came on this day further to be heard, on the application of Ernest Fick to admit to probate and record the will of William Fick deceased, late of the Township of Jackson in said County, heretofore filed in this Court.

Order Admitting to Probate and Record.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and all the next of kin of said decedent known to be resident of the State 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 it further appearing to the Court that Amos Tamer, one of the subscribing witnesses to said will, is dead.

Whereupon Gladys Cheney and Lou Lindsey appeared in open Court, and were duly sworn and examined according to law touching the genuineness of the signature of said Amos Tamer attached to said will. Whereupon on this day came Ray R. Gill, the other subscribing witness to said Will, who having been duly sworn, tes-

use by said October, 1940. Tauback-Deputy Clerk.

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Cheney, and to testify the truth, in presence, deposed appears as Will of Will- since the id; that the handwriting and that the to be his, by Will, is declared

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ified as 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 of said William Fish, deceased; that it was duly executed and attested; and that the said testatrix at the time of signing said will, was of full 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. Hazen - Probate Judge.

14029

Filed

Oct. 14-1940.

In the Matter of the Estate of Mary L. Schmidt, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 14029.
Mary L. Schmidt, Deceased. Application for Transfer of Real Estate.

Now comes Elizabeth M. Horton, and represents to the Court that Mary L. Schmidt, a resident of the village of Marysville in said County, died intestate on the 1st day of March, 1940, and that on the 7th day of March, 1940, Elizabeth M. Horton was duly appointed and qualified as Administratrix of the estate of said decedent.

The following is a description of each parcel of real estate situated in Ohio, owned by the decedent at the time of her death.

Situated in the County of Union in the State of Ohio and in the Village of Marysville and bounded and described as follows:

Beginning at a stake at the crossing of the southerly line of Ninth Street and the westerly line of London Street, in said Village; thence with said westerly, marking of said London Street, S. 15° W. 235 feet to a stake at the north-east corner of a lot formerly owned by Laura M. Wood; thence with the northerly line of said lot, and continuing the same course with the line of Elizabeth Carter's lot, N. 74° W. 305 feet to a stake at corner to said Elizabeth Carter's lot with the southerly line of said Ninth Street; thence with said line, N. 169° E. 378 feet to the place of beginning.

Containing 75/100 acres more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom

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of Real Estate, adjacent to the village of Mansfield, Ohio.

of real estate, this time of Ohio and described

the southernly London Street, adjoining of said lot the north- Mr. Wood; and continuing Carter's lot; said, Elizabeth Smith Street; to the place

following is a list, and to whom

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Name	Age	Place of Residence	Relationship	Portion Received
Elizabeth M. Horton	68	521 London Ave., Mansfield, Ohio.	Daughter	one-fourth.
Sarah Ellen Borovich	65	225 1/2 Indiana Ave., St. Louis, Mo.	Daughter	one-fourth.
Charles Smith	61	1046 Ann Ave., St. Louis, Mo.	Son	one-fourth.
Nelson F. Schmidt	57	4105 Wilmington Ave., St. Louis, Mo.	Son	one-fourth.

Your petitioner, further represents that all known debts of decedent's estate have been paid or secured to be paid, and that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Elizabeth M. Horton.

The State of Ohio, Union County.

Elizabeth M. Horton, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Elizabeth M. Horton.

Sworn to before me and signed in my presence, this 14th day of October, 1940.

Wm. R. Cameron - Notary Public in and for Union County, Ohio.

Journal Entry.

Journal Entry, Probate Court, Union County, Ohio.

In the Matter of The Estate of October, 14th 1940. Mary R. Schmidt, Deceased. Authority to Transfer Real Estate.

This day came Elizabeth M. Horton, Administratrix of the estate of Mary R. Schmidt, deceased, and filed therein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary R. Schmidt, a resident of the village of Mansfield, in said County, died intestate on March 1st, 1940, and that on the 17th day of March, 1940, Elizabeth M. Horton was duly appointed and qualified Administratrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest

14029

passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Elizabeth M. Horton	48	521 London Ave., Maysville, Ohio.	Daughter	one-fourth.
Sarah Ellen Berberich	65	225 1/2 Indiana Ave., St. Louis, Mo.	Daughter	one-fourth.
Charles Smith	61	1046 Ann Ave., St. Louis, Mo.	Son	one-fourth.
Nelson F. Schmidt	57	4105 Wilmington Ave., St. Louis, Mo.	Son	one-fourth.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

8073
Filed
Oct. 14-1914.

In the Matter of the Estate of R. L. Plotner, Deceased.
Application for Transfer of Real Estate,
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 8073,
R. L. Plotner, Deceased. Application for Transfer of Real Estate.
Now comes Colifton K. Carl, and represents to the Court that he is the attorney for Chester R. Ballinger, administrator of the estate of Belle Plotner, deceased, a resident of York Township, Union County, Ohio. Applicant further says that R. L. Plotner died testate on the third day of October, 1914, leaving Belle Plotner his widow and surviving spouse, and Charles Dana Plotner, his son. That said last Will and Testament was duly admitted to probate on the fifteenth day of October, 1914, and that Anna L. Plotner was appointed as administering with the will annexed of said estate; that said last Will and Testament, among other things, devised all of the following real estate hereinafter described to Charles Dana Plotner, the son of R. L. Plotner, deceased. Said real estate is described as follows:
Situating in the County of Union, in the State of Ohio, and in the township of York, in Survey No. 3236, and bounded and described as follows:

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Beginning at a stone in the South line of Survey No. 5290 and in the center of the West Mansfield and Bynalia Gravel Road formerly called the Ballinger road; thence with said Survey line N. 80 deg. 38' W. 123-1/2 poles to a stone and piece of rock at Northeast corner of the Richard, now Hamilton land; thence with the East line of said Hamilton land S. 7 deg. 13' W. 129-4/10 poles to a stone and piece of rock at the northwest corner of the Wm. Ballinger, now Richwood land; thence S. 80 deg. 38' E. with the North line of said Richwood land 123 1/2 poles to the center of the West Mansfield and Bynalia gravel road; thence with the center of said road N. 7 deg. 13' E. 129-4/10 poles to the place of beginning, containing One Hundred Acres (100) more or less. The North Half of the above described land being the same that was conveyed by Wm. Andrews to W. H. Plotter Aug. 15, 1864, and recorded in Book 26, page 596, of the Records of Union County, Ohio; the South half being land conveyed by Jonathan Hauser and wife to W. H. Plotter, April 1, 1868, and recorded in Book 33, page 1 of said records.

That on the 23rd day of December, 1914, a commission as to election of widow was issued by said Probate Court to W. H. Plotter authorizing him to ascertain the value of the provisions made by R. L. Plotter, deceased, in his will for his widow, Belle Plotter, in lieu of the provisions made by law in the estate of the said deceased consort; that on the 27th day of May, 1915, the said W. H. Plotter made his report and ascertained the value of the provisions made by said R. L. Plotter, deceased, according to law, and ascertained, among other things, under the law, the value of the rights by law in the estate of the said deceased consort to be one-third of one hundred (100) acres of the real estate herein described, and valued the same at \$3333.34, or thirty-three and one-third acres, (33 1/3) acres, said portion of real estate was approved by the Probate Court, among other things, as that, belonging to Belle Plotter, as her interest in said estate by virtue of her election to take under the law. The 33 1/3 acres herein mentioned were transferred on the tax duplicate to the said Belle Plotter, and by inadvertence was not recorded in the County Recorder's office of Union County, Ohio.

Wherefore, your applicant prays for a certificate transferring said real estate to Belle Plotter herein named, and to have the same noted, "transfer not necessary", and recorded in the proper county as provided by law.

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 No. 3236,

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Clifton L. Garth, Attorney for
Chester R. Ballinger, Admin-
istrator of the estate of Belle
Plotner, deceased.

State of Ohio, County of Union, ss:
Clifton L. Garth, being first duly sworn, says that
the facts stated in the foregoing application are true
as he verily believes.

Clifton L. Garth.

Sworn to before me and subscribed in my presence
this eighth day of October, 1940.

Mildred L. Klatt, Notary Public,
Union County, Ohio.

Probate Court, Union County, Ohio.

Journal
Entry.

In the Matter of the Estate of
R. L. Plotner, deceased. Case No. 8073 - Journal Entry,
Authority to Transfer Real Estate.

This day came Clifton L. Garth, attorney for Chester
R. Ballinger, administrator, of the estate of Belle Plotner,
deceased, and filed herein his application, duly verified,
for an order directing the record of certain real estate
belonging to said decedent, Belle Plotner, as set forth
in the application.

It appearing to the Court that R. L. Plotner, a resident
of York Township, in said County, died testate on the
third day of October, 1914, and that on the fifteenth day
of October, 1914, Anna L. Plotner was duly appointed
and qualified as the administratrix with the will
annexed of the estate of said decedent. That the decedent,
R. L. Plotner, was survived by Belle Plotner, his widow
and surviving spouse, and Charles Dana Plotner, his
son. That by virtue of the last will and testament of
R. L. Plotner, deceased, all of his real estate was de-
vised to his son Charles Dana Plotner. That on the
23rd day of December, 1914, a commission was issued
to W. H. Plotner for the purpose of protecting the interest
of Belle Plotner, and on the 27th day of May, 1915,
the said W. H. Plotner made his return to the Court of
said commission, reporting an election of said widow
to take under the law, and not the will; that on the
27th day of May, 1915, the Probate Court approved said
election setting off to Belle Plotner 33 1/3 acres of
real estate, for one-third of the 100 acre tract of
which the decedent, R. L. Plotner, died seized. The
Court further finds that the real estate described in
the application herein was set off by the Probate Court
under the law to Belle Plotner, now deceased. And it
appearing to the Court that the law has been fully
complied with by said applicant, it is hereby ordered

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that said real estate be noted "Transfer not necessary" upon the duplicate of the county where such parcel of land is situated, and that a certificate of said real estate, together with the description contained in the application be filed with the Recorder of the proper county for record as provided by law.
 L. W. Hazen - Probate Judge.

14182
 Filed
 Oct. 28 - 1940.

In the Matter of The Last Will and Testament of Martin L. Anderson, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County, Probate Court.

In the Matter of the Will of Martin L. Anderson, Deceased. Application for Probate of Will.
 To the Probate Court of said County:

Your applicant respectfully represents, that Martin L. Anderson, late a resident of the Township of Blairtown, in said County, died on or about the 23rd day of October, 1940, leaving an instrument in writing, hereunto produced, purporting to be his last will; that the said Martin L. Anderson died leaving no surviving spouse, and the following named persons as his only next of kin, to-wit:

Blouise Kiser - Daughter - 1126 Beach 12th., St. Van Rockaway, New York.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Blouise Kiser - Applicant.
 Residence - 1126 Beach 12th., St. Van Rockaway, New York.

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

Wath.

Sworn to before me and signed in my presence, this 26th, day of October, 1940.

Milo L. Myers - Notary Public.
 Probate Court.

The State of Ohio, Union County.
 In the Matter of the Will of Martin L. Anderson, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.

Waiver of Notice.

We, the undersigned, next of kin of Martin L. Anderson, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate, forthwith.

Blouise Kiser.
 Dated this 26th, day of October - 1940.

14182

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of
Martin K. Anderson, Deceased.

October 28th., 1940. Journal Entry,
on Presentation of Will for Probate.

Journal
Entry.

An application having been this day presented to the Court
by Florence S. Prier praying that any instrument in writing
purporting to be the last will and testament of Martin K.
Anderson, deceased, be admitted to probate: and all in-
terested parties, having waived notice and time.

It is ordered that a hearing on said application be had
on the 28th., day of October, 1940, at 1:00 o'clock P.M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of
Martin K. Anderson, Deceased.

No. 14182.

Testimony of Witnesses.

Personally appeared in open Court of Floyd H. Cahill and
Margaret C. Cahill 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 K.
Anderson, deceased, depose and say: We were present at
the execution of the instrument of writing now before us, dated
October 31st., 1932, purporting to be the last Will and
Testament of Martin K. Anderson, deceased; that we, at
the request of said testator and in his presence, respectively
subscribed our names thereto, as witnesses; and that we
saw said testator sign said instrument and that said
Martin K. Anderson at the time of executing the same, was
of full age, and of sound mind and memory, and not under
any restraint.

Testimony
of
Witnesses.

Sworn to before me and
signed in my presence by
said witnesses in open Court,
this 28th., day of October, 1940.

Margaret C. Cahill.

Floyd H. Cahill,
Richwood, Ohio.

L. W. Hazen
Richwood, Ohio.
Probate Judge.

Last Will and Testament.

In the Name of The Benevolent Father of All, I, Martin
K. Anderson, of Richwood, Union County, Ohio, being of sound
mind and memory, do hereby make, publish and declare
this my last Will and Testament:

First: I direct my Executor hereinafter named to pay
all my just debts and expenses of my last sickness
and funeral, as soon as convenient after my death.

Second: I give and bequeath to my wife, Nancy M.
Anderson, should she outlive me, all my household
and kitchen furniture, silverware, and all personal
chattels used as household furnishings.

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Third: I give and bequeath to my said wife, Nancy M. Anderson, the sum of Five Thousand (\$5,000.00) Dollars in lieu of her dower, and in place of any and all inheritance in my estate, which she might have had if I had left no Will, and in case she shall elect to receive the same and release all claims by inheritance, as my widow in my estate. To be paid as follows: Five Hundred (\$500.00) Dollars as soon as convenient for my Executor to do so, and the remaining Forty Five Hundred (\$4500.00) Dollars within eighteen months after my death.

Fourth: I give, devise and bequeath to my beloved daughter by a former marriage, Florence Fisher, of Brookside, New Jersey, all the rest and remainder of my estate of whatever nature, real or personal, of any other kind or description, to have and to hold for herself and her heirs and assigns forever.

Fifth: In case my said wife, Nancy M. Anderson, should predecease me in death, I give to my said daughter, Florence Fisher, all my estate both real and personal.

Sixth: I hereby name and request the appointment of Charles W. Parikh, of Clairbourne Township, Union County, Ohio, as Executor of this Will.

In Witness Whereof, I have hereunto set my hand this thirty first date of October, A. D. 1932.

Martin L. Anderson.

The foregoing instrument on the date thereof was signed at the said time by the Testator, Martin L. Anderson, and by him declared as 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 hereto signed our names, as witnesses, thereto.

Floyd H. Cahill residing at Richmond, Ohio.

Margaret C. Cahill residing at Richmond, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of Martin L. Anderson, deceased. October 28th, 1940.

This matter came on this day further to be heard, on the application of Florence Fisher to admit to probate and record the Will of Martin L. Anderson, deceased, late of the Township of Clairbourne in said County, heretofore filed in this Court. It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent, known to be resident of the State 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

Order Admitting to Probate & Record.

Journal Entry, Will for Probate, to the Court in writing of Martin L. and all in- tion be had look P.M. - Probate Judge. Ohio.

mes. H. Cahill and to testify the with, in relation of Martin L. present at before us, dated Will and that we, at ices, respectively and that we that said he same, was and not under

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probate of said Will.

And Floyd H. Cahill, and Margaret C. Cahill, 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 Martin G. Anderson deceased; that it was duly executed and attested; and that the said testator, at the time of signing said Will, was of full 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. W. Hazen - Probate Judge.

14166

Filed
Oct. 31-1940.

In the Matter of The Estate of J. J. Watte, Deceased.

Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 14166.

J. J. Watte, Deceased, Application for Transfer of Real Estate.

Now comes S. S. Watte, and represents to the Court that J. J. Watte, a resident of Broadway in said County, did testate on the 23rd day of August, 1940; that his last Will and Testament was filed in the Probate Court of Union County, Ohio, on the 25th day of September, 1940, admitted to probate on October 5, 1940, and recorded in Vol. X, Page 512, of the Record of Wills in said County and that on the 5th day of October, 1940, S. S. Watte and R. C. Turney were duly appointed and qualified as Executors of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.
"Exhibit A"

Situated in the County of Union in the State of Ohio being part of Survey No. 5641, 5806 & 6495 in Taylor Township bounded and described as follows:

Beginning at a stake in the center of Main Street and in the West line of West Street in the Village of Broadway; thence with the west line of West Street N. 16° W. 27 poles to a stake at the northwest corner of Water & West Streets; thence S. 74° W. 17-80/100 poles to a stake corner to lands conveyed to Abram Carver by Z. C. Pooler on the 7th day of March, 1881; thence S. 16° E. 27 poles to a stake corner to said lands and in the center of said Main Street

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in said Village of Broadway; thence N. 74° E. 17-80/100 poles to the beginning. Containing Three Acres, more or less.
 Also all of Sub-Lot No. 49 in the Village of Broadway (see Plat Book 600 full description). Being the same land and lot, set off and assigned to Pauline M. Pooler as her domesticate in lands of Z. C. Pooler, deceased, Sept. 27, 1881, in Case No. 4081, Pauline M. Pooler vs. Dawson S. Pooler, et al., Union County Common Pleas Court (see complete record, Vol. 20 page 460).

Also the following described real estate situated in the County of Union in the State of Ohio and in the Township of Taylor, being part of V. M. Surveys Nos. 5778, 5641, 5803 and 6495 bounded and described as follows:

Beginning at a stake in the center of the Delaware and Bellefontaine State Road southeast corner to land formerly owned by John R. Burson; thence with the center of said road N. 73° E. 56 poles to a stake (21 poles west of the west line of West Street in the Village of Broadway); thence N. 17° W. 27 poles to a stake in the north line of Water Street in said Village; thence with said line N. 75° E. 63 poles to a stake in the west line of Center Street; thence with said line N. 17° W. 25 poles to a stake in the north line of School Street; thence with said line N. 73° E. 39 poles to a stake in the west line of Survey No. 829; thence with said line N. 8° E. 110 poles to a stone (cutress, a beech) S. E. corner to S. V. Doup's land; thence with the South line of said land N. 82° W. 113 poles to a stake southwest corner to said land in the center of the Sprague and Yardsley Road; thence with the center of said road S. 8° W. 222 poles to the beginning. Containing 124 acres, more or less.

Also the following described real estate situated in the County of Union in the State of Ohio and in the Township of Taylor, being part of Virginia Military Surveys Nos. 5778, 5641, 5806 and 6495.

Beginning in the center of the Broadway and Newton Gravel Road (cutress a stone 15 1/2 feet N. 11-3/4° E.); thence N. 11-3/4° E. 170.43 poles to a stone in the Township Center; thence S. 78 1/2° E. 116.06 poles to a stone in the center of the Sprague Road; thence with the center of said Sprague Road S. 11 1/4° W. 92.36 poles to a stone; thence S. 73° W. 20.42 poles to a stone; thence S. 16° E. 18.54 poles to the center of the Broadway and Newton Gravel Road; thence S. 75-3/4° W. with the center of said Gravel Road 120 poles to the beginning. Containing 102 acres, more or less.

Also the following described real estate situated in the County of Union in the State of Ohio and in the Township of Taylor, being part of Survey No. 829 and bounded and described as follows:

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Requining at a stone and broken tile at the southwest corner of Res. W. Furman's land and in the west line of said Survey; thence with said Survey line S. 12° W. 225.60/100 poles to a stone and brick in the north line of Water Street in the Town of Broadway; thence with said line N. 76° E. 117 poles to a stone at the corner of said town as originally laid out; thence with the east line of an alley S. 14° E. 210.20 poles to a stone and brick in the westerly line of the N.Y. P. and O. R.R.; thence with said railroad line N. 45 1/2° E. 38.20 poles to a stone at the southerly corner of said formerly owned by Henry Willis; thence with the west line of said Willis' land N. 12 1/4° E. 208.30 poles to a stone at the northwest corner of said Res. W. Furman's lands; thence with said line N. 78° W. 46.40 poles to the beginning.

Containing 63.60 acres, more or less.

"Exhibit B."

Situated in the County of Union in the State of Ohio and in the Township of Taylor, part of Survey No. 329, and bounded and described as follows:

Commencing in the center of the Pharosburg and Broadway Gravel Road at the Southeast corner of S. G. Watts' five acre tract east of and adjoining to Broadway (whence a stone N. 11° 45' E. 25 feet); thence with the center of said road N. 76° E. 35 rods to a stake at the southwesterly corner of Ida L. Fox's land (whence a stone N. 11° 45' E. 25 feet); thence with the west line of said Fox's land N. 11° 45' E. 90 poles to a stone in the easterly line of N. Y. P. & O. R. R. lands; thence with said railroad lands S. 46° W. 55.20 poles to a stone at the northeasterly corner of said Watts' land; thence with the east line of said land S. 11° 45' W. 60.70 poles to the beginning.

Containing fourteen and eighty hundredths acres (14.80).

Also the following described real estate situated in the County of Union in the State of Ohio and in the Village of Broadway, and bounded and described as follows: Being four lot, Number Ninety-Three (93) in Yarrington's and Wright's Addition to Broadway, and being on Main Street.

For further description see Plat of said Addition in Recorder's Office at Marysville, Ohio.

"Exhibit C."

Situated in the County of Union in the State of Ohio and in the Village of Broadway and bounded and described as follows:

Requining at a stone in the center of the Delaware and Bellefontaine Vike (being S. 75° 45' W. 507.5 feet from the east side of West Street in Broadway) and at the northwesterly corner of B. C. James' 40/100 acre tract (not owned

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by W. L. Wheeler); thence with the west line of said tract S. 3° W. (passing an iron rod at 25 feet) 308 feet to an iron rod; thence parallel to said road S. 75° 45' W. 37 feet to an iron rod; thence N. 14° 15' W. (passing an iron rod at 176 feet) 195 feet to a stake in the center of said pike; thence with the center of said pike N. 75° 45' E. 696.1 feet to the beginning.

Containing thirty hundredths (30/100) acres, more or less. Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed, by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
S. G. Watts	over 21	Broadway, Ohio	Son.	All Exhibit B; one-third Exhibit A.
Maudie A. Turney	over 21	Delaware, Ohio	Daughter	All Exhibit C; one-third Exhibit A.
L. H. Watts	over 21	Centerburg, Ohio	Son.	One-third Exhibit A.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

S. G. Watts.
R. C. Turney.

The State of Ohio, Union County.
S. G. Watts, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

S. G. Watts.
R. C. Turney.

Sworn to before me and signed in my presence, this day of October, 1940.

Deed
L. W. Hazen - P. J.

Journal Entry.

Journal Entry.
Probate Court, Union County, Ohio.

In the Matter of The Estate of J. J. Watts, Deceased. Authority to Transfer Real Estate.
This day came S. G. Watts, Executor of the estate of J. J. Watts, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain

14166

real estate belonging to said decedent, as set forth in the application.
 It appearing to the Court that L. J. Watte, a resident of Broadway, in said County, did testate on August 23, 1940, that his Last Will and Testament was filed in the Probate Court of Union County, Ohio, on the 25 day of Sept. 1940, admitted to probate on October 5, 1940, and recorded in Vol. X, Page 572 of the Record of Wills of said County, and that on the 5th day of October, 1940, L. J. Watte and R. C. Tummy were duly appointed and qualified Executors of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
L. J. Watte	over 21	Broadway, Ohio.	Son	All Exhibit B; one-third Exhibit A.
Maude A. Tummy	over 21	Delaware, Ohio.	Daughter	All Exhibit C; one-third Exhibit A.
L. H. Watte	over 21	Centerville, Ohio.	Son	One-third Exhibit A.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge

14164

Name
 Fred D. Smith
 Carolyn A. Smith
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14164
 Filed
 Sept. 17-1940.

In the Matter of The Last Will and Testament of Amy A. Smith, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Amy A. Smith, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Amy A. Smith, late a resident of the village of Raymond, in said County, died on or about the 23rd day of August, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Amy A. Smith died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Waiver
 of Notice

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Probate judge

Amy A. Smith,
Deceased.
Probate of Will.
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of her, to-wit:

14164	Name	Age	Degree of Kinship	P. O. Address.
	Fred D. Smith	Adult	Brother	Marysville, Ohio, R. D. #4.
	Carolyn A. Davis	Adult	Sister	Richwood, Ohio, R. F. D.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Arthur T. Arnold
By - R. M. Lucas, Atty. Applicant.
Residence - 3711 Cleverly Blvd.
Columbus, Ohio.

The State of Ohio, Franklin County.
The above named Arthur T. Arnold, being first duly sworn, says that the facts stated and the allegations in the foregoing application contained, are true as he verily believes.

Oath
Sworn to before me and signed in my presence, this 14th day of September, 1940.

R. M. Lucas - Notary Public,
Franklin County, Ohio.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of September 17-1940 - Journal Entry on
Amy A. Smith, Deceased. Presentation of Will for Probate.

Journal Entry.
Any application having been this day presented to the Court by Arthur T. Arnold praying that said instrument in writing purporting to be the last will and testament of Amy A. Smith, deceased, be admitted to probate;

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix, known to be residents of the State, and that a hearing on said application will be had on the - day of September, 1940, at 10:00 o'clock A.M.

L. W. Hasey - Probate Judge.

Waiver of Notice and Consent to Probate.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of
Amy A. Smith, Deceased. Waiver of Notice and Consent to Probate.

Waiver of Notice.
We, the undersigned, next of kin of Amy A. Smith deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Fred D. Smith - Marysville, Ohio, R. D. #1.
Dated September 19th - 1940.

14164

Waiver of Notice and Consent to Probate.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of
Amy A. Smith, Deceased.

Waiver of Notice and Consent to Probate.

Waiver
of Notice.

I, the undersigned, next of kin of Amy A. Smith, deceased, and residents of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.

Mrs. Carolyn A. Davis.

Dated September 20th, 1940.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of No. 14164.

Amy A. Smith, Deceased. Testimony of Witnesses.

Testimony
of Witnesses.

Personally appeared in open court Mrs. M. A. 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 Amy A. Smith, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated June 14th, 1940, purporting to be the last Will and Testament of Amy A. Smith, deceased; that we, at the request of said testatrix, and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and that said Amy A. Smith at the time of executing the same, was of full age and sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open court, this 19 day of Sept. 1940.

Mrs. M. A. Southard.
Marysville, Ohio.

L. W. Hasey.

Probate Judge.

Application for Commission to Take Deposition of Witness to Will.
Probate Court, Union County, Ohio.

In the Matter of the Will of No. 14164.

Amy A. Smith, deceased. Application for Commission.

To the Probate Court of said County:

Application
for
Commission.

The undersigned respectfully represents that Amy A. Smith late of said County, deceased, died testate on or about the 23rd day of August, A.D. 1940; and that her Will was on the 17th day of September, 1940 produced in open court for Probate.

That Eda M. Ruhwedel, a witness to said Will resides out of the jurisdiction of said Court, to-wit: at 386 East Maynard Avenue in the City of Columbus, Ohio.

14164

The undersigned requests that the deposition be taken.
Dated

The State of Ohio
I, William
the undersigned
do hereby

Sworn to
this day of

In the Matter of
Amy A. Smith
deceased.
This
and more
some part
of this
deposition
has been
read and
approved
by me.

Order
for
Commission

386 East
It is
said Will
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of said
be returned
this cause

Commissioner

In the Matter of
Amy A. Smith
deceased.
To the Probate Court
of Union County, Ohio
I give you
this deposition
to take the
deposition of
the witness
and the
and place
M. Ruhwedel
there exact
before you

Commissioner

14164

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 31st day of October, 1940.

The State of Ohio, Union County. Respectfully - Wm. R. Cameron.

William R. Cameron, being duly sworn says that the statements in the foregoing Application are true as he verily believes.

Wm. R. Cameron. Sworn to before me and signed in my presence, this 31st day of October, 1940.

L. W. Hazen - Deputy, Probate Court, Union County, Ohio.

In the Matter of the Will of October 31st, 1940. Amy A. Smith, Deceased. Order for Commission.

Order for Commission

This day William R. Cameron appeared in open Court and made application for a Commission, to issue to some suitable person to take the deposition of Eda M. Ruhwedel witness to the will of said Amy A. Smith, deceased. And it appearing to the Court that said witness resides out of the jurisdiction of this Court, to-wit: at 386 East Weynard Avenue, in the City of Columbus, Ohio.

It is therefore ordered that such Commission, with said Will annexed, issue to R. M. Lucas, 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.

L. W. Hazen - Probate Judge.

Commission to Take Deposition of Witness to Will. Probate Court, Union County, Ohio.

In the Matter of the Will of No. 14164. Amy A. Smith, Deceased. Commission.

To R. M. Lucas, Greeting:

Commission

Know you, that I, Judge of the Probate Court of Union County, Ohio, have appointed you, and by these presents do give you full power and authority to examine and take the deposition of Eda M. Ruhwedel, subscribing witness to the instrument in writing, heretofore annexed, purporting to be the Will of Amy A. Smith, deceased, late of the village of Raymond, County of Union, in the State of Ohio, and therefore I command you that, at certain times and places, appointed by you, you cause the said Eda M. Ruhwedel to be brought before you, and there and there examine her, on oath or affirmation first taken before you, touching the due execution of said Will, and

Probate Court. Amy A. Smith, deceased. I hereby waive notice of Probate, and to.

Ohio. Mrs. G. Southard Smith, the whole to the executor of the will of Amy A. Smith, deceased, dated at the residence, respectively and that in the same way, and not

Witness to Will. Ohio. Commission. Amy A. Smith, deceased. and that her produced in id. Will resides at 386 East Ohio.

14164 that you reduce such examination to writing and return the same, together with this commission and the Will of the said Amy A. Smith, deceased, thereto annexed, closed up under your seal, unto our 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 31st day of October, 1940.

L. W. Hazen - Judge & Ex-officio Clerk of the Probate Court.

Deposition of Witnesses to Will. Probate Court, Union County, Ohio.

In the Matter of The Will of Amy A. Smith, deceased, No. 14164. Deposition.

I, R. M. Lucas, duly appointed and commissioned by the Judge of the Probate Court of the County of Union in the State of Ohio, to take the deposition of Eda M. Ruhnvedel the subscribing witness to the instrument in writing purporting to be the Will of Amy A. Smith, deceased, late a resident of said County of Union, in the State of Ohio, which commission and the said Will are hereto annexed, do hereby certify, that in pursuance of said commission I caused Eda M. Ruhnvedel said subscribing witness to come personally before me at Columbus, Ohio, who, being first duly sworn according to law to speak the truth, the whole truth and nothing but the truth, concerning and in respect to the due execution of said Will, testified as follows:

Deposition

I was present at the execution of said Will hereto attached and at the request of the decedent, subscribed my name to said Will as subscribing witness in the presence of said decedent; and that I saw said Amy A. Smith, deceased, sign said Will at the end thereof and heard her acknowledge the same to be her last Will; and that said decedent, at the time of the making and signing of said Will, was of full age, of sound mind and memory, and not under any restraint.

Eda M. Ruhnvedel.

Last Will and Testament of Amy A. Smith.

I, Amy A. Smith, of Marysville, Ohio, being of full age, and sound and disposing mind and memory, and not under restraint, and desiring to make disposition of my property and affairs while in health and strength, I do hereby make, publish, and declare the following to be my last will and testament.

Item 1. It is my will and desire that all my just debts and funeral expenses be paid out of my estate by my executor, hereinafter named, as soon after my decease as the same can be conveniently done.

Items 2 requires a thing set to Mrs. change of two ki to leg crayon. do to the octave fo to 16. to Ele and, mak to Uel picture a to Ma of Columb Receiver hand pa to Fr and my tionary; to of to to Sa to tre to Ma handle to Ma to Mrs china pe to to ro tooth pe to Fr My r set ring are to be Item church in the window be I stand a memo letters for and her

Last Will Testament

14164

Item 2. I give, devise and bequeath to the persons whose names are set forth below in this paragraph the various things set opposite their names to wit:

- To Mrs. Laura A. Fogle, my Mother's Gold Watch and chain in purple velvet case.
- To Chas. H. Smith, the gold banded Pitcher case made of two kinds of wood.
- To Carolyn Smith Davis, our large family bible, her crayon drawing picture, also her enlarged picture.
- To the Methodist Church at Marysville, Ohio, my five octave folding organ, for evangelistic work.
- To Chas. H. Smith, my typewriter.
- To Eleanor Smith my tallest art glass vase, hand painted and used for same.
- To Nellie Smith, my aunt; Grandpa Smith's enlarged picture and my mother's and father's picture in gold frames.
- To Macie Dawson Spangenberg, wife of Policeman Spangenberg of Columbus, Ohio, my locket set not hand painted hair receiver and to her mother, Mrs. Chas. Dawson, my hand painted comb tray in green.
- To Harold Evans, my black ebony choir leader's Baton and my Choir leader's Book, and "People's Biblical Dictionary", also other Religious Books.
- To Heber Herd, Uncle five Herd's pictures in gold frames.
- To Volly Haster, my heavy gold frame mirror size 10x14.
- To Sarah Haster my snakehead ring.
- To Fredonia Smith my "S" initial gold seal ring.
- To Mrs. Cecil Fogle my art dish basket with gold handle for spoons.
- To Mrs. Glen Mathys my Ricker backer car.
- To Mrs. Lottie Evans, my gold handled art hand painted china pitcher with wild roses and boat scene thereon.
- To Mrs. Verna Wyeth, Uncle Henry Wyeth's enlarged picture.
- To Lottie Evans my silver teaspoons and cut glass tooth pick holder.
- To Heber Herd Uncle five Herd's pictures in gilt frames.

My ring of 4 small diamonds and 2 pearls, my blue set ring and my brooch of six rubies and my clothing are to be given to whom Mrs. Eleanor Smith thinks best.

Item 3. I give, devise and bequeath to the Methodist Church at York Center \$300.00 for a memorial window in the north window of the church. I request that the window be a full view figure of Christ similar to "Behold I stand at the door and knock" by Karl Schonherr, a memorial window at Wellesley College. In small letters below the picture "In Memory of Philander H. and Lucy P. Smith by their daughter, Amy."

Last Will and Testament

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 the Will
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 Probate Court,
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 in presence of
 witnesses, Ohio,
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14164

Item 4. I give, devise and bequeath, to my cousin, Chas. H. Smith, of York Township, Union County, Ohio, the sum of \$200.00.

Item 5. I give, devise and bequeath to Mr. and Mrs. Arthur T. Arnold, 307 E. Gay Street, Columbus, Ohio, or to their survivor, the sum of \$200.00.

Item 6. All the rest, residue and remainder of my estate I give, devise and bequeath to The Ohio Council of Churches and Religious Education, 307 E. Gay Street, Columbus, Ohio, to be used for Bible Training and spreading of the Word of God.

I do hereby constitute and appoint my cousin, Chas. H. Smith of York Township, Union County, Ohio, sole executor of this my last will and testament, and expressly desire and request that no bond or other security be required of him for the performance of his duties as said executor.

I hereby fully authorize and empower my said executor to sell all or any part of my property, real or personal, as he may desire for as may be necessary, for such prices and upon such terms and conditions as he may deem wise and proper, and to make, execute and deliver to the purchaser or purchasers thereof proper deeds and conveyances therefor, to adjust, settle and compromise all or any debts or claims which may be presented against my estate or which may be due my estate as shall seem most advantageous and expedient, to make, execute and deliver all deeds and other writings binding my estate in the settlement thereof, as may be deemed necessary; to fill and comply with all and any contracts relative to real estate unsettled at my decease, and to make deeds therefor in any case where I am bound either at law or equity, so to do.

In Witness Whereof, I have hereunto set my hand, this 14th day of June, in the year of our Lord, One Thousand Nine Hundred Forty (1940).

Amy A. Smith.

Signed, acknowledged and declared by the abovesaid, Amy A. Smith, as and for her last Will and Testament in the presence of us, the undersigned, who, at her request, and in her presence, and in the presence of each other, have subscribed our names as witnesses thereto, this 14th day of June, 1940.

Mrs. M. A. Southard residing at Marysville, O.
Eda M. Ruhwedel residing at Columbus, Ohio.

14164

In the W. Amy A.

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Order Admitting R. W. to Probate & Record, subscribing

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14164

Order Admitting to Probate and Record.

In the Matter of the Will of
Amy A. Smith, Deceased.

Probate Court, Union County, Ohio.
November 8th 1940.

Order Admitting to Probate and Record.
(Commissioner Returned).

This matter came on this day further to be heard, on the application of Arthur I. Arnold to admit to probate and record the will of Amy A. Smith, deceased, late of the Village of Raymond in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse, and that all the next of kin of said decedent known to be residents of the State 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.

Order Admitting to Probate and Record.

R. M. Lucas, the Commissioner heretofore appointed to take the deposition of Eda M. Ruhwedel 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 on the 19 of September, 1940, came before this Court Mrs. M. A. Southard, the other of said subscribing witnesses. 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 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 of said Amy A. Smith deceased; that it was duly executed and attested; and that the said testator at the time of signing said will was of full 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 record in this Court.

L. W. Hagen - Probate Judge.

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14184
Filed
Nov. 4-1940.

In the Matter of The Last Will and Testament of Lettie A. Hodges,
deceased.
Applicator for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Lettie A. Hodges, deceased, Applicator for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Lettie A. Hodges, late a resident of the Township of Dover, in said County, died on or about the 13th. day of September, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Lettie A. Hodges died leaving Watterman M. Hodges of the age of 50 years as her surviving spouse, who resides at Marysville, Ohio, Route #3, and the following named persons, as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
James H. Hodges	29	Son	2927-5th Avenue, Huntington, W. Va.
Winifred A. Howe	25	Daughter	Marysville, Ohio, Route #3.
Charles T. Hodges	17	Son	Marysville, Ohio, Route #3.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Watterman M. Hodges - Applicant.
Residence - Marysville, Ohio, Route #3.

The State of Ohio, Union County.

The above named Watterman M. Hodges, being first duly sworn, says that the facts stated and the allegations in the foregoing applicator contained, are true as he verily believes.

Watterman M. Hodges.

Sworn to before me and signed in my presence, this 4th day of November, 1940.

Milo R. Myers, Notary Public.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Lettie A. Hodges, deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.

We, the undersigned, surviving spouse and next of kin of Lettie A. Hodges, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Watterman M. Hodges.

Winifred A. Howe.

Dated this 4th day of November, 1940.

Waiver of Notice.

Oath.

14184

The State of Ohio, Union County.

Journal Entry.

In the Matter of the Will of Lettie A. Hodges, deceased, by Watterman M. Hodges, Applicant for Probate of Will. It is the order of the Court that a time be fixed for the proving of the said will, and that the said next of kin be notified according to law of the presentation of the said will for probate.

In the Matter of the Will of Lettie A. Hodges, deceased.

To Charles Watterman and who

you are

1940 and

and Township

and as the same be for the number, 4th day

Notice to Next of Kin.

The State of Ohio, Union County.

H. S. T. day of

defining named M. Hodges minor,

Returns.

Sworn to 7th day

Sherriff's Service +

Kettie A. Hodges,
Deceased.
Probate of Will.
Kettie A. Hodges,
in said
September, 1940,
produced, pur-
Kettie A. Hodges
of 50 years
Marionville,
Mo., as her

Address
Huntington,
W. Va.
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Notary Public.
and consent
will and testament.
next of kin
State of Ohio,
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14184

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Kettie A. Hodges, Deceased. November 4, 1940. Journal Entry, on Presentation of Will for Probate.
An application having been this day presented to the Court by Watterman W. Hodges, praying that an instrument in writing purporting to be the last will and testament of Kettie A. Hodges, deceased, be admitted to probate.
It is ordered that 5 days notice, in writing, of the presenta- tion of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testator, known to be resident of the State, and that a hearing on said application will be had on the 9th. day of November, 1940, at 10 o'clock A.M.

Journal Entry.

L. W. Hazen - Probate Judge.
Notice to Next of Kin.
Probate Court, Union County, Ohio.

In the Matter of the Will of Kettie A. Hodges, Deceased. No. 14184. Notice of Application to Probate.
To Charles F. Hodges, a minor, of the age of 17 years, and Watterman W. Hodges, his father, with whom he resides and who has the custody thereof, he having no Guardian.
You are hereby notified that on the 4th. day of November, 1940, an instrument of writing, purporting to be the last Will and Testament of Kettie A. Hodges, deceased, late of Dodge Township, in said County, 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 30th. day of November, 1940, at 10:00 o'clock A.M.

Notice to Next of Kin.

Witness my signature and the seal of said Court, this 4th. day of November, 1940.
L. W. Hazen - Probate Judge.

Return.

The State of Ohio, Union County.
H. S. Roosa, being duly sworn, says that on the 4th. day of November, 1940, he served the within notice by delivering a true copy thereof personally to the within named Charles F. Hodges, a minor, and to Watterman W. Hodges, his father, he having the custody of said minor, and with whom he resides, he having no Guardian.
H. S. Roosa.

Return.

Sworn to before me, and signed in my presence, this 7th. day of November, 1940.

Sherriff's Fee
Service + Return - \$1.00

Edith A. Woody - Notary Public,
Union County, Ohio.
My Commission Expires Aug. 18-1943.

14184

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of
Lettie A. Hodges, Deceased.

No. 14184.

Testimony of Witnesses.

Personally I appeared in open Court, Arthur D. Lowe and Charles D. 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 Lettie A. Hodges, deceased, do depose and say: We were present at the execution of the instrument of writing now before us, dated July 5th, 1940, purporting to be the last will and testament of Lettie A. Hodges, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument, and acknowledge the signature affixed to said instrument to be hers and that said Lettie A. Hodges at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Testimony of Witnesses

Sworn to before me and

signed in my presence by Charles D. Webb.

said witnesses in open Court, Mansville, Ohio.

this 9th day of November, 1940. Arthur D. Lowe.

Judge of the W. Casey, Mansville, Ohio, Route #3.

Probate Judge.

Last Will and Testament.

I, Lettie A. Hodges of the township of Dover 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.

Item 2. All the rest and residue of my property, be it real, personal, or mixed, of whatsoever nature and wherever found I give and devise to my husband, Watterman M. Hodges, to be his absolutely.

Item 3. I hereby appoint my husband, Watterman M. Hodges, executor of this my last will and testament, and direct that he be permitted to qualify as such without being required to give bond therefor.

1940.

In testimony whereof, I have hereunto set my hand this 5th day of July, 1940.

Lettie A. Hodges.

Last Will and Testament.

14184

Signed and
heretofore
by me as
said in
1940.

In the Matter of the Will of Lettie A. Hodges, deceased.

I, the undersigned, Clerk of the Court, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in this Court's records.

It is my duty to certify that said deceased was at the time of her death single and unmarried, and that she was not under any legal disability at the time of her death, and that she was not insane at the time of her death, and that she was not under any restraint at the time of her death.

Under Authority of the Probate Court of Union County, Ohio.

Respectfully,
Clerk of Court.

Witness my hand and the seal of said Court at Mansville, Ohio, this 10th day of November, 1940.

Therefor to probate records of this

14184

Signed and acknowledged by the said Etta A. Hodges as her last will and testament in our presence, and signed by us as witnesses thereto at her request in her presence and in the presence of each other this 5th day of July, 1940.

Arthur D. Lowe.
Chas. D. Webb.

Order Admitting to Probate and Record,
Probate Court, Union County, Ohio.

By the Matter of the Will of Etta A. Hodges, Deceased. November 9th - 1940.
This matter came on this day further to be heard, on the application of Watterman W. Hodges to admit to probate and record the Will of Etta A. Hodges, deceased, late of the Township of Doves in said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving Watterman W. Hodges surviving spouse and that the surviving spouse and all the next of kin of said decedent known to be resident of the State have been duly served with notice of the filing 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.

Order Admitting to Probate and Record

And Arthur D. Lowe, and Chas. D. Webb, 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.

Upon upon, the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said Etta A. Hodges, deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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 this Court.

L. W. Hagen - Probate Judge.

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10860
Filed
Nov 9-1940.

In the Matter of the Estate of Philip Burns, Deceased.
Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

In the Matter of The Estate of Philip Burns, Deceased. No. 10860. Application for Transfer of Real Estate.

Now comes Kitty Randall, and represents to the Court that Philip Burns, a resident of Marysville in said County, died testate on the 13th day of August, 1940, that his last will and testament was filed in the Probate Court of Union County, Ohio, on August 19, 1940, admitted to probate on August 19, 1940, and recorded in Vol. 9, page 294 of the Record of Wills in said County, and that on the 19th day of August, 1940, Idell Burns and Kitty Randall were duly appointed and qualified as executrix of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

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

Beginning at the northeast corner of Lot number fifty (50) in the town of Marysville, County aforesaid; thence south on the east line of said lot to the southeast corner of the same; thence west on the south line of said lot, 30 feet to a stake; thence north to the north line of said lot; thence east to the place of beginning.

Also, a part of lot number fifty (50) and fifty nine (59) in said town of Marysville, aforesaid, beginning on center Street (now Fifth Street) at the northeast corner of a part of said lot No. fifty, formerly owned by A. Noelp and by J. T. Reif; thence south with the line of said Reif lot to an alley; thence east with said alley to East Street (now Plum Street); thence north along said street to a part of lot number fifty, above described; thence west with the said lot thirty (30) feet to a stake; thence north to Center Street, now Fifth Street; thence west to the place of beginning.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Idell Burns (now dead.)	full	Marysville, Ohio.	Daughter	one-half.
Kitty Burns Randall	full	Marysville, Ohio.	Daughter	one-half.

Your petitioner, further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the

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Journal
Entry.

In the Matter of the Estate of Philip Burns, Deceased. This is to certify that the above described real estate has been duly verified and is the property of the decedent. It is the duty of the Probate Court of Union County, Ohio, to admit to probate the will of Philip Burns, deceased, and to appoint Idell Burns and Kitty Burns Randall as executrices of the same, and to qualify them as such. In witness whereof, I have hereunto set my hand and the seal of said Court at Marysville, Ohio, this 13th day of August, 1940.

Idell Burns
Kitty Burns
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Transfer of Real Estate.
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Your petitioner further represents, that all the provisions
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fully complied with by her.

Wherefore she prays for a certificate transferring said
real estate to the parties herein named and to have
the same transferred and recorded in the proper County, as
provided by law.

The State of Ohio, Union County.

Kitty Raudall, being first duly sworn, says that the
facts stated in the foregoing application are true as
she verily believes.

Sworn to before me and signed in my presence, this 9
day of November, 1940.

Mildred D. Bldgr. Notary Public,
Union County, Ohio.

Journal
Entry.

Journal Entry.
Probate Court, Union County, Ohio.

In the Matter of the Estate of Philip Burus, Deceased, Authority to Transfer Real Estate.
This day came Kitty Raudall, Executrix of the estate of
Philip Burus, deceased, and filed herein her application,
duly verified, for an order directing the transfer of certain
real estate belonging to said decedent, as set forth in
the application.

It appearing to the Court that Philip Burus, a resident
of Marysville in said County, died testate on August
13, 1926; that his last will and testament was filed in
the Probate Court of Union County, Ohio, on August 19, 1926,
admitted to probate on August 19, 1926, and recorded in
Vol. 9, page 294 of the Record of Wills, in said County
and that on the 19th day of August, 1940, Idell Burus
and Kitty Burus Raudall were duly appointed and
qualified executrix's of the estate of said decedent; that
insofar as they can be ascertained, the following is a list
of persons, with their ages, places of residence and re-
lationship to the decedent and interest passing, to
whom each such parcel of Real Estate passed by descent
or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Idell Burus (now dec'd)	full	Marysville, Ohio.	Daughter	one-half.
Kitty Burus Raudall	full	Marysville, Ohio.	Daughter	one-half.

And that the description of said real estate is as
set out in said application and it appearing to the
satisfaction of the Court that the law has been fully
complied with by said applicant; It is hereby ordered

10800 that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

14108
Filed
Nov 12-1940.

In the Matter of the Estate of Leslie W. McKittrick, Deceased.
Application for transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of Leslie W. McKittrick, Deceased, Application for transfer of Real Estate. No. 14108.
Now comes M. E. McKittrick, and represents to the court that Leslie W. McKittrick, a resident of Jerome Township in said County, died testate on the first day of July, 1940, and that on the 18th day of July, 1940, M. E. McKittrick was duly appointed and qualified as administrator with the will annexed of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

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

Being part of Survey No. 7074.
Beginning at a stone in the center of what is known as the Warner Road, being the southwest corner to a tract of land containing 17 acres conveyed by Acary Davis to John H. Eversold, October 22, 1886; thence with the south line of said tract, and continuing with the south line of a parcel of land containing 142 square poles conveyed by Ada Wilcox to James A. Kile, February 8, 1882, N. 63 degrees, 30' E. 119.67 poles to a stone, southeast corner to said parcel of land; thence with the east line thereof N. 34 deg. 35' W. 47.52 poles to a stone, northeast corner to said parcel of land; thence with the north line thereof and the north line of a tract of land containing 16 3/4 acres, which was conveyed by Thomas Davis to James A. Kile, February 24, 1881, S. 63 deg. 30' W. 119.12 poles to a stone in the center of the aforesaid Road; thence with the center of said Road S. 33 degrees, 55' E. 47.52 poles to the place of beginning,
containing 85.10 acres, for the same more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interests passing,

14108 to whom devise.
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In the Matter of the Estate of Leslie W. McKittrick, Deceased.
This decedent died testate, and his will was filed on July 1st of the year 1940, and qualified as administrator of the estate of the decedent. The facts as to the age and relationship of the persons named in the will to the decedent and their interests passing thereunder are as follows:

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Transfer of Real Estate.
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to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
W. W. McKittrick	full	R. R. D. #1 Wathington, Ohio	Son	one-third
M. E. McKittrick	full	Marionville, Ohio	Son	one-third
Olive Viola Eisey	full	Marion, Ohio	Daughter	one-third

Your petitioners further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payments thereof.

Your petitioners further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate, to the parties herein named and to have the same transferred and recorded in the proper county, as provided by law.

The State of Ohio, Union County.

M. E. McKittrick, being first duly sworn, says that the facts stated in the foregoing application are true as he truly believes.

Sworn to before me and signed in my presence, this 21st day of October, 1940.

W. L. Colman - Notary Public,
Union County, Ohio.

Journal
Entry.

Journal Entry.
Probate Court, Union County, Ohio.

In the Matter of the Estate of Leslie W. McKittrick, Deceased. Authority to Transfer Real Estate. October 21-1940.

This day came M. E. McKittrick, Administrator with the will annexed of the estate of Leslie W. McKittrick, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Leslie W. McKittrick, a resident of Jerome Township, in said County, died testate on July 1, 1940; that his last will and testament was filed in the Probate Court of Union County, Ohio, on July 12th, 1940, admitted to probate on the 12th day of July, 1940, and recorded in Volume 2, Page 457 of the Record of Wills of Union County, Ohio, and that on the 18th day of July, 1940, was duly appointed and qualified administrator with the will annexed of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the

14108

decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
W. W. McKittrick	full	Worthington, Ohio	Son	one-third
M. E. McKittrick	full	Marionville, Ohio	Son	one-third
Olive Viola Eisey	full	Marion, Ohio	Daughter	one-third

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County, for record, as provided by law.
L. W. Hazen - Probate Judge.

14184
Filed
Nov. 9-1940.

In the Matter of The Estate of Lettie A. Hodges, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of Lettie A. Hodges, Deceased. Application for Transfer of Real Estate, No. 14184.
Now comes Watterman M. Hodges, and represents to the Court that Lettie A. Hodges, a resident of Dorps Township in said County, died testate on the 13th. day of September, 1940, and that on the 4th. day of November, 1940, her last Will and Testament was filed for and admitted to probate in the Probate Court of Union County, Ohio, and recorded in Will Record No. X, page 546, of the records of said County and the said deceased named the said Watterman M. Hodges, Executor of her estate, but no administration thereof, is being had at this time.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death, and in all of which she owned, being 63.75 Acres, more or less, of the following:

Situated in the County of Union, in the State of Ohio, and in the Township of Dorps and a part of Survey No. 5502 and 4865 and bounded and described as follows:

Requiring for a stone in the center of the crossing of the Marionville and Delaware Gravel Road with the Springfield Gravel Road and in the East line of Survey No. 5502; thence with said line (and the center of said Springfield Gravel Road) South 13° East 123.64 poles to a stake in the North line

14184

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Journal Entry.

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of the C. C. & St. Railway (two poles at right angles from the center of said Railway); thence, with said line South 71° 45' West 162.16 poles to a stone (intended by pieces of brick) at the Southeast corner to a tract of land conveyed by Joseph R. Richey and Nancy Richey his wife to William H. Jones and Mary Lofelso, November 4, 1867; thence with the East line of said tract of land North 11° West 96 poles to a stone (intended by pieces of brick) Northeast corner to said tract of land in the center of said Mansville and Delaware Gravel Road; thence with two consecutive lines following the center of said Road, North 53° East 97.48 poles to an angle in said Road and thence North 64° East 67 poles to the beginning, containing 113.75 acres, more or less.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Walterman M. Hodges - Age 55 - Mansville, Ohio, R.R. #3, Husband - All.

Your petition further represents that all known debts of decedent's estate have been paid or secured to be paid.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

Milo L. Myers
 Atty. for Applicant

The State of Ohio, Union County.
 Walterman M. Hodges, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Walterman M. Hodges.
 Sworn to before me and signed in my presence, this 9th day of November, 1940.

Milo L. Myers - Notary Public.
 Journal Entry.
 Probate Court, Union County, Ohio.

Journal Entry.

In the Matter of The Estate of Lottie A. Hodges, Deceased. Authority to Transfer Real Estate.
 This day came Walterman M. Hodges, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.
 It appearing to the Court that Lottie A. Hodges, a resident of Dorcas Township, in said County, died testate

14184

on September 13th., 1940, and that on the 4th. day of November, 1940, his last Will and Testament was filed for and admitted to probate in the Probate Court of Union County, Ohio, and recorded in Will Record No. X, page 546 of the records of said County and the said deceased named the said WATTMAN M. HODGES, Executor of her estate, but no administration thereof is being had at this time; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence, and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Wattman M. Hodges - Age 50 - Mansville, Ohio, R.R.#3, Husband - Adm.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that application should be granted as prayed for by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

14086
Filed

Nov. 18 - 1940

In the Matter of the Estate of J. E. Cahill, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of J. E. Cahill, Deceased. No. 14086.
Application for Transfer of Real Estate.
Now comes A. M. Wallace, Adm. w. w. a., and represents to the Court that J. E. Cahill, a resident of — in said County, died testate on the — day of —, 19—, that his last will and testament was filed in the Probate Court of Union County, Ohio, on May 20, 1940, admitted to probate on May 20, 1940, and recorded in Volume X page 399 of the Records of Wills in said County, and that on the 19th. day of June, 1940, A. M. Wallace, was duly appointed and qualified as Administrator with the will annexed of the estate of said decedent. The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

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

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Beginning at a stake in the East line of a 98 acre tract of land conveyed by William Cahill to Euse Cahill, by deed dated April 15, 1851, said stake being located North 5 deg. 30" West 33.71 poles from a stone at the S.E. corner of said tract; thence North 5 deg. 30" West 51.86 poles to a stake; thence South 84 deg. 30" West 33.25 poles to a stake; thence South 5 deg. 30" East 51.86 poles to a stake; thence North 84 deg. 30" East 33.25 poles to the place of beginning. Containing 10.76 acres, more or less.

Also the following described premises, in the same County, State and Township, beginning at an iron stake in the center of the Byhalia and West Mansfield Road, in the West line of a 98 acre tract of land conveyed by William Cahill to Euse Cahill, by deed dated April 15, 1851, thence with the center of said road North 45 deg. East 12.8 poles to a stake; thence South 5 deg. 45" West 61.61 poles to a stake; thence North 84 deg. 30" East 29.70 poles to a stake; thence South 5 deg. 45" East 54.18 poles to a stake; thence South 84 deg. 30" West 30.70 poles to a stake; thence North 5 deg. 45" West 114.91 poles to the place of beginning - Containing 10.76 acres, more or less.

Also the following described premises, in the same County, State and Township, beginning at a stake in the center of the Byhalia and West Mansfield Road, said stake being located North 45 deg. East 12.8 poles from an iron stake in the center of said road; and in the West line of a 98 acre tract of land conveyed by William Cahill to Euse Cahill, by deed dated April 15, 1851; thence North 45 deg. East 11.64 poles to a stake in the center of said road; thence South 5.45 deg. East 14.90 poles to a stake; thence North 84.30 deg. East 20.70 poles to a stake; thence South 5.45 deg. East 54.77 poles to a stake; thence South 84.30 deg. West 29.70 poles to a stake; thence North 5.45 deg. West 61.61 poles to the place of beginning. Containing 10.76 acres, more or less.

Also the following described premises, in the same County, State and Township, beginning at a stone in the Greenville Treaty line and at the Southwest corner of a Ninety Eight acre tract of land, conveyed by William Cahill to Euse Cahill by deed dated April 5, 1851; thence with the West line of said tract, North 5 deg. 45' West 52.86 poles to a stake; thence North 84 deg. 30' East 46.03 poles to a stake; thence South 84 deg. 30' West 45.78 poles to the place of beginning. Containing 15.15 acres, more or less.

The entire tract above described containing in all 47.44 acres of land, more or less.

day of November, 1851, and Union County, page 576, deceased, Henry had at certain, in ages, places, and interest, Estate passed, Husband-All, state is as, arising to the, would be, It is hereby, ed upon, be are sib, that a, ate, together, cation, by, for road, late judge.

ceased, state, his, refer of Real Estate, represents in said County, his last will, of Union County, ay 20", 1940, of Wills, June, 1940, as an Ad-, of said decedent, of real, due at the, state of Ohio, used and

14086

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

A. M. Wallace - Age 63 - 427 Harrison Ave. Greenville, Ohio - Nephew - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

A. M. Wallace - Administrator with the will annexed of the Estate of J. E. Cahill, Decedent.

The State of Ohio, Hardin County.

A. M. Wallace, being first duly sworn, says that the facts stated in the foregoing application are true as he truly believes.

A. M. Wallace - Administrator with the will annexed of the Estate of J. E. Cahill, Decedent.

Sworn to before me and signed in my presence, this 21st day of October, 1940.

H. D. Kease - Notary Public - Hardin County, Ohio. Com. Exp. 3-13-41.

Journal Entry.

Journal Entry
Probate Court, Union County, Ohio.
Nov. 18 - 1940.

In the Matter of the Estate of J. E. Cahill, Decedent. Authority to Transfer Real Estate.

This day came A. M. Wallace, Adm. with the will annexed of the estate of J. E. Cahill, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that J. E. Cahill, a resident of [redacted] in said County, died testate on [redacted], 19[redacted], that his last will and testament was filed in the Probate Court of Union County, Ohio, on May 20, 1940, and admitted to probate on May 20, 1940 and recorded in Volume X, Page 399 of the Record of Wills in said County, and that on the 17th day of June, 1940, A. M. Wallace was duly appointed and qualified

14086

Adm. with the will annexed of the estate of J. E. Cahill, Decedent. Authority to Transfer Real Estate.

And the Court ordered that the same be transferred and recorded in the proper County, as provided by law.

14072 Filed

Nov. 26-1940.

In the Matter of the Estate of Howard [redacted] that Howard [redacted] died intestate on the 13th day of [redacted] Ohio, was [redacted] estate. that [redacted] Howard [redacted] of April, [redacted] Ohio, [redacted] of said [redacted] hereto [redacted] [redacted] estate [redacted] decedent [redacted] the purpose [redacted] death, [redacted] his heirs [redacted] Your [redacted] deceased [redacted] or child [redacted] [redacted] of Your [redacted] Howard

Following is a list of persons, to whom debts are to be paid, and to whom the proceeds of the sale of the real estate are to be distributed, as provided in the will of the decedent.

The provisions of the will of the decedent, as provided in the will of the decedent, are hereby approved and confirmed.

That the true and correct copy of the will of the decedent, as provided in the will of the decedent, is hereby approved and confirmed.

Public-Whio. 3-41. Whio.

Real Estate. The will, and filed in the probate court of the county of Union, Ohio, on the 30th day of May, 1940, and recorded in the probate court of the county of Union, Ohio, on the 30th day of May, 1940.

14086

Adm. with will annexed of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of Real Estate passed by descent or devise. A. M. Wallace - Age 53 - 427 Harrison Ave. Newville, Ohio, Nephew - Adm.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law. L. W. Hazen - Probate Judge.

14072

Filed

Nov. 26-1940.

In the Matter of the Estate of Howard Eppe, Deceased. Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 14072. Howard Eppe, Deceased. Application for Transfer of Real Estate.

Now comes Haulio Eppe, and represents to the Court that Howard Eppe, a resident of Allen Township, in said County, died intestate on the nineteenth day of April, 1940, and on the 13th day of May, 1940, Haulio Eppe of Marysville, Ohio, was appointed Administrator of said decedent's estate. Your applicant further represents to the Court that Sarah Eppe, who was the mother of the decedent, Howard Eppe, died testate on or about the first day of April, 1915, a resident of Allen Township, Union County, Ohio, and that by virtue of the last Will and Testament of said decedent, Sarah Eppe, a copy of which is hereto attached, marked "Exhibit A," and made a part hereof, among other things, provided that all the real estate should go to her son, Haulio Eppe, and the decedent mentioned herein, so long as he shall live for the purpose of his maintenance and support, and at his death, the same should pass to Frank Eppe and his heirs in fee simple.

Your applicant further says that Frank Eppe predeceased Howard Eppe, and was survived by no spouse or children, and the following persons hereinafter designated as his only next of kin. Your applicant further represents to the Court that Howard Eppe left no surviving spouse nor children,

14072

and the following rest of his hereinafter designated.

The following is a description of each parcel of real estate situated in Ohio, which was owned by the decedent, Sarah Epps, at the time of her death:

Situated in the State of Ohio, County of Union and Township of Allen, and bounded and described as follows: Being a part of Survey No. 3151, thence with the southerly line of said survey S. 54, 3/4 W. thirty rods, and thence North or nearly North Sixty (60) rods, and thence East or nearly East Thirty (30) rods to the line, and thence South or nearly South along said line Sixty (60) rods to the place of beginning, it being a piece of land thirty by sixty rods containing eleven and one fourth (11 1/4) acres, being a part of said Survey No. 3151 and being a part of said premises conveyed by deed from Phillips and Armstrong to Robert Smith, F. S. Giddinger, J. A. Phillips, and J. M. Debow, after the right of way over along the southerly line of said land to the Hall and Wilson Road, and being the same premises and privileges conveyed by Robert Smith and others by warranty deed May 12, 1873, which said deed was recorded January 21st, 1874, in Union County, Record of Deeds Vol. 39 page 80.

Also the following described land: Situated in the County of Union, State of Ohio, and being a part of Military Survey No. 15309 and bounded and described as follows:

Beginning at a stone southerly corner of said Survey and in the center of the Holycross and Epps Road; thence with the center of said road and Survey line N. 58 degrees, E. 105 60/100 poles to the Mansfield, and Bellefontaine Gravel Road, thence with the center of the same N. 69 degrees, E. 15 W. 85 40/100 poles to a stake corner to lands of Jonas Glue, thence with the southerly line of the same S. 56 degrees, W. 55 4/100 to a stake and stone in the westerly line of said Survey No. 15309, thence with said survey line S. 33 degrees, E. 66 40/100 poles to the place of beginning.

Containing 33 1/2 acres, more or less.

Insofar as can be ascertained, the following is a list of persons with their ages, places of residence and relationship to the decedent and interest passing to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion
Lewis Epps	Full	Sylvania, Ohio	Brother	1/5
Hamilis Epps	Full	Mansfield, Ohio	Brother	1/5
Almeda Schuler	Full	Mansfield, Ohio	Sister	1/5
Lottie Glue	Full	Columbus, Ohio	Sister	1/5
Clarence Epps	Full	Mansfield, Ohio	Brother	1/5

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Your petitioner, further represents, that all known debts of decedent's estate have been paid or secured to be paid, and that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with.

Wherefore, petitioner prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

Hamlin Epps.

State of Ohio, Union County, ss:

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

Hamlin Epps.

Sworn to before me and signed in my presence this 26th day of Nov., 1940.

Clifton A. Carver - Notary Public, Union County, Ohio.

Entry Filed Nov. 26-1940.

Journal, Entry, Probate Court, Union County, Ohio.

In the Matter of the Estate of Howard Epps, Deceased. Authority to Transfer Real Estate. November 26-1940.

This day came Hamlin Epps, Administrator of the estate of Howard Epps, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Howard Epps, a resident of Allen Township, in said County, died intestate on April 19, 1940, and that on the thirteenth day of May, 1940, Hamlin Epps was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent, and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Lewis Epps	Full	Soylial, Ohio	Brother	one-fifth
Hamlin Epps	Full	Marysville, Ohio	Brother	one-fifth
Almeda Shaler	Full	Columbus, Ohio	Sister	one-fifth
Lothie Clive	Full	Marysville, Ohio	Sister	one-fifth
Lawrence Epps	Full	Massfield, Ohio	Brother	one-fifth

Wife	Portion
1/5	1/5
1/5	1/5
1/5	1/5
1/5	1/5
1/5	1/5

14072

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

14193

Filed
Nov. 20 - 1940

In the Matter of the Last Will and Testament of Mary E. Robinson, Deceased.
Application for Probate of Will.
The State of Ohio, Union County, Probate Court.
In the Matter of the Will of Mary E. Robinson, Deceased.
Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Mary E. Robinson, late a resident of the Township of Leesburg, in said County, died on or about the 25th, day of November, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Mary E. Robinson died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Walter W. Robinson	46	Son	Marysville, Ohio, Route #1.
Francis W. Robinson	42	Son	Marysville, Ohio, Route #1.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Walter W. Robinson - Applicant.
Residence - Marysville, Ohio, Route #1.

The State of Ohio, Union County.

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

Oath

Sworn to before me and signed in my presence, this 30th, day of November, 1940.
Walter W. Robinson.

Seal

Wils R. Myers - Notary Public.

14193

Waiver
of Notice.

The State
In the Matter of
Mary E. Robinson
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Dated the
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In the Matter of
Mary E. Robinson

Journal
Entry.

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In the Matter of
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14193
Waiver
of Notice.

The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Mary E. Robinson, Deceased. Waiver of Notice and Consent to Probate of Last Will and Testament.
We, the undersigned, next of kin of Mary E. Robinson, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.
Walter W. Robinson.
Francis W. Robinson.

Journal
Entry.

Dated this 30th. day of November, 1940.
The State of Ohio, Union County. Probate Court.
In the Matter of the Will of Mary E. Robinson, Deceased. November 30th., 1940 - Journal Entry on Presentation of Will for Probate.
An application having been this day presented to the Court by Walter W. Robinson praying that any instrument in writing purporting to be the last will and testament of Mary E. Robinson, deceased, be admitted to probate.
It is ordered, that - days notice, in writing, of the presentation of said will and of the application for the admission of the same, for probate, be given to the next of kin of said testatrix, known to be resident of the State, and that a hearing on said application will be had on the 30th., day of November, 1940, at 10 o'clock A.M.
L. W. Hazen - Probate Judge.

Testimony
of Witnesses.

Testimony of Witnesses to Will.
Probate Court, Union County, Ohio.
In the Matter of the Will of No. 14193.
Mary E. Robinson, Deceased. Testimony of Witnesses.
Personally appeared in open Court Maud Myers, and Milo R. Myers, who being first duly sworn to testify the truth, of the whole truth and nothing but the truth, in relation to the execution of the last Will and Testament of Mary E. Robinson, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated December 15th., 1938, purporting to be the last Will and Testament of Mary E. Robinson, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument as her last Will and Testament and that said Mary E. Robinson at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.
Sworn to before me and signed in my presence by said witnesses Milo R. Myers
in open Court, this 30th., day of November, 1940. Marysville, Ohio.
Maud Myers,
Marysville, Ohio.
L. W. Hazen - Probate Judge.

14193

Last Will and Testament of Mary E. Robinson.

I, Mary E. Robinson of the Township of Keesburg, County of Union, and State of Ohio, do make, publish and declare, this to be my last will and testament, hereby revoking all former wills and codicils by me made.

Item 1. I direct the payment of all lawful claims and demands of whatsoever nature that may be against my estate.

Item 2. I give and devise to my son, Walter W. Robinson, my farm containing 115 acres, more or less, situated in the Township of Keesburg, County of Union and State of Ohio, to be his absolutely.

Item 3. I direct that my household goods, furniture and utensils of whatsoever nature be not sold, but that my sons, Walter W. Robinson and Francis W. Robinson, divide the same between them in such proportion and manner as they may agree.

Item 4. I direct that all the net and residue of my estate, be it of whatsoever nature and wherever found, be converted into cash by my executor hereinafter named, and that all my debts, including those of my last sickness, funeral expenses, and costs of administering my estate be first paid therefrom, and thereafter the residue thereof, if any remaining, I give and bequeath the same to my son, Francis W. Robinson, absolutely, if then living, if not, then to his son, Charles Robinson, absolutely.

The reason I do not herein give or devise more to my son, Francis W. Robinson, is, I have heretofore amply provided for him.

Item 5. I hereby appoint my son, Walter W. Robinson, executor of this my last will and testament, and direct that he be allowed to qualify as such without bond.

In Testimony Whereof, I have hereunto set my hand this 15th day of December, 1928.

Mary E. Robinson.

Signed and acknowledged by the said Mary E. Robinson as her last will and testament, in our presence and signed by us at her request in her presence, and in the presence of each other, this 15th day of December, 1928.

Maud Myers.
Wilo L. Myers.

Last Will and Testament

14193

In the Matter of the Last Will and Testament of Mary E. Robinson. This is to certify that on the 15th day of December, 1928, the following was read and recorded in this Court. It is the order of the Court that said Mary E. Robinson be admitted to probate of her last will and testament, and that the same be recorded in the files of this Court. And it is the order of the Court that the said Mary E. Robinson be appointed executor of her last will and testament, and that she be allowed to qualify as such without bond. Whereof the said Mary E. Robinson has attested; signing and sealing the same in the presence of the undersigned. Therefore, the probate of the said will is hereby certified.

Order Admitting to Probate & Record

14193 Filed

Dec. 5-1940.

In the Matter of the Last Will and Testament of Mary E. Robinson. This is to certify that on the 15th day of December, 1928, the following was read and recorded in this Court. It is the order of the Court that said Mary E. Robinson be admitted to probate of her last will and testament, and that the same be recorded in the files of this Court. And it is the order of the Court that the said Mary E. Robinson be appointed executor of her last will and testament, and that she be allowed to qualify as such without bond. Whereof the said Mary E. Robinson has attested; signing and sealing the same in the presence of the undersigned. Therefore, the probate of the said will is hereby certified.

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14193

Order Admitting to Probate and Record,
Probate Court, Union County, Ohio.

In the Matter of the Will of
Mary E. Robinson, Deceased. | November 30th, 1940.
This matter, came on, this day, further to be heard,
on the application of Walter W. Robinson to admit to probate
and record the Will of Mary E. Robinson, deceased, late of
the Township of Keesburg in said County, heretofore filed
in this Court.

It is now shown to the satisfaction of the Court
that said decedent died leaving no surviving spouse and
that all the next of kin of said decedent known to be
resident of the State 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.

Order Admitting
to
Probate & Record

And Maud Myers and Miss R. Myers, 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 instru-
ment of writing, is the last Will and Testament of said
Mary E. Robinson, deceased; that it was duly executed and
attested; and that the said testatrix, at the time of
signing said Will, was of full age, of sound mind
and memory and not under any restraint.

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

L. W. Hazen - Probate Judge.

14193

Filed
Dec. 5-1940.

In the Matter of the Estate of Mary E. Robinson, Deceased.
In the Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 14193 -
Mary E. Robinson, Deceased. Application for Transfer of Real Estate.
Now comes, Walter W. Robinson, named in the last
will and testament of Mary E. Robinson, deceased, as
Executor of her estate and says that Thomas R. Robinson
died testate on the 14th day of December, 1911, then having
and being the owner of an undivided one-half interest
in the real estate, hereinafter described.

That, on the 3rd day of January, 1912, his said
last will and testament was filed for, and ad-

14193

mitted to, probate in the Probate Court, of Union County, Ohio, under Case No. 7453, Docket No., page 78 and recorded in Will Record No., page 449, of said Court and by the provisions thereof, he made the following disposition of his estate, to-wit:

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

I give, devise and bequeath all the residue of my estate, both real and personal, to my beloved wife, Mary E. Robinson, her heirs, and assigns forever.

That the said Thomas R. Robinson, died leaving the said Mary E. Robinson, his widow and Walter W. Robinson and Francis W. Robinson, his sons, and the only persons having any interest in his estate.

That, all debts and charges against his estate were paid and there was no administration thereof.

That, the said Mary E. Robinson died testate on the 25th, day of November, 1940, then being the owner of the following described real estate, to-wit:

Situated, in the Township of Leesburg, County of Union, State of Ohio, and a part of Survey # 803, laid, beginning at a stone in the center of the Mansville and Marion Road, N. E. corner to Lot No. 9 of the subdivision of said Survey No. 803; thence, with the center of said road S. 25° 15' W. 97.30 poles to a stone (S. E. corner of 15 A. of land conveyed by William Gardner to Asbury Gardner, July 13, 1872); thence, with the S. line of said land N. 80° W. 136 poles to a stone; thence N. 68° 15' E. 92.76 poles to a stone in the N. line of said Lot No. 9; thence, with said line S. 80° 30' E. 62.10 poles to the beginning, containing 115 acres, more or less.

That, her said last will and testament was on the 30th, day of November, 1940, filed for, and duly admitted to, probate in the Probate Court, of Union County, Ohio, under Case No. 14193, Docket No. page 471 and recorded in Will Record No. X, and by the provisions thereof, she made the following disposition of her estate, to-wit:-

I give and devise to my son, Walter W. Robinson, my farm containing 115 acres, more or less, situated in the Township of Leesburg, County of Union, and State of Ohio, to be his absolutely.

That, the said devisee, Walter W. Robinson, still survives, and is of the age of 46 years, and a resident of Leesburg, Township, Union County, Ohio.

That, the said Mary E. Robinson, died leaving no surviving spouse, and Walter W. Robinson and Francis W. Robinson, her sons, the only persons having any

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That, all debts and charges against her estate have been paid and there is no administration being had, there.

Wherefore, the said Walter W. Robinson, prays for a certificate transferring said real estate to him.

Walter W. Robinson.
State of Ohio, Union County, ss.

Walter W. Robinson, being duly sworn that the facts stated in the foregoing application are true as he believes.

Sworn to before me, and signed in my presence, by the said Walter W. Robinson, this 5th day of December, 1940.

Walter W. Robinson.
Wils. P. Myers - Notary Public.

Consent.

I, the undersigned, Francis W. Robinson, being the son of Mary E. Robinson, deceased, do hereby approve and consent to the above application, and the prayer thereof, waive any and all title and statutory right to contest the will, and ask that the transfer of said real estate be made immediately to said Walter W. Robinson.

Francis W. Robinson.

In the Probate Court, Union County, Ohio.

In the Matter of the Estate of, No. 14193.
Mary E. Robinson, Deceased. Entry.

This day, came Walter W. Robinson, named in the last will and testament of Mary E. Robinson, deceased, Executor of her estate, and filed therein an application, duly verified, asking for an order directing the transfer of certain real estate to the applicant, and, on consideration thereof, it appearing to the Court, that one Thomas R. Robinson died testate on the 14th day of December, 1911, then, being the owner of an undivided one-half interest in the real estate described in the application, and on the 3rd day of January, 1912, his said last will and testament was filed for record, and duly admitted to probate in the Probate Court of Union County, Ohio, and recorded in Will Record, B, on page 449, of said Court, and therein and by he, devised his interest in said real estate to his widow, Mary E. Robinson, and that no further administration of this estate was had.

That, on the 25th day of November, 1940, the said Mary E. Robinson died testate; then, the owner of all the real estate described in the application, and on the 30th day of November, 1940, her said last will and testament was filed for, and duly admitted to probate

14193 in the Probate Court of Union County, Ohio, and recorded in Will Record No. X, page — and, by the provisions thereof, she devised all her real estate to the applicant, Walter W. Robinson, and no administration of her estate is being had, all of her debts having been paid, and, the Court further finds that the prayer of the said application should be granted.

Therefore, it is ordered by the Court that said real estate, and the whole thereof, be transferred, on the duplicates of Union County to the said, Walter W. Robinson, and, that this Court issue a certificate of this order with the description of the said real estate, as contained in the application for the transfer of said real estate and that the same be presented to County Auditor for transfer and to the County Recorder for recording, as provided by law.
L. W. Hazen - Judge.

14205 Filed Dec. 14-1940. In the Matter of The Estate of Frank Gossey, Deceased. Application to Admit to Record Authenticated Copy of Will. The State of Ohio, Union County. Probate Court.

In the Matter of The Estate of Frank Gossey, Deceased, No. 14205.
Your Applicant respectfully represents that Frank Gossey, late of Franklin County, Ohio, died testate, on or about the 13th day of September, 1938, and that his Will was duly admitted to probate in the Probate Court of Franklin County, Ohio; and that said Frank Gossey, deceased, left an estate in this County.

Your applicant further represents that the following persons living in the State of Ohio are interested in said Will:

Name	Degree of Kinship, Degree, or Interest	P. O. Address
Bride Gossey	Brother	Columbus, Ohio.
Iro Gossey	Brother	Deceased.
Paul Gossey	Nephew	Marysville, Ohio. Rt. 2.
Clarice Beck	Niece	Marysville, Ohio.
Ethelene Gossey	Niece	Columbus, Ohio.
Carroll Gossey	Nephew	Columbus, Ohio.
Margena Doellinger	Niece	Columbus, Ohio.
Ruth Gossey Doellinger	Sister	Columbus, Ohio.

Wherefore, your applicant presents to the Probate Court of this County a duly authenticated copy of said Will, and asks that the same be admitted to record in this Court.

Ruth Gossey Doellinger.

14205 Sworn to day of

In the Matter of Frank Gossey, Deceased. In the Estate of Frank Gossey, Deceased. Probate Court. Union County, Ohio.

I, the undersigned, Clerk of the Probate Court of Union County, Ohio, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of said Court.

14205

Sworn to before me and signed in my presence, this 17th day of December, 1940.

H. C. Albread - Notary Public,
Franklin County, Ohio.

Probate Court, Union County, Ohio.
In the Matter of the Estate of No. 14205.
Frank, Fossey, Deceased, Executor.

This day came Ruth Fossey Doellinger, Executrix of the Estate of Frank Fossey, deceased, and presented to this court a duly authenticated copy of the Will of Frank Fossey, deceased, which was admitted to probate in Franklin County, Ohio, and the court, finding that said Frank Fossey died, leaving real estate situated in this County, it is ordered that the same be admitted to record in the Probate Court of this County.

L. W. Hazen - Probate Judge.
Last Will and Testament of Frank Fossey.

I, Frank Fossey, 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 after my death as practicable.

Item II: It is my desire to be buried in Oakdale Cemetery at Marysville, Ohio, on the William and Eliza Fossey lot, and if buried there, I direct my said executrix hereinafter named, to erect a footstone at my grave, similar to the footstones now at my father and mother's grave, and that my said executrix is hereby directed to deposit in the Trust National Bank of Marysville, Ohio, and/or its successors and assignees hereinafter named, the sum of \$200.00, a memorial fund, the annual income of which is to be used for the purpose of maintaining the said William and Eliza Fossey Cemetery lot in the proper condition, that is, the main monument thereon and the footstones to my father, mother and myself, and for maintaining a vase or other similar container for flowers, which is to be filled or supplied annually and the watering of the same during the summer season.

I, for any reason, burial of my body is not made in said lot, then my said executrix is directed to purchase sufficient space in said cemetery, for a respectable burial and mark the same by a suitable monument.

and recorded provisions thereof, Applicant, Walter state is being the Court Application

real estate, duplicates, and, that they de- rived in the state and that too transfer provided by law. Judge.

Deceased, copy of Will. Applicant.

Frank Fossey, on or about his Will was of Franklin deceased, left

following provided in said

Address: Ohio, Ohio, Ohio, Ohio, Ohio, Ohio, Ohio, Ohio, Ohio, Ohio.

Probate Court of said Will, and in this Doellinger.

14205

Item III: I give and bequeath to my sister, Ruth, the family Bible and the Bible of Grandfather Ross, both being given to me by my mother. The marble top stand, now in my room, also given to me by my mother, and all the stock of the Ruby Chemical Company that I may own at the time of my death.

Item IV: I give and bequeath to my niece, Marguerite Doellinger, my automobile, and all books, pictures and bookcases. The library to be a memory of me to her.

Item V: I give and bequeath to my brother, Iro, the sum of \$300.00 in cash. This bequest is limited for the reason I feel that I have been quite generous with him as I have furnished him at home for a number of years.

Item VI: I give and bequeath to my brother, Vrede, my Elgin watch and fob chain and \$500.00 in cash.

Item VII: I give to my nephew, Carroll Fossey, my Illinois wrist watch, Royal Typewriter, leather suitcases with initials F. T. on it.

Item VIII: I give to my niece, Ethelyn Fossey, my violin which she has had in her possession for sometime.

Item IX: I give to my nephew, Paul Fossey, my gold double watch chain with initials F. T. on the fob, Electric Motor and feed grinder and belt, the old one-horse grain drill and one-horse cow planter, (antiques).

Item X: I give to my niece, Clarice Beck, my class ring and small watch fob, china tea pot and fruit knives.

Item XI: The remainder of my property, both real and personal, shall constitute the residuary estate and I give, devise and bequeath all the rest and residue of my estate, both real and personal, then remaining undisposed of, to my sister, Ruth, for life, the remainder to her child or children, in fee simple.

Item XII: I make, nominate and appoint my sister, Ruth Fossey Doellinger, to be the executrix of this, my Last Will and Testament, with full power and authority to pay all debts, and in order to carry into effect all the provisions of this will, to sell and dispose of any and all of my property, both real and personal, for cash and for the highest and best bid possible, and to execute and deliver to the purchasers or purchasers, all necessary or proper deeds and other instruments of conveyance and transfer thereof.

14205

No power of attorney or discharge.

My self and all of my heirs to date under the shall be I die of the no members that she

In W this 14th

Signed as known before us as after request 14th. (Signed) (Signed)

For the W Frank It a writing p decedent and reco of kin of the Law as said W has been testation time of mind of a Where writing to and ordi of the W Statute filed Oct.

14205

No purchaser from my Executor need see to the application of the purchase money, but the receipt of my Executor therefor shall be a complete acquittance and discharge.

My said Executor is specifically instructed to reject and of all claims against my estate that are not of record date as I have kept, all claims paid up to date hereof. Should any claimant be a legatee under this will, and presenting a bill to my estate shall be deprived of the legacy.

I direct that my Executor make a distribution of the household goods and personal belongings to the members of our family as she thinks best and that she be permitted to serve without giving bond.

In Witness Whereof, I have hereunto set my hand this 14th day of June, A. D. 1938.

(Signed) Frank Fossey.
Signed by the said Frank Fossey and by his wife as acknowledged, to be his last will and testament before us, and 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 14th day of June, A. D. 1938.

(Signed) L. E. Dillory, residing at Columbus, Ohio.
(Signed) Alice Thrush, residing at Columbus, Ohio.

Journal Entry Admitting Will to Probate.
Probate Court, Franklin County, Ohio.

In the Matter of the Will of No. 84036.
Frank Fossey, Deceased.

It appearing to the Court that an instrument in writing purporting to be the last will of the above named decedent has been presented to the Court for probate and record; that the surviving spouse and the next of kin of the decedent, if any, known to be resident of the State, have been duly notified according to law and the order of this Court, or have waived said notice; that satisfactory proof according to law has been made showing the due executing and attestation of said will and that the decedent at the time of executing the same, was of full age, of sound mind and memory, and not under any restraint.

Whereupon, the Court admits said instrument in writing to probate as the last will of said decedent, and orders that the same, together with the testimony of the witnesses, be recorded in accordance with the Statute in such cases made and provided.
Filed Oct. 19th - 1938. C. P. McClelland - Probate Judge.

14205

Certificate to Copy.
 The State of Ohio, Franklin County, ss. Probate Court.
 I, C. P. McClelland, 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 Last Will and Testament of said entry of Probate, Frank Gossey, Dec'd., Case No. 34036 as the same appears upon the records of said Court.

I further certify that C. P. McClelland, whose certificate is hereto annexed, is duly commissioned and qualified as Judge of said Probate Court.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Probate Court, at Columbus, Ohio, this 16th day of December, 1940.

C. P. McClelland - Judge and
 Ex-Officio Clerk of the Probate Court.

The State of Ohio, Franklin County, ss. Probate Court.
 I, C. P. McClelland, Probate Judge of Franklin County, Ohio, do hereby certify that C. P. McClelland, whose signature appears to the foregoing exemplification and attestation, is Clerk of the Probate Court of said County, and has the custody of the records, and files of said Court, and that the said attestation made by him is in due form of law, and by the proper officers, and that the seal thereto attached is the seal of said Probate Court.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Probate Court, at Columbus, Ohio, this 16th day of December, 1940.

C. P. McClelland - Probate Judge.

14207
 Filed
 Dec. 20-1940

In the Matter of The Last Will and Testament of D. A. Temple, Deceased.
 Application for Probate of Will.
 The State of Ohio, Union County, Probate Court.

In the Matter of the Will of D. A. Temple, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that D. A. Temple, late a resident of the Township of Jackson, in said County, died on or about the 16th day of December 1940, leaving an instrument in writing, herewith produced, purporting to be his last will, that the said D. A. Temple died leaving Vera Temple of the age of 71 years as his surviving spouse, who resides

14207

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 of age
 Archie
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 who are
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The State
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 foregoing
 oath.
 Sworn to
 20th day

The State
 In the
 D. A. Temple
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 of R. A.
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 decedent's
 of the sa
 Vera
 Walter
 Blanche

Waiver
 of Notice.

Journal
 Entry.

Dated to
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Probate Court.
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 Columbus,
 Probate Judge.

14207 at Jackson Township, Union County, Ohio, and the following named persons, as his only next of kin, to-wit:

Name	Age	Degree of Kinship	P.M. Address
Archie Temple	over 21	Son	San Francisco, California.
Harbert Temple	"	Son	Los Angeles, California.
Harold Temple	"	Son	Los Angeles, California.
Walter Temple	"	Son	Cleveland, Ohio.
Blauche Rockhold	"	Daughter	Richwood, Ohio.
Mary Rangel	"	Daughter	Los Angeles, California.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Leva Temple - Applicant.
 Residence - Richwood, Ohio.

The State of Ohio, Union County.
 I, the above named Leva Temple, being first duly sworn, says that the facts stated and the allegations in the foregoing application contained, are true as she truly believes.
 Sworn to before me and signed in my presence, this 20th day of December, 1940.

H. Le Roy Allen - Notary Public,
 Union County, Ohio, My
 Commission Expires Feb. 6 - 1942.
 Probate Court.

Oath.

Waiver of Notice.

The State of Ohio, Union County.
 In the Matter of the Will of D. A. Temple, Deceased.
 We, the undersigned, surviving spouse and next of kin of D. A. Temple, deceased, resident of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Waiver of Notice and Consent to Probate of last Will and Testament.

Leva Temple
 Walter Temple
 Blauche Rockhold

Dated this 20th day of December, 1940.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of D. A. Temple, Deceased.
 December 20 - 1940 - Journal Entry on presentation of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Leva Temple praying that an instrument in writing purporting to be the last will and testament of D. A. Temple, deceased, be admitted to probate: All residents of State have waived notice and consented to probate, that a hearing forthwith on said

D. Temple, Deceased.
 Date of Will.
 D. A. Temple, in said
 December
 month produced,
 said D. A.
 age of
 resides

14207 application will be had on the 20 day of Dec. 1940, at 10 o'clock A. M.

L. W. Hazen - Probate Judge.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of the Will of D. A. Temple, deceased No. 14207.

Testimony of Witnesses.

Personally appeared in open Court F. Le Roy Allen and Robert 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 D. A. Temple, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated July 18, 1940, purporting to be the last Will and Testament of D. A. Temple, deceased; that we, at the request of said testator and in his presence, respectively subscribed our names thereto as witnesses; and that we saw said testator sign said instrument and that said D. A. Temple at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint. Sworn to before me and signed in my presence by said witnesses, in open Court, this 20th day of December, 1940.

F. Le Roy Allen, Richmond, Ohio. Robert F. Allen, Richmond, Ohio.

L. W. Hazen Probate Judge.

Last Will and Testament.

D. A. Temple, of the Township of Jackson, County of Union and State of Ohio, being of full age and of sound mind and memory, do hereby 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.

Last Will and Testament.

Item II. All the property, real and personal, of every kind and description, wheresoever 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 wife, Lena Temple, absolutely and in fee simple.

Item III. I make, nominate and appoint my wife, Lena Temple, 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 for credit or on any other terms she may see fit to execute, proper for or purchase or see to the purpose of carrying out the purposes thereof. Executrix's goods and chattels. In Witness Whereof I have signed my hand at Richmond, Ohio, this 20th day of December, 1940.

Signed, L. W. Hazen, Probate Judge, before me as attested by me on request of said D. A. Temple, F. Le Roy Allen, Robert F. Allen.

In the presence of D. A. Temple. This is on the and record of the Town of in this

Order Admitting to Probate of Record

It is said decy and that kin of a have been Will, and record in this Court to the pro And scribing a open Court respectively Will, who scribed to Will.

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14207

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. The purchaser from my Executor need see to the application of the purchase money to or for the purposes of the trust, but the receipt of my Executor shall be a complete discharge and acquittance thereof. I request that no bond be required of my said Executor and that no appraisement of my household goods and furniture be made.

In Witness Whereof, I have hereunto set my hand at Richwood, Ohio, this 18th. day of July, A.D., 1940.
D. A. Temple.

Signed by the said D. A. Temple and by him acknowledged to be his last Will and Testament, before me, and 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 18th. day of July, A. D., 1940.

H. Roy Allen, Residing at Richwood, Ohio.
Robert F. Allen, Residing at Richwood, Ohio.
Order Admitting to Probate and Record.
Probate Court, Union County, O.

In the Matter of the Will of D. A. Temple, Deceased. December 20th 1940.
Order Admitting to Probate and Record.
This matter came on this day further to be heard, on the application of Tessa Temple to admit to probate and record the Will of D. A. Temple, deceased, late of the Township of Jackson in said County, heretofore filed in this Court.

Order Admitting to Probate and Record.

It is now shown to the satisfaction of the Court that said decedent died leaving Tessa Temple surviving spouse and that the surviving spouse and all the next of kin of said decedent, known to be resident of the State, 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. Roy Allen and Robert F. 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 writing, was subscribed by them respectively, and was filed with said Will.

14207

Whereupon the Court finds that the aforesaid instrument of writing, is the last Will and Testament of said D. C. Temple deceased; that it was duly executed and attested and that the said testator, at the time of signing said Will, was of full 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. Hagen - Probate Judge.

14203

Filed
Dec. 17-1940.

In the Matter of the Estate of Mary R. Buecher, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

No. 14203.
In the Matter of the Estate of Mary R. Buecher, Deceased. Application for Transfer of Real Estate.
Now comes Lewis A. Taylor, and represents to the Court that Mary R. Buecher, a resident of Mansville in said County, died intestate on the 9th day of December, 1940, and that on the 16th day of December, 1940, Lewis A. Taylor was duly appointed and qualified as Administrator of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of her death.

Situated in the State of Ohio, County of Union and Village of Mansville, and being a part of Sec. Lot (old No. 9), new No. 223, in D. D. Welch's Addition to said Village and beginning at the Northwest corner of said Lot No. 9, thence South 38 feet to a stake in the line with a partition fence; thence East with said fence to a lot owned by William Barber; thence North with said Barber's line 38 feet to a lot owned by William Brophy's Heirs; thence with said line to the place of beginning.

Also situated in the State of Ohio, County of Union and Village of Mansville, and beginning at a stake at the Northwest corner of Lot No. 434 in Robb's Addition to said Village and on the South margin of Sixth Street; thence N. 88° West with the South margin of said Street 4 poles to a stake; thence South 2° West 8 poles to a stake; thence South 88° East 4 poles to a stake in the West line of said Addition; thence North 2° East 8 poles to the place of beginning.
Containing 20/100 of an acre.

14203

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U. S. Vellie W. George E. Lewis A.

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Your opinion plication

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Sworn to this 16

Journal Entry.

In the Matter of Mary R. Buecher, Deceased. This is the estate herein, the directing to said

It appears resident December 1940, Lewis Administrator insofar as a list and rela

instrument of said D.C. and attested signing said memory and of said Will said testis of record Probate Judge.

Deceased. State. Ohio.

transfer of Real Estate to the Marietta in day of December, 1940, qualified as parcels of real estate at the

Union and Sw-Lot Cold letter to said per of said key rip the North said three North owned by to the place ty of Union a stake at Addition to of Sixth Street of said Street 88 poles to to a stake North 2°

14203

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing, to whom each such parcel of real estate passed by decedent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Vellie M. Taylor	over 21	Marietta, Ohio	Niece	one-third
George E. Taylor	over 21	R. D. Marietta, Ohio	Nephew	one-third
George A. Taylor	over 21	R. D. Marietta, Ohio	Nephew	one-third

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Lewis A. Taylor.

The State of Ohio, Union County,

Lewis A. Taylor, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Lewis A. Taylor.

Sworn to before me and signed in my presence, this 16th day of December, 1940.

Ruth Hess - Notary Public, Union County, Ohio, My Commission Expires 5/26/41.

Journal Entry.

Journal Entry. Probate Court, Union County, Ohio.

In the Matter of the Estate of Mary L. Busher, Deceased. Authority to Transfer Real Estate.

This day came Lewis A. Taylor, Administrator of the estate of Mary L. Busher, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Mary L. Busher, a resident of Marietta, in said County, died intestate on December 9, 1940, and that on the 16th day of December 1940, Lewis A. Taylor was duly appointed and qualified Administrator of the estate of said decedent, that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing,

14203 to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Uellie M. Taylor	over 21	Marysville, Ohio.	Niece.	one-third.
George E. Taylor	over 21	R. W. Marysville, Ohio.	Nephew.	one-third.
Leola A. Taylor	over 21	R. D. Marysville, Ohio.	Nephew.	one-third.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the recorder of the proper County for record, as provided by law.

L. W. Hazen - Probate Judge.

14112

Filed
Dec. 23-1940.

In the Matter of the Estate of John W. Robinson, Deceased.
Application for the transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of No. 14112.
John W. Robinson, Deceased. December 14-1940.

Now comes Harry S. Robinson, Administrator of the estate of John W. Robinson, deceased, and represents to the Court that said decedent died intestate on the 16th day of December, 1939, leaving the following described parcels of real estate:

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

Part of Survey No. 4073, Beginning at a stone in the center of the road near the gum at the corner of a farm formerly owned by Salus Reese; thence S. 80° W. 73 poles to the corner of the Oranhood farm and in the center of the road; thence S. 11-1/2° E. 101 poles with the Oranhood line, to a stone in the corner of Andrew Parker's land; thence with his line N. 81° W. 73-1/2 poles to a stone in the line of the Reese land; thence with his line N. 11-1/2° W. 102-8/10 poles to the place of beginning, excepting therefrom 22 acres of the west side conveyed by J. W. Robinson to H. Campbell, leaving twenty-five (25) acres more or less hereby conveyed.

Also

A one half undivided interest in the following described premises: Situated in the Township of

14112

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Paris, County of Union, and State of Ohio, and person
 as a part of Survey No. 4075-orig., Beginning at a stone
 in the West line of said Survey No. 4075 and in the
 center of the Jewell and Blue gravel road; thence with
 the center of said road, N. + E. 154-50/100 poles to a stone
 at an angle in said road at the Northwest corner of
 Thad. Woods farm; thence with the center of said road and
 west line of said farm S. 10 E. 126-60/100 poles to a stake
 northeast corner to the G. W. Donley's land; thence with
 the north line of said land S. 81° 30' W. 148-80/100 poles
 to a stake, northeast corner to said G. W. Donley's land
 in the West line of said Survey No. 4075; thence with said
 line N. 12° W. 125-80/100 poles to the place of beginning -
 containing one hundred and twenty (120) acres, more
 or less, excepting therefrom the right of way to the Toledo
 and Ohio Central Railway, said grantee herein to have
 and hold all the rights and privilege granted by said
 Company to Salem Barse (a former owner and who
 has conveyed same to his grantee), also excepting one
 half (1/2) acre sold by the Moral Patterson to the
 Bellefontaine Stone Company, and Vol. Page
 Deeds Records of Union County, Ohio.

That the following persons, with their ages, addresses,
 relationships and portions inherited, inherit said real
 estate, under the laws of intestate succession of the
 State of Ohio:


Name	Address	Age	Relationship	Portion Inherited
Harry S. Robinson	Marysville, Ohio.	full	Son	1/3
Lois Violet Simpkins	Byhalia, Ohio.	full	Daughter	1/3
Golda E. Loveland	North Lewisburg, Ohio.	full	Daughter	1/3

Your petitioner represents that all of the provisions
 of law to be performed, before filing this application have
 been fully complied with by him.

Wherefore he prays for a certificate transferring said
 real estate to the parties herein named and to have
 the same recorded by the County Recorder of the proper
 County, as provided by law.

Harry S. Robinson, Administrator
 of the Estate of John W.
 Robinson, Deceased.

Sworn to before me and signed in my presence
 this 14th day of December, 1940.

 Elwood E. Sawyer,
 Notary Public.

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24th day of June, 1940, Marie Stierhoff was duly ap-
pointed, and qualified as Administratrix of the estate
of said decedent.

The following is a description of each parcel of real
estate, situated in Ohio, owned by the decedent at
the time of his death.

Being the undivided one-half interest in each of the
following, described parcels of real estate:

Situated in the County of Union in the State of Ohio,
and in the village of Marysville and bounded and de-
scribed as follows:

Beginning at the London Road S. E. corner to these
premises and N. E. corner of a lot formerly owned by
Lucy A. Fuller, thence by the London Road N. 12 1/2 E.
5 poles to a stake; thence westerly or parallel with
the N. line of said Fuller lot 16 poles to a stake;
thence S. 12 1/2 W. 5 poles to a stake; thence easterly with
the N. line of said Fuller lot 16 poles to the place of
beginning.

Containing 1/2 acres, more or less, Except a strip
of about 6 feet in width sold to Henry Kubler, March
18, 1893, by deed of record in Union County, Ohio, Vol. 69,
page 593, leaving 43/100 of an acre, more or less.

Also the following Real Estate consisting of three tracts
situated in the County of Union, in the State of Ohio,
and in the Township of Darby, and bounded and de-
scribed as follows:

First Tract:

Being part of Survey No. 3483.

Beginning at a stone the Southeastly corner of a
lot of land belonging to the heirs of George Eirich, deceased,
and in the original East line of Survey No. 3483;
thence with the easterly line of said Survey S. 35 1/4 E.
109 1/2 poles to a stake and hickory signet South-
easterly corner of said Survey; thence with the original
South line of said Survey S. 53° 5' W. 14 poles to a
stone in the center of a County road and a corner
of John Kleiber's land; thence with said road to the
beginning, containing 4 and 126/160 acres.

Second Tract:

Being part of Surveys Nos. 2879 and 7218.

Beginning at a stone in the center of the road
leading from the Delaware road near where John
Harrip now lives to Marysville at the intersection of the
road between the lands of Joseph K. Robinson and John
L. Irwin's heirs with the road above mentioned; thence
with the road to Marysville N. 37° W. 73 poles 23 links
to a stone in the center of said road thence a Red

14097

Oak, thence S. 54 1/2° W. 98 poles to a stone; thence S. 36° E. 72 poles 23 links to a stone in the center of said road along the line of said Robinson and others; thence with the center of said road N. 54 1/2° E. 98 poles 5 links to the beginning.

Containing 44 acres and 113 square poles.
This tract

Being part of Surveys Nos. 5137, 7964, and 7218, on the waters of Rappahannock.

Beginning at a stake in the road at the Southern corner to Hugh Woodson's Survey No. 5009; thence with the line of Sullivan and Stephenson Survey No. 3483, S. 36° E. 246 poles to a sugar, ash and white oak, corner to their survey in the line of said Sullivan Survey No. 2879; thence with his line and course thereof N. 54° E. 53 poles to a red oak, ash and hickory; thence N. 36° W. 246 poles to a stone; thence S. 54 1/2° W. 53 poles to the place of beginning, containing 81 acres.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and intestate passing, to whom each such parcel of real estate passed by descent or devise:

Name	Age	Place of Residence	Relationship	Portion Passed
Mabel D. Nicol	41	Mapsville, U., R.#5	Daughter	2/27 of 1/2
Howard Stierhoff	39	E. Liberty, U., R.#1	Son	2/27 of 1/2
Izuo Cover	37	Westonville, U., R.#1	Daughter	2/27 of 1/2
Laura Stierhoff	35	Mapsville, U.	Daughter	2/27 of 1/2
Harry S. Stierhoff	32	Mapsville, U., R.#1	Son	2/27 of 1/2
Elyse Stierhoff	29	Mapsville, U.	Son	2/27 of 1/2
Chester Stierhoff	27	Mapsville, U., R.#5	Son	2/27 of 1/2
Marie Stierhoff	24	Mapsville, U.	Daughter	2/27 of 1/2
Verna Stierhoff	19	Mapsville, U.	Daughter	2/27 of 1/2
Mary Stierhoff	60	Mapsville, U.	Widow	1/3 of 1/2

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application have been fully complied with by her.

Wherefore she prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Marie Stierhoff.

14097

The State of Virginia, in and for the County of Shenandoah, do hereby certify that the foregoing is a true and correct copy of the original as the same appears from the records of said County.

Given under my hand and seal of office this 14th day of August, 1914.

Journal Entry.

In the Matter of the Estate of Marie Stierhoff

This is to certify that the application for the transfer of the real estate of the decedent as set forth in the petition filed in this cause on the 14th day of August, 1914, and the order of the Court in this cause, are in accordance with the provisions of law.

The following is a list of persons, with their ages, places of residence and relationships to the decedent and intestate passing, to whom each such parcel of real estate passed by descent or devise:

Name	Age	Place of Residence	Relationship	Portion Passed
Mabel D. Nicol	41	Mapsville, U., R.#5	Daughter	2/27 of 1/2
Howard Stierhoff	39	E. Liberty, U., R.#1	Son	2/27 of 1/2
Izuo Cover	37	Westonville, U., R.#1	Daughter	2/27 of 1/2
Laura Stierhoff	35	Mapsville, U.	Daughter	2/27 of 1/2
Harry S. Stierhoff	32	Mapsville, U., R.#1	Son	2/27 of 1/2
Elyse Stierhoff	29	Mapsville, U.	Son	2/27 of 1/2
Chester Stierhoff	27	Mapsville, U., R.#5	Son	2/27 of 1/2
Marie Stierhoff	24	Mapsville, U.	Daughter	2/27 of 1/2
Verna Stierhoff	19	Mapsville, U.	Daughter	2/27 of 1/2
Mary Stierhoff	60	Mapsville, U.	Widow	1/3 of 1/2

And it is the duty of the Court to set out and satisfy the provisions of law that said certificate of the Court be filed in the proper County for the purpose of recording the same.

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14097

The State of Ohio, Union County.

Marie Stierhoff, being first duly sworn, says that the facts stated in the foregoing application are true as she verily believes.

Marie Stierhoff,
Sworn to before me, and signed in my presence, this
14th. day of October, 1940.

Wm. R. Cameron - Notary Public,
in and for Union County, Ohio.

Journal
Entry.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of The Estate of Fred Stierhoff, deceased. Authority to transfer Real Estate.
December 27th - 1940.

This day came Marie Stierhoff, Administratrix of the estate of Fred Stierhoff, deceased, and filed herein her application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Fred Stierhoff, a resident of the village of Mansville, in said County, died intestate on June 18th. 1940, and that on the 24th. day of June, 1940, Marie Stierhoff was duly appointed and qualified Administratrix of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent, and interest passing, to whom each such parcel of Real Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Potion Passed.
Mabel D. Nicob	41	Mansville, U. R.#5	Daughter	2/27 of 1/2
Howard Stierhoff	39	E. Liberty, U., R.#1	Son	2/27 of 1/2
Irene Corvick	37	Westerville, U. R.#1	Daughter	2/27 of 1/2
Laura Stierhoff	35	Mansville, U.	Daughter	2/27 of 1/2
Harry S. Stierhoff	32	Mansville, U., R.#1	Son	2/27 of 1/2
Elyzer Stierhoff	29	Mansville, U.	Son	2/27 of 1/2
Chester Stierhoff	27	Mansville, U., R.#5	Son	2/27 of 1/2
Marie Stierhoff	24	Mansville, U.	Daughter	2/27 of 1/2
Verua Stierhoff	19	Mansville, U.	Daughter	2/27 of 1/2
Mary Stierhoff	60	Mansville, U.	Widow	1/3 of 1/2

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with

14097 the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

14198 In the Matter of The Last Will and Testament of Jennie Huffman, Deceased.
Filed Application for Probate of Will.
Dec. 16-1940. The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Jennie Huffman, Deceased. Application for Probate of Will.
To the Probate Court of said County:-

Your applicant respectfully represents, that Jennie Huffman, late a resident of the village of Raymond, Ohio, in said County, died on or about the 21 day of November 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Arthur L. Huffman	full	Son	Cedarville, Ohio.
Ura E. Vitellour	full	Daughter	Lancaster, Ohio.
Grover C. Huffman	full	Son	Millford Center, Ohio.
Harvey T. Huffman	full	Son	Millford Center, Ohio.
Edith G. Applegate	full	Daughter	Marysville, Ohio.
Bearl May Reese	full	Daughter	Millford Center, Ohio.
Dorcas E. Heimlich	full	Daughter	Raymond, Ohio.
Eight children of Russell Huffman, deceased, now residing at Mansfield, Ohio.			

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Arthur Huffman Applicant.
The State of Ohio, Union County.

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

Wath. Sworn to before me and signed in my presence, this 29 day of November, 1940.

Arthur Huffman.
Clifton L. Garyl
Notary Public,
Union County, Ohio.

14198 In the Matter of the Will of Jennie Huffman, Deceased. Application for Probate of Will. Notice to Next of Kin. 1940. Will and Townships open Court to probate said will and the third witness this 28

In the Matter of the Will of Jennie Huffman, Deceased. Affidavit for Union County personally Saturday to all further Sworn to third day

In the Matter of the Will of Jennie Huffman, Deceased. Personal and Ma testimony to testify the truth and see say: Use of writing pointing

as provided
Probate Judge.

Huffman, Decedent.

Notice to
Heirs of Will.

Jessie Huffman,
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14198
 In the State of Ohio, Probate Court, Union County, Ohio.
 In the Matter of the Will of
 Jessie Huffman, Decedent. No. 14198.
 Notice of Probate.
 To Isadore Huffman, Marion Huffman, Roy Huffman, Jo Ann Huffman, Thelma Huffman, Lois Huffman, Charles Huffman, and Emma Jane Huffman.
 You are hereby notified that on the _____ day of December, 1940 an instrument of writing, purporting to be the last Will and Testament of Jessie Huffman 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 third day of January, 1941, at 10:00 o'clock A.M.
 Witness my signature and the seal of said Court, this 28 day of December, 1940.
 L. W. Hazen - Probate Judge.

Affidavit.
 Probate Court, Union County, Ohio.
 In the Matter of the Last Will and Testament of Jessie Huffman, Decedent. Case No. 14198.
 Affidavit.
 State of Ohio, County of Union, ss:
 Personally appeared before me, a Notary Public in and for Union County, Ohio, Clifton L. Caryl, who being personally known to me, deposes and says that on Saturday, December 28, 1940, he personally mailed notices to all of the next of kin of Jessie Huffman, deceased, to wit:
 further affiant saith not.
 Clifton L. Caryl.
 Sworn to before me and subscribed in my presence this third day of January, 1941.
 Mildred L. Pfadt - Notary Public, Union County, Ohio.

Testimony of Witnesses to Will.
 Probate Court, Union County, Ohio.
 In the Matter of the Will of Jessie Huffman, Decedent. No. 14198.
 Testimony of Witnesses.
 Personally appeared in open Court Clifton L. Caryl and Mary D. Rupright 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 Jessie Huffman, deceased, deposes and say: We were present at the execution of the instrument of writing now before us, dated November 2 - 1936, purporting to be the last Will and Testament of Jessie Huffman, deceased.

14198

Huffman, deceased; that we, at the request, of said Testatrix and in her presence, respectively subscribed our names thereto, as witnesses; and that we saw said Testatrix sign said instrument and heard her acknowledge the same to be true and that said Jennie Huffman at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by said witnesses in open Court, this 10th day of December, 1940.

Clifton L. Leary.

Mary D. Rupright

541 1/2 S. Dixie Ave. # E.

Columbus, Ohio.

Ed. Lammie W. Hauback
Deputy Clerk.

Last Will and Testament of Jennie Huffman.

Know all Men by these presents, that I, Jennie Huffman, of the Village of Milford Center, Union County, Ohio, being of lawful age and of sound and disposing mind and memory, do hereby make, declare, and publish this to be my last will and testament, and by this instrument I hereby revoke all other last wills and testaments and codicils thereto by me heretofore made.

Item 1: I hereby direct my executor, hereinafter named, to pay all of my just debts and funeral expenses out of my estate as soon after my death as may be found convenient.

Item 2: I give, devise, and bequeath all of my property, whether it be real, personal, or mixed, and whether now acquired or hereafter to be acquired, and wherever same may be situated, to my four children, namely: Arthur L. Huffman, Ora E. Ritenour, Grover C. Huffman, and Edith S. Applegate. Said property is to be their absolutely in fee simple and they shall share and share alike. It is further my will that the remainder of my children, Hartley P. Huffman, Pearl May Reed, Donna E. Heimlich, and the heirs of Russel C. Huffman, my deceased son, all of whom have during their lifetime and my lifetime received their share, and shall not participate in my estate after my death.

Item 3: I hereby nominate and appoint Arthur L. Huffman, as my executor, herein and in the event that he should become, deceased prior to myself or should die before completing the administration of my estate, I then request the Court to appoint Grover C. Huffman as executor to complete said administration. It is further my will that my executor named herein shall not be required to give bond as such executor. I further direct my executor herein named to dispose of my property as he sees fit and in the event that in shall

Last Will and Testament

14198

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In the presence of Jennie Huffman This on the probate date of filed in It is said de that all to be r with no

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14198

be necessary to distribute any of my property in part or in kind, that my executor shall have the power to determine as to whom such parts or distribution in kind shall be made.

Item 4: It is further my will that in the event any of my heirs shall in any way interfere with the proper administration of this estate or bring any action at law or in equity for the purpose of contesting or disturbing this my last will and testament, they shall be forever barred from participating in the benefits of said estate; and the one or ones interfering, it is my last will and testament that that share or interest shall be forfeited and be distributed equally to the remaining children herein mentioned who are to share in the corpus of my estate.

Item 5: It is my will that my executor herein named shall have a full year to complete the administration of said estate and in the event any of the assets of my estate shall be found in the possession or under the control of my son, Hartley F. Huffman, that he shall not disturb him or collect said assets from him until a full year has expired from the time that said executor has been appointed by the Court.

Jemie Huffman.
 Personally appeared before us as subscribing witnesses, Jemie Huffman, who signed and acknowledged and declared to the undersigned as subscribing witnesses this instrument to be her last will and testament, and we saw her sign same while in her presence and while she was within our presence and in the presence of each other.

Mary Rupright, Mansville, Ohio.
 Clifton P. Caryl, Mansville, Ohio.

Order Admitting to Probate and Record.
 Probate Court, Union County, Ohio.

In the Matter of the Will of Jemie Huffman, Deceased. January 3 - 1941.
 This matter came on this day further to be heard, on the application of Arthur L. Huffman, to admit to probate and record of the Will of Jemie Huffman, deceased, late of the Township of Liberty in said County, heretofore filed in this Court.
 It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State have been duly served with notice of the filing of said Will and of the

14198

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.

Order Admitting to Probate & Record

And Elbert R. Caryl and Mary Rupright, 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 Jennie Huffman deceased, that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

14210
Filed
Dec. 28 - 1940

In the Matter of The Last Will and Testament of Leua Robb, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Leua Robb, Deceased Application for Probate of Will. to the Probate Court of said County:

Your applicant respectfully represents that Leua Robb, late a resident of the Village of Marysville, in said County, died on or about the 21st day of December 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Leua Robb died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Names	Age	Degree of Kinship	P. O. Address.
Lillian Robb	89	Sister	413 W. 5th. Street, Marysville, Ohio.
Carroll, E. Robb	Adult	Nephew	Swarthmore, Pennsylvania.
Stewart, E. Robb	Adult	Nephew	New York, U. Y.
Kenneth E. Robb	Adult	Nephew	Radburn, New Jersey.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin, heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.
Lillian Robb - Applicant.

14210

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Waiver of Notice

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Testimony of Witnesses

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Robb, Deceased.

Court.

to of Will.

Robb, Deceased, in said County, 1940, leaving purporting of did leaving persons at address: Marysville, Ohio, Pennsylvania, U.S., New Jersey, Probate and covering of the e named may be of the said Applicant.

14210 The State of Ohio, Union County.
 The above named William Robb, being first duly sworn, says that the facts stated, and the allegations in the foregoing application contained, are true as she verily believes.
 Sworn to before me and signed in my presence, this 28th day of December, 1940.

Wm. R. Cameron Notary Public.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Rena Robb, Deceased.
 We, the undersigned, next of kin of Rena Robb, deceased, resident of the State of Ohio, hereby give further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

Dated this 28th day of December, 1940.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Rena Robb, Deceased.
 An application having been this day presented to the Court by William Robb praying that an instrument in writing purporting to be the last will and testament of Rena Robb, deceased, be admitted to probate.

It is ordered that - days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the next of kin of said testatrix, known to be resident of the State, and that a hearing on said application will be had on the 2 day of January, 1941 at 10 o'clock, A.M.

L. W. Hazen - Probate Judge.
 Testimony of Witnesses to Will.
 Probate Court, Union County, Ohio.

In the Matter of the Will of Rena Robb, Deceased. No. 14210
 Testimony of Witnesses.
 Personally appeared in open Court Wm. R. Cameron and Mary Bellville Auvine, 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 Rena Robb, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated May 18th, 1931, purporting to be the last Will and Testament of Rena Robb, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and that said Rena Robb at the time of executing the same, was of full age and sound

14210

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.
In the Matter of the Will of
Leva Robb, Deceased. | January 2nd, 1941.

This matter came on this day further to be heard, on the application of William Robb to admit to probate and record the Will of Leva Robb, deceased, late of the Village of Raymond in said County, heretofore filed in this Court. It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate and Record.

And Wm. R. Cameron and Mary Bellville Aurine, 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 Leva Robb, deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

14211
Filed
Jan. 6 - 1941.

In the Matter of The Estate of Arthur Child, Deceased.

Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of The Estate of No. 14211.
Arthur Child, Deceased. Application for Transfer of Real Estate.
Now comes Ralph R. Child, duly represented to the Court that Arthur Child, a resident of Milford Center in said County, died intestate on the 27th day of December, 1940, and that on the 2nd day of January, 1941, Ralph R. Child was duly appointed and qualified as Administrator of the estate of said decedent.

14211

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the State of Ohio, County of Union, and Township of Union, and bounded and described as follows: Beginning at a stone in the center of the North Darby Gravel Road in the east line of Martha House's 85 acre tract of land; thence with said east line S. 54 deg. West 13.70 poles, to a stake in the north bank of Big Darby Creek (intuss a large elm, bears N. 40 deg. 30' West 11.2 poles); thence down the north bank of said Big Darby Creek S. 38 deg. 45' East 7.15 poles to a large ash, corner to the lands of Edward P. Smith; thence with two consecutive lines of said Smith lands N. 41 deg. 30' East 14.93 poles to a stake in the center of the North Darby Gravel road; thence with the center line of the said road, N. 53 deg. West 4.18 poles to the place of beginning.

Containing one-half (0.50) acre, more or less, being part of Survey No. 4278.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise. Ralph K. Child - born 21-534 Columbus Ave., Washington Co. N. Ohio - Son - All.

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payments thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Ralph K. Child.

The State of Ohio, Union County.

Ralph K. Child, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Ralph K. Child.

Sworn to before me and signed in my presence, this 6th day of January, 1941.

[Signature]

Ruth Hess - Notary Public, Union County, Ohio. My Commission Expires 5/26/41.

14211 Journal Entry.

In the presence of Arthur G. This estate of application for a certificate of probate. It is a duly qualified person that in is a valid and rel to whom descent Ralph

And set out satisfactory complied that said of the persons transfer contained order of

14218 Filed Jan. 4-1941.

In the presence of The State of Ohio, Union County. In the presence of Lizzie and 10th the Your Baker, in said December herewith the said of the a preside

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Journal Entry.

In the Matter of The Estate of Arthur Child, Deceased. Probate Court, Union County, Ohio. January 6 - 1941.

This day came Ralph K. Child, Administrator of the estate of Arthur Child, deceased, and filed herein his application, duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that Arthur Child, a resident of Milford Center, in said County, died intestate on December 27, 1940, and that on the 2nd day of January, 1941, Ralph K. Child was duly appointed and qualified Administrator of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by decedent or devise.

Ralph K. Child - Over 21 - 534 Columbus Ave., Washington C. H., Ohio - Son - All.

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the recorder of the proper County for record, as provided by law.
 L. W. Hagen - Probate Judge.

142.18
 Filed
 Jan. 4 - 1941.

In the Matter of The Last Will and Testament of Lizzie L. Baker, Deceased. Application for Probate of Will. Probate Court, Union County, Ohio.

In the Matter of the Will of Lizzie L. Baker, Deceased. Application for Probate of Will. In the Probate Court of said County:

Your applicant respectfully represents that Lizzie L. Baker, late a resident of the village of Milford Center, in said County, died on or about the 1 day of December, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Lizzie L. Baker died leaving B. E. Baker of the age of 9 years as her surviving spouse, who resides at Milford Center, Ohio, and the following

14218 named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Minnie Witter		Daughter	Plain City, Ohio.
Francois Hudson		Daughter	Marysville, Ohio, Route #1.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named, who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

B. E. Baker - Applicant
Residence - Milford Center, Ohio.

The State of Ohio, Union County.

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

Bath

B. E. Baker,
Sworn to before me and signed in my presence, this 4th, day of January, 1941.

Milo L. Myers - Notary Public.

The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Lizzie L. Baker, deceased, to Probate of Last Will and Testament.

Waiver of Notice

I, We, the undersigned, surviving spouse and next of kin of Lizzie L. Baker, deceased, President of the State of Ohio, hereby waive further notice of the presentation of said decedent's will for probate, and consent to the admission of the same to probate.

B. E. Baker,
Francois B. Hudson.

Dated this 4 day of January, 1941.

Journal Entry

In the Matter of the Will of Lizzie L. Baker, deceased, on Requisition of Will for Probate.

An application having been this day presented to the Court by B. E. Baker praying that said instrument in writing purporting to be the last will and testament of Lizzie L. Baker, deceased, be admitted to probate.

It is ordered that 5 days notice, in writing, of the presentation of said will and of the application for the admission of the same for probate, be given to the surviving spouse and to the next of kin of said testatrix, known to be residents of the State, and that a hearing on said application will be had on the 11th day of January, 1941, at 10 o'clock, A. M.

L. W. Hazen - Probate Judge.

In the Matter of the Will of Lizzie L. Baker, deceased.

Notice to Next of Kin of Union County, Ohio.

You are hereby notified that the will of Lizzie L. Baker, deceased, has been presented to the Probate Court of Union County, Ohio, for admission to probate. The said will was admitted to probate on the 11th day of January, 1941.

The State of Ohio, Union County. Probate Court.
Milo L. Myers, Notary Public.
7th day of January, 1941.

Sworn to and signed on this 8th day of January, 1941.

Testimony of Witnesses.

In the Matter of the Will of Lizzie L. Baker, deceased. Pursuant to the testimony of Milo L. Myers, Notary Public, the truth in relation to the execution of the said will were, for the purpose of the testimony of witnesses, that the said Lizzie L. Baker, deceased, was sane and of sound mind at the time she executed the same, and that she was duly informed of the contents of the same.

14218

Notice to Next of Kin.

Probate Court, Union County, Ohio.
In the Matter of The Will of
Lizzie L. Baker, Deceased. No. 14218
Notice of Application to Probate.
To Minnie Witter;

Notice to Next of Kin.

You are hereby notified, that on the 4th. day of January, 1941, any instrument of writing, purporting to be the last Will and Testament of Lizzie L. Baker, deceased, late of Union Township, in said County, 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 11th. day of January, 1941, at 10:00 o'clock A.M.

Witness my signature and the seal of said Court, this 4th. day of January, 1941.

L. W. Hazen - Probate Judge.
By: Cassius W. Houbbeck, Deputy Clerk.

Return.

The State of Ohio, Union County.

Milo L. Myers, being duly sworn, says, that on the 7th. day of January, 1941, he served the within notice by delivering a true copy thereof personally to the within named Minnie Witter.

Milo L. Myers.

Sworn to, before me and signed in my presence, this 8th. day of January, 1941.

L. W. Hazen.

Testimony of Witnesses to Will.

Probate Court, Union County, Ohio.

In the Matter of The Will of Lizzie L. Baker, Deceased. No. 14218. Testimony of Witnesses.

Personally appeared in open Court Roscoe Boerger and Milo 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 Lizzie L. Baker, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated October 18th, 1938, purporting to be the last Will and Testament of Lizzie L. Baker, deceased; that we, at the request of said Lizzie L. Baker, and in our presence respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and acknowledge the same to be hers, and that said Lizzie L. Baker at the time of executing the same, was of full age, and of sound mind and memory, and not under any restraint.

Testimony of Witnesses.

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14218 Sworn to before me and signed in my presence by said witnesses in open Court, this 11th day of January, 1941.

Milo R. Myers,
Marysville, Ohio.
Rosiea Boeger, now Strunkenburg,
Marysville, Ohio.

L. W. Hagen
Probate Judge.

Last Will and Testament of Lizzie L. Baker.

I, Lizzie L. Baker of the village of Milford Center, Union County, Ohio, do make and declare this to be my last will and testament, and,

I give and devise all my property, of whatever nature, description or kind and where ever found, to my husband, B. E. Baker, and absolutely, excepting my fur coat, which I give and bequeath to Myrtle Wolfert of Columbus, Ohio.

Last Will and Testament

I hereby appoint my husband, B. E. Baker, Executor of this my last will and testament and direct that he be permitted to qualify and act as such without being required to give bond.

In Testimony Whereof, I have hereunto set my hand, this 18th day of October, 1938.

Signed and acknowledged by the said Lizzie L. Baker, as her last will and testament in our presence and by us as witnesses thereto in her presence and in the presence of each other this 18th day of October, 1938.
Rosiea Boeger - Marysville, Ohio.
Milo R. Myers - Marysville, Ohio.

Order Admitting to Probate and Record.
Probate Court, Union County, Ohio.

By the Matter of the Will of Lizzie L. Baker, Deceased. January 11th - 1941.

This matter came on this day further to be heard, on the application of B. E. Baker to admit to probate and record the Will of Lizzie L. Baker deceased, late of the village of Milford Center, in said County, heretofore filed in this Court.

Order Admitting to Probate and Record

If it is now shown to the satisfaction of the Court that said decedent died leaving B. E. Baker surviving spouse, and that the surviving spouse and all the next of kin of said decedent, known to be resident of the State, 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 they waived notice and given consent to the probate of said Will.

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And Milo L. Myers and Virginia Boerger Strunkenberg 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 Lizzie L. Baker deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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 aforesaid testimony of the witnesses above named, be entered of record in this Court.

L. W. Hazen - Probate Judge.

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Jan. 3 - 1941.

In the Matter of The Last Will and Testament of Lizzie Ehler, Deceased.
Application for Probate of Will.
The State of Ohio, Union County. Probate Court.

In the Matter of the Will of Lizzie Ehler, Deceased. Application for Probate of Will.
To the Probate Court of said County:

Your applicant respectfully represents that Lizzie Ehler, late a resident of the Township of Jackson, in said County, died on or about the 26th day of December, 1940, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Lizzie Ehler died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Lila Kenrose	27	Sister	R. F. D. #1, Agosta, Ohio.
Viola Harper	"	Sister	R. F. D. #1, Larue, Ohio.
Robert L. Wigle	"	Nephew	R. F. D. #1, Monal, Ohio.
Blouise M. Buyer	"	Niece	R. F. D. #2, Larue, Ohio.
Charabel Miller	"	Niece	R. F. D. #5, Keaton, Ohio.
Vivby M. Johnson	"	Niece	Ohio St., Delaware, Ohio.
Thomas Jr. Wigle	"	Nephew	R. F. D. #2, La Rue, Ohio.

Your applicant offers the said will for probate and prays that a true copy may be filed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

Harry E. Ketter - Applicant,
Residence - 1110 Elmwood Ave., Columbus, O.

14215

The State of Ohio, Union County.

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

Oath.

Harry E. Ketter.
Sworn to before me and signed in my presence, this 3rd day of January, 1941.

Harry E. Ketter.

F. Le Roy Allen - Notary Public,
Union County, Ohio, My
Commission Expires Feb. 6 - 1942.

The State of Ohio, Union County.

Probate Court.

In the Matter of the Will of Lizzie Ehler, deceased, on application of Will for Probate.

Journal Entry.

An application having been this day presented to the Court by Harry E. Ketter praying that an instrument in writing purporting to be the last will and testament of Lizzie Ehler, deceased, be admitted to probate.

It is ordered that five days notice, in writing, of the presentation of said will and of the application for the admission of the same, for probate, be given to the next of kin of said testatrix, known to be residents of the State, and that a hearing on said application will be had on the 11th day of January, 1941, at ten o'clock A. M.

L. W. Hazen - Probate Judge.

In the Probate Court of Union County, Ohio.
In the Matter of the Will of Lizzie Ehler, deceased. Case No. 14215.

Waiver.

W, the undersigned, next of kin of Lizzie Ehler, deceased, and resident of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.
Dated - Jan. 4, 1941.

Witness as to
Viola Harpers mark.
Edward Harpers
Mrs. Willard O. Kevay.

Robert L. Wigle.
Viola ^{Har} Harpers.
mark

In the Probate Court of Union County, Ohio.
In the Matter of the Will of Lizzie Ehler, deceased. Case No. 14215.

Waiver.

W, the undersigned, next of kin of Lizzie Ehler, deceased, and resident of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.
Dated - January 6 - 1941.

Mrs. Florence M. Buyer.

14215

In the Matter of the Will of Lizzie Ehler, deceased.

Waiver

and residue of the probate estate.
Dated - Jan. 4, 1941.

In the Matter of the Will of Lizzie Ehler, deceased.

Waiver.

ceased, a notice of probate.
Dated - Jan. 4, 1941.

In the Matter of the Will of Lizzie Ehler, deceased.

Waiver.

and residue of the probate estate.
Dated - Jan. 4, 1941.

In the Matter of the Will of Lizzie Ehler, deceased.

Testimony of Witnesses.

Persons and State to testify but the Will, and said instrument purporting to be the last will and testament of said decedent, was read and signed in my presence on this 3rd day of January, 1941.

L. W. Hazen

14215

In the Probate Court of Union County, Ohio.
In the Matter of the Will of Case No. 14215.
Lizzie Ehret, Deceased. Waiver.

Waiver I, the undersigned, next of kin of Lizzie Ehret, deceased, and resident of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.
Dated - January 6 - 1941. Urra, Charabelle, Miller.

In the Probate Court of Union County, Ohio.
In the Matter of the Will of Case No. 14215.
Lizzie Ehret, Deceased. Waiver.

Waiver I, the undersigned, next of kin of Lizzie Ehret, deceased, and resident of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.
Dated - January 4 - 1941. Ruby M. Johnson.

In the Probate Court of Union County, Ohio.
In the Matter of the Will of Case No. 14215.
Lizzie Ehret, Deceased. Waiver.

Waiver I, the undersigned, next of kin of Lizzie Ehret, deceased, and resident of the State of Ohio, hereby waive notice of the presentation of said decedent's Will for probate, and consent to the admission of the same to probate.
Dated - Jan. 6 - 1941. Thomas W. Wight.

Testimony of Witnesses to Will,
Probate Court, Union County, Ohio.

In the Matter of the Will of Case No. 14215.
Lizzie Ehret, Deceased. Testimony of Witnesses.

Testimony of Witnesses. Personally appeared in open Court Gladys L. Cheney and Sturgis H. Cheney who being first duly sworn to testify the truth, the whole truth and nothing but the truth, in relation to the execution of the last Will and Testament of Lizzie Ehret, deceased, depose and say: We were present at the execution of the instrument of writing now before us, dated July 20, 1939, purporting to be the last Will and Testament of Lizzie Ehret, deceased; that we, at the request of said testatrix and in her presence, respectively subscribed our names thereto as witnesses; and that we saw said testatrix sign said instrument and that said Lizzie Ehret at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint.

Sworn to before me and signed in my presence by Gladys L. Cheney, said witnesses in open Court Sturgis H. Cheney.
this 3rd day of January, 1941. Richmond, Ohio.
Joseph W. Hazen - Probate Judge.

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Notary Public,
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Will.

I, Lizzie Ehret, 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 Rena Ketter and Harry E. Ketter all my Real Estate wheresoever situated which I may own or have the right to dispose of at the time of my decease absolutely and in fee simple.

Third: I Give, Devise and Bequeath to Rena Ketter and Harry E. Ketter all my personal property including chattels and monies to be theirs absolutely.

Will.

Fourth: I Give, Devise and Bequeath to my sisters Lila Keurose and Viola Harpers \$10.00 each, if they be living at the time of my death, and to the living children of my brother Thomas Wygle \$10.00. Said amounts to be paid to them by the Executor of my Estate.

I do hereby, nominate and appoint Harry E. Ketter Executor of this my last Will and Testament without Bonds.

I hereby revoke all other Wills by me heretofore made.

In Testimony Whereof, I herewith subscribe my name at Richmond, Ohio, this 20. day of July, 1939.

Lizzie Ehret.

The foregoing instrument was signed at the end thereof, by the said Lizzie Ehret, 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, this 20. day of July, 1939.

Gladys R. Cheney, resides at Richmond, Ohio.

Sturgis H. Cheney, resides at Richmond, Ohio.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of Lizzie Ehret, Deceased. January 11 - 1941.

This matter came on this day for further to be heard, on the application of Harry E. Ketter to admit to probate and record the Will of Lizzie Ehret deceased, late of the Township of Jackson, Union said County, heretofore filed in this Court.

It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and that all the next of kin of said decedent known to be resident of the State have been duly

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served in application Court, per waived Will.

Order Admitting to Probate & Record. And describing & opening Book respectively Will, as described Wherein instrument of said decedent the time mind and therefore to probate monies of this

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Filed Jan. 24-1941

In the Matter of the State of Ohio vs. Mary M. Vaughan et al. In the said January, 1941, the said spouse, part of the Henry W. Edgar J. Your prayer to the same who are be notified the said

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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.

Order Admitting to Probate & Record

And Gladys L. Cheney and Sturgis H. Cheney, 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 Missie Elyet deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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 this Court.

L. W. Hazen - Probate Judge.

14232

In the Matter of The Last Will and Testament of Mary M. Vaughan, Application for Probate of Will, of Deceased, The State of Ohio, Union County. Probate Court.

Filed Jan. 24-1941

In the Matter of the Will of Mary M. Vaughan, Deceased. Application for Probate of Will. To the Probate Court of said County:

Your applicant respectfully represents that Mary M. Vaughan, late a resident of the Village of Mansville, in said County, died on or about the 9th day of January, 1941, leaving an instrument in writing, herewith produced, purporting to be her last will; that the said Mary M. Vaughan died leaving no surviving spouse, and the following named persons as her only next of kin, to-wit:

Name	Age	Degree of Kinship	P. O. Address
Henry W. Vaughan		Son	Bozeman, Montana.
Edgar J. Vaughan		Son	Zeeland, Michigan.

Your applicant offers the said will for probate and prays that a time may be fixed for the proving of the same, and that said next of kin heretofore named who are known to be residents of this State, may be notified according to law of the presentation of the said will for probate.

J. M. Lutz - Applicant.
Residence - Mansville, Ohio.

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14232 The State of Ohio, Union County.
 The above named J. M. Leutz, being first duly sworn,
 says that the facts stated and the allegations in the
 foregoing application contained, are true as he verily believes.
 Oath. Sworn to before me and signed in my presence, this 21st
 day of January, 1941.

William S. Hoopes - Notary Public,
 Probate Court.
 Waiver of Notice and Consent to
 In the Matter of the Will of Mary M. Vaughan, Deceased. Probate of Last Will & Testament.
 We, the undersigned, next of kin, of Mary M. Vaughan,
 deceased, resident of the State of Ohio, hereby waive further
 notice of the presentation of said decedent's will for probate,
 and consent to the admission of the same to probate.
 Henry W. Vaughan.

Dated this 21st day of January, 1941.
 The State of Ohio, Union County. Probate Court.
 In the Matter of the Will of Mary M. Vaughan, Deceased. January 1941 - Journal Entry
 on Presentation of Will for Probate.
 An application having been this day presented to the
 Court by J. M. Leutz praying that said instrument in
 writing purporting to be the last will and testament
 of Mary M. Vaughan, deceased, be admitted to probate;
 and it appearing to the Court that Henry W. Vaughan
 has waived the notice of application for probate and
 that Edgar J. Vaughan, the other son, does not live in
 the State of Ohio.
 It is ordered that a hearing on said application will
 be had on the 24 day of January, 1941, at 10:00 o'clock
 A. M.

L. W. Hazen - Probate Judge.
 Testimony of Witnesses to Will.
 Probate Court, Union County, Ohio.
 In the Matter of the Will of Mary M. Vaughan, Deceased. No. 14232.
 Testimony of Witnesses.
 Personally appeared in open Court C. A. Hoopes
 and Ruth Hesse, 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. Vaughan, deceased, depose and say: We
 were present at the execution of the instrument in
 writing now before us, dated October 19, 1939, purporting
 to be the last Will and Testament of Mary M. Vaughan,
 deceased; that we, at the request of said testatrix and
 in her presence, respectively, subscribed our names, thus
 to as witnesses; and that we saw said testatrix
 sign said instrument and that said Mary M. Vaughan

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at the time of executing the same, was of full age and of sound mind and memory, and not under any restraint. Sworn to before me and signed in my presence by said witnesses in open Court, this 24 day of January, 1941.

C. A. Hoopes.
Marysville, Ohio.
Ruth Hesse.
Marysville, Ohio.
L. W. Hasey.
Probate Judge.

Last Will and Testament of Mary M. Vaughan.

I, Mary M. Vaughan, being of full age and of sound and disposing mind and memory, do make, publish, and declare this to be my last Will and Testament, hereby revoking all Wills and testaments by me heretofore made.

Item 1: I desire that all my just debts and funeral expenses be paid in full as soon as practicable after the time of my decease.

Item 2: After the payment of my debts, I desire and bequeath all of the residue of the property which I may own or have the right to dispose of at the time of my decease, of whatsoever character, and whether be it real or personal, and wherever situate, in equal shares to my two children, Henry W. Vaughan and Edgar J. Vaughan.

I make, nominate and appoint J. M. Keets and my son, Henry W. Vaughan, to be the Executors of this my last Will and Testament, and I request that no bond be required of them as such Executors.

In Witness Whereof, I have hereunto subscribed my name at Marysville, Ohio, this 19th. day of October, A.D. 1939.

Mary M. Vaughan.

Signed by the said Mary M. Vaughan, and by her acknowledged to be her last Will and Testament before us, and in our presence, and by us subscribed as attesting witnesses in her presence and at her request and in the presence of each other this 19th. day of October, A. D. 1939.

C. A. Hoopes.

Ruth Hesse.

Order Admitting to Probate and Record.

Probate Court, Union County, Ohio.

In the Matter of the Will of Mary M. Vaughan, Deceased. January 24 - 1941.

This matter came on this day further to be heard, on the application of J. M. Keets to admit to probate and record the Will of Mary M. Vaughan, deceased, late of the Village of Marysville in said County, heretofore filed

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Last Will and Testament

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It is now shown to the satisfaction of the Court that said decedent died leaving no surviving spouse and all the next of kin of said decedent known to be resident of the State 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.

Order Admitting to Probate and Record

And C. A. Hoopes and Ruth Hess, 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 Mary M. Vaughan deceased; that it was duly executed and attested; and that the said testatrix, at the time of signing said Will, was of full 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. Hazen - Probate Judge.

13149

Filed

Jan. 23-1941.

In the Matter of the Estate of John Harris, Deceased.

Application for Transfer of Real Estate.

Probate Court, Union County, Ohio.

In the Matter of the Estate of John Harris, Deceased, No. 13149.

Application for Transfer of Real Estate.

Now comes Walter P. Harris, and represents to the Court that John Harris, a resident of Union Township in said County, died testate on the 18th day of April, 1936, that his last will and testament was filed in the Probate Court of Union County, Ohio, on April 24, 1936, admitted to probate on April 28, 1936, and recorded in Vol. V, Page 207 of the Records of Wills in said County, and that on the 28th day of April, 1936, Walter P. Harris was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

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

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Being No. 8152.

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Being a part of Virginia Military Surveys No. 9798 and No. 8152.

Beginning on the center line of the Milford Center and Mechanicsburg road at its intersection with the northern line of D. M. Survey No. 8152, from which point a stone bears S. 67° 15' E. 24 feet; thence S. 67° 15' E. 73.16 rods with the north line of D. M. Survey No. 8152 to a stone, the southeast corner of V. M. Survey No. 9591; thence S. 30° E. 85.6 rods, following the northeasterly line of said survey to a stone; thence S. 11° 30' W. 83.1 rods with the east line of said survey to a stone at the southeast corner of the tract; thence N. 56° 30' W. 181.4 rods to the center of said Milford Center and Mechanicsburg road, from which point a stone bears S. 56° 30' E. 24 feet; thence N. 34° E. 100.8 rods along the center line of said road to the place of beginning, containing 101.5 acres, more or less.

The above described tract comprising all the land described in the following deeds, to-wit: the deed of Milo Kimball and Hester Kimball, his wife, to John Harris, for 46 acres, which is found recorded in Vol. 67, Page 312, Union County Records of Deeds; the deed of Garrison Longberry and Mary A. Longberry, his wife, to John Harris, for 37.5 acres, which is found recorded in Vol. 90, Page 387, of said records; and the deed of W. H. Wills, Executor of the estate of Milo Kimball, deceased, to John Harris, for 18 acres, which is found recorded in Vol. 95, Page 145, of said records.

Also the following real estate situated in the township of Union, County of Union, and State of Ohio, and bounded and described as follows:

Being a part of Virginia Military Surveys No. 9798 and No. 8152.

Beginning at the northwest corner of Virginia Military Survey No. 8152; thence N. 75° W. 3794.5 feet, passing a stone at 1737 feet to a stone at the northwest corner of the tract herein conveyed; thence S. 26° W. 1746.5 feet to a stone, corner of this said tract; thence South-easterly 3466.5 feet along the southern boundary of this said tract to the center of the Milford Center and Mechanicsburg road; thence N. 34° E. 3278.4 feet along the center of said road, crossing the west line of Virginia Military Survey No. 8152, to a point on the northern line of said survey; thence N. 67° W. 148.5 feet along the north line of Virginia Military Survey No. 8152, to the northwest corner and the place of beginning. Containing 208.9 acres, more or less.

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Walter P.
as Executor

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13149

The above described tract, comprising all the land described in the following deeds, to-wit: the deed of William Harris, widower, to John Harris, for tracts of 84.61 acres, 16.25 acres, and 33.39 acres, which is found recorded in Vol. 70, Page 489, Union County Records of Deeds; the deed of Andrew J. McDaniel and Mary McDaniel his wife, to John Harris, for 27.05 acres, which is found recorded in Vol. 78, Page 642, of said records; and the deed of Joseph P. Martin, Executor of the estate of Phebe Baker, deceased, to John Harris, for 47.60 acres, which is found recorded in Vol. 82, Page 257, of said records.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationships to the decedent and interest passing to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Mary Harris	Adult	Milford Center, Ohio, R. P. D. #1	Widow	Life estate
Walter P. Harris	Adult	Milford Center, Ohio, R. P. D. #1	Son	One-half remainder
Clarence V. Harris	Adult	Milford Center, Ohio, R. P. D. #1	Son	One-half remainder

Your Petitioner further represents that Mary Harris, the widow above named, has, since the death of the said testator John Harris, to-wit, on December 3, 1940, died and that the life estate or interest of said widow in said real estate has, therefore, terminated, and that title to said real estate has, therefore, vested under the will of said John Harris, deceased, in the following named persons, and in the following proportions, to-wit:

Walter P. Harris	Adult	Milford Center, Ohio, R. P. D. #1	Son	One-half
Clarence V. Harris	Adult	Milford Center, Ohio, R. P. D. #1	Son	One-half

Your petitioner further represents that all known debts of decedent's estate have been paid, or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with by him.

Wherefore he prays for a certificate transferring said real estate to the parties herein named and to have the same transferred and recorded in the proper County, as provided by law.

Walter P. Harris - Ex.

The State of Ohio, Union County.

Walter P. Harris, being first duly sworn, says that the facts stated in the foregoing application are true as he verily believes.

Walter P. Harris.

13149

Sworn to
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Journal
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13149

Journal
Entry

Sworn to before me and signed in my presence, this
23rd. day of January, 1941.

Wm. R. Cameron - Notary Public,
in and for Union County, Ohio.

Journal Entry,
Probate Court, Union County, Ohio.

In the Matter of the Estate of John Harris, deceased,
This day came Walter Harris, Executor of the estate
of John Harris, deceased, and filed herein his appli-
cation, duly verified, for an order directing the trans-
fer of certain real estate belonging to said decedent, as
set forth in the application.

It appearing to the Court that John Harris, a res-
ident of Union Township, in said County, died testate
on April 13, 1936, that his last will and testament
was filed in the Probate Court of Union County, Ohio,
on April 24, 1936, admitted to Probate on April 28,
1936, and recorded in Vol. V, Page 207 of the Record of
Wills in said County, and that on the 28th. day
of April, 1936, Walter P. Harris was duly appointed
and qualified Executor of the estate of said decedent;
that insofar as they can be ascertained, the fol-
lowing is a list of persons, with their ages, places of
residence and relationship to the decedent and
interest passing, to whom each such parcel of Real
Estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Mary Harris	Adult	Willard Center, Ohio, R. P. D. #1.	Widow	Life Estate.
Walter P. Harris	Adult	Willard Center, Ohio, R. P. D. #1.	Son	One-half remainder.
Clarence V. Harris	Adult	Willard Center, Ohio, R. P. D. #1.	Son	One-half remainder.

And it further appearing to the Court that, since
the death of the said testator, John Harris, his widow, Mary
Harris above named, has on December 3, 1940, died, and
that her life estate, or interest in said real estate, has
terminated and that the title to said real estate is now,
by virtue of the terms of said will, vested in the fol-
lowing named persons in the following proportions, to-wit:

Walter P. Harris	Adult	Willard Center, Ohio, R. P. D. #1.	Son	One-half.
Clarence V. Harris	Adult	Willard Center, Ohio, R. P. D. #1.	Son	One-half.

And that the description of said real estate is
as set out in said application; and it appearing to
the satisfaction of the Court that the law has been
fully complied with by said applicant; It is hereby
ordered that said real estate be transferred upon
the duplicate of the County where such parcels are
situated, to the persons named herein and that

13149 a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge

14142. Filed Jan. 25-1941.
In the Matter of the Estate of H. R. Cahill, Deceased.
Application for Transfer of Real Estate.
Probate Court, Union County, Ohio.

In the Matter of the Estate of H. R. Cahill, Deceased. Application for Transfer of Real Estate. No. 14142.
Now comes Milburn Baker, and represents to the Court that H. R. Cahill, a resident of Washington Township, in said County, died testate on the 9th day of August, 1940; that his last Will and Testament was filed in the Probate Court on the 19th day of August, 1940, admitted to probate on September 3, 1940 and recorded in Vol. X, Page 494 of the Records of Wills of said County, and that on the 3rd day of September, 1940, Milburn Baker was duly appointed and qualified as Executor of the estate of said decedent.

The following is a description of each parcel of real estate, situated in Ohio, owned by the decedent at the time of his death.

Situated in the County of Union, State of Ohio, and Hamlet of Byhalia and bounded and described as follows:

Tract 1. Being a part of Virginia Survey # 7375. Beginning at a stone in the center of the Marysville and Kenton Road, seven poles South of where the East Liberty and Essex Road crosses said road, thence with the center of the Marysville and Kenton Road S. 36° E. 14 1/4 poles to a stone; thence N. 54° E. 8 1/2 poles to a stone; thence N. 30° W. 14 1/4 poles to a stone; thence S. 54° W. 8 1/2 poles to the place of beginning.

Containing three-fourths acres of land, save and excepting the following: Beginning at a stone in the center of the Marysville and Kenton Road, seven poles, South of where the East Liberty and Essex Road crosses said road; thence with the center of the Marysville and Essex Road S. 36° E. 99 feet to a stone; thence North 54° E. 8 1/2 poles to a stone; thence N. 36° W. 99 feet to a stone; thence South 54° W. 8 1/2 poles to the place of beginning.

Deeded to Lucinda Boler in 1880, Deed Record 51, Page 227.

Tract 2, Situated in the Township of Washington, Union County, Ohio, and bounded and described as follows: Being a part of Survey No. 9895.

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Beginning at a stone at the southeast corner of a 130.50 acre tract owned by Audrey J. Middleworth and at an angle in the Middleworth road, thence with the center of said Road North 7° W. 73 poles to an iron stake at the Southwest corner of a 30 acre tract owned by Audrey J. Middleworth; thence with three consecutive lines of said 30 acre tract N. 84° E. 16 poles to a stone; thence N. 7° W. 15 poles to a large post; thence N. 83° 10' E. 60.63 poles to a stone in the west line of Survey No. 13320; thence with said Survey line S. 6° 45' E. 87.94 poles to a stone at an angle of the Middleworth Road; thence with the center of said Road S. 85° 05' W. 16.14 to the place of beginning. Containing 40 acres, more or less.

As surveyed December 9, 1916 by Charles E. Blau, Surveyor.

Insofar as they can be ascertained, the following is a list of persons, with their ages, places of residence and relationship to the decedent and interest passing, to whom each such parcel of real estate passed by descent or devise.

Name	Age	Place of Residence	Relationship	Portion Passed
Milburn Baker	67 age	Washington Township	Nephew	undivided 1/2
Margaret Baker	67 age	Washington Township	Wife	undivided 1/2
		Union County, Ohio		

Your petitioner further represents that all known debts of decedent's estate have been paid or secured to be paid, or that sufficient other assets are in hand to complete the payment thereof.

Your petitioner further represents that all the provisions of law to be performed before filing this application, have been fully complied with, by him.

Wherefore, he prays for a certificate transferring said real estate to the parties herein named, and to have the same transferred and recorded in the proper County, as provided by law.

Milburn Baker

The State of Ohio, Union County.

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

Milburn Baker.

Sworn to before me and signed in my presence, this 25 day of January, 1941.

Richard C. Thrall
Justice of the Peace.

14142
Journal
Entry.

Journal Entry
Probate Court, Union County, Ohio.
In the Matter of the Estate of H. R. Cahill, Deceased.
January 25 - 1941.
Authority to Transfer Real Estate.
This day came Milburn Baker, Executor of the estate of H. R. Cahill, deceased, and filed herein this application duly verified, for an order directing the transfer of certain real estate belonging to said decedent, as set forth in the application.

It appearing to the Court that H. R. Cahill, a resident of Washington Township, in said County, died testate on August 9, 1940; that his Last Will and Testament was filed in the Probate Court on the 19th day of August, 1940, admitted to probate on September 3, 1940 and recorded in Vol. X, Page 449 of the record of Wills of said County, and that on the 3rd day of September, 1940, Milburn Baker was duly appointed and qualified Executor of the estate of said decedent; that insofar as they can be ascertained, the following is a list of persons, with their ages, place of residence, said relationship to the decedent and interest passing, to whom each such parcel of Real Estate passed by descent or devise:

Name	Age	Place of Residence	Relationship	Portion Passed
Milburn Baker	49 age	Washington Twp. Union Co.	Nephew	undivided 1/2
Margaret Baker	49 age	" " "	Niece	undivided 1/2

And that the description of said real estate is as set out in said application; and it appearing to the satisfaction of the Court that the law has been fully complied with by said applicant; It is hereby ordered that said real estate be transferred upon the duplicate of the County where such parcels are situated, to the persons named herein and that a certificate for the transfer of said real estate, together with the description contained in the application, be filed with the Recorder of the proper County for record, as provided by law.
L. W. Hazen - Probate Judge.

14235
Filed
Jan. 26 - 1941

Proceedings in the Matter of Frank Tossy, Decd. Authenticated Copy.
In the Probate Court of Union County, Ohio.
In the Matter of the Estate of Frank Tossy, Deceased.
No. 14235. January - 1941. Entry
to Record, Extra-County Administration Proceedings.
This day Ruth Tossy Doellinger, Executrix of the Estate of Frank Tossy, deceased, appeared in open Court and filed in said Court the authenticated copy of proceedings to construe the will of Frank Tossy and for declaratory judgment in the matter of the estate of Frank Tossy, deceased, late of Franklin County, Ohio, had in the Probate Court of Franklin County, in the State of Ohio; it is ordered

14235

that said and docket information taxed and approved.
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Estate of Frank Tossy
Glendon

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Columbus, Ohio
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Ethelyn Tossy
Columbus, Ohio
Paul Tossy
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Now comes in the probate of the Will and day of Sept. Probate Court 1938, and Plaintiff said had

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 it is ordered

that said authenticated record be admitted to record in this Court and docketed and indexed in the same manner as local administration proceedings, and that said Executor pay the costs herein taxed at \$10.00.

Approved: H. C. Ahead - Attorney for Executor - Costs paid \$10.00. Jan 27-
 L. W. Hasey - Judge.
 In the Probate Court of Franklin County, Ohio.
 Ruth Tossy Doellinger, Executor of the
 Estate of Frank Tossy, Deceased, 308
 Glenmont Avenue, Columbus, Ohio,
 Plaintiff,

Ruth Tossy Doellinger, 308 Glenmont Avenue,
 Columbus, Ohio, Margara Doellinger, minor,
 308 Glenmont Avenue, Columbus, Ohio,
 Rida Tossy, 1466 Michigan Avenue, Columbus, Ohio,
 Carol Tossy, 1466 Michigan Avenue, Columbus, Ohio,
 Ethelyn Tossy, a minor, 1466 Michigan Avenue,
 Columbus, Ohio; Ino Tossy, Route #2, Mansville, Ohio,
 Paul Tossy, Route #2, Mansville, Ohio,
 Clarence Beck, South Maple Street, Mansville, Ohio,
 and The Northwestern Mutual Life Insurance Company,
 a corporation, 21 East State St., Columbus, Ohio,
 Defendants.

No. 84,036.
 Filed - June 3 - 1939.
 C. P. McClelland,
 Probate Judge.
 Petition.

Now comes the plaintiff, Ruth Tossy Doellinger, and says that she is the duly appointed, qualified and acting Executor of the Last Will and Testament of Frank Tossy, deceased, who died on the 13th day of September, 1938. Said will was duly admitted to probate by the Probate Court of Franklin County, Ohio, on the 19th day of October, 1938, and letters testamentary were issued thereon to plaintiff.

Plaintiff further says that the following is an exact copy of said Last Will and Testament:

"Last Will and Testament of Frank Tossy."
 "I, Frank Tossy, 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 after my death as practicable.

Item II: It is my desire to be buried in Lakdale Cemetery at Mansville, Ohio, on the William and Eliza Tossy lot, and I buried there, I direct my said Executor hereinafter named, to erect a footstone at my grave, similar to the footstones now at my father and mother's grave, and that my said Executor is hereby directed to deposit in The First National Bank of Mansville, Ohio, and for its successors and assigns forever, the sum of \$200.00, as a memorial fund, the annual income of which is to be used for the purpose of maintaining the said William and Eliza Tossy Cemetery lot in the proper condition, that is: the main monument thereon and the footstones to my father, mother and myself.

14235

and for maintaining a vase or other similar container for flowers, which is to be filled or supplied annually and the watering of the same during the summer season.

Item II: For any reason, burial of my body is not made in said lot, then my said Executor is directed to purchase sufficient space in said cemetery, for a respectable burial and mark the same by a suitable monument.

Item III: I give and bequeath to my sister, Ruth, the family Bible and the Bible of Abundant Love, both being given to me by my Mother. The marble-top stand now in my room, also given to me by my Mother, and all the stock of The Ruby Bazaar Company that I may own at the time of my death.

Item IV: I give and bequeath to my niece Margelia Doellinger, my Automobile and all books, pictures and book-cases. My library to be a memory of me to her.

Item V: I give and bequeath to my brother, Gro, the sum of \$300.00 in cash. This bequest is limited for the reason I feel that I have been quite generous with him as I have furnished him a home for a number of years.

Item VI: I give and bequeath to my brother Reid, my Elgin watch and fob chain and \$500.00 in cash.

Item VII: I give to my nephew Carol Fossey, my Illinois wrist watch, Royal typewriter, leather suit case with initials W. T. on it.

Item VIII: I give to my niece Ethelyn Fossey, my violin which she has had in her possession for some time.

Item IX: I give to my nephew Paul Fossey, my gold double watch chain with initials W. T. on the chain, Electric Motop and feet grinder and belt, the old one horse grain drill and one horse corn planter (Antiques).

Item X: I give to my niece Clarice Bask, my glass ring and small watch, fob, china tea pot and fruit knives.

Item XI: The remainder of my property, both real and personal, shall constitute the residuary estate, and I, give, devise, and bequeath all the rest and residue of my estate, both real and personal, then remaining undisposed of, to my sister, Ruth for life, the remainder to her child or children in fee simple.

Item XII: I make, nominate and appoint my sister Ruth Fossey Doellinger to be the Executor of this my last Will and Testament, with full power and authority to pay all debts and in order to carry into effect all the provisions of this will, to sell and dispose of any and all of my property, both real and personal, for cash and for the highest and best bids possible and to execute and deliver to the purchaser or purchasers, all necessary or proper deeds and other instruments of conveyance and transfers thereof.

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No purchaser from my Executrix need see to the application of the purchase money but the receipt of my Executrix therefor shall be a complete acquittance and discharge.

My said Executrix is specifically instructed to reject any and all claims against my estate that are not of recent date as I have kept all claims paid up to date hereof. Should any claimant be a legatee under this will and presenting a bill to my estate shall be deprived of the legacy.

I direct that my Executrix make a distribution of the household goods and personal belongings to the members of our family as she thinks best and that she be permitted to travel without giving bond.

In Witness Whereof, I have hereunto set my hand this 14th day of June, A.D., 1938.

Frank Fossey.

Signed by the said Frank Fossey and by him acknowledged to be his last Will and Testament, before us, and 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 14th day of June, A.D., 1938.

L. E. Dillon, residing at Columbus, Ohio.

Alice Tomush, residing at Columbus, Ohio.

Plaintiff is in doubt as to the true construction of certain items of said will hereinafter referred to, and cannot safely proceed to settle said estate without the direction of this Court.

First: Under Item XII of said will, plaintiff, as said Executrix was specifically instructed to reject any and all claims against said estate that were not of recent date, with the further provision that if any legatee under said will should present a bill to said estate, she should thereby be deprived of his legacy. Under Item V of said will, Frank Fossey, deceased, gave and bequeathed to the defendant, Mrs Fossey, the sum of \$300.00 in cash.

On or about February 18th, 1939, the defendant, Mrs Fossey, presented a bill to plaintiff, as such Executrix, for damages in the sum of \$2,000.00, growing out of the alleged commission by Frank Fossey, deceased, of certain promissory notes on July 1st, 1935. That on or about February 18th, 1939, the defendant, Mrs Fossey, also presented a bill to plaintiff, based upon an account for work, labor and materials, alleged to have been furnished said decedent in the year 1934 and thereafter. That both of said claims were rejected by plaintiff, and on or about May 18th, 1939, the said defendant, Mrs Fossey, filed two actions in the Common Pleas Court of Franklin County, Ohio, against plaintiff to recover on said claims. Wherefore, plaintiff asks the Court to construe the provisions of said will and to instruct plaintiff as to whether or not she shall pay said \$300.00 legacy to the defendant, Mrs Fossey.

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Second: Under Item XII of said will, the plaintiff, as such Executor, was given full power and authority to pay all debts, and in order to carry into effect all the provisions of the will, to sell and dispose of any and all property, both real and personal, belonging to said testate, for cash and for the highest and best bids possible, and to execute and deliver to the purchaser, or purchasers all necessary or proper deeds and other instruments of conveyance and transfer thereof;

That said Frank Tossey died seized of personal property of the appraised value of \$2,276.19 and of real estate of the appraised value of \$7,100.00, leaving debts to the amount of about \$7,142.69. That the legacies provided for under said will amount to approximately \$1,100.00. That said real estate is described as follows, to-wit:

First tract: Situate in the County of Union, in the State of Ohio, and in the Township of Millersburg, being a part of Virginia Military Survey, Numbers 2996 and 5477, and bounded and described as follows:

Beginning at an Oak the North East corner of said Survey No. 5477 and in the South line of Survey No. 2996; Thence with the line of Asa Smart's land S. 3 deg. E. 55-20/100 poles to a hard burned tile in the center of the Bear Road; Thence with the center of said road S. 83 deg. 45' W. 1-60/100 poles to a hard burned tile at the intersection of the Bell Gravel Road; Thence with the center of the Bell Gravel Road S. 4 deg. 45' E. 53-32/100 poles to a hard burned tile and corner to the Bell land; Thence with the North line of the Bell land S. 85 deg. 15' W. 116-20/100 poles to a hard burned tile and corner of J. A. Edward's land; Thence with said J. A. Edward's and M. R. Haggard's land lines N. 5 deg. W. 107-40/100 poles to a large stone in the North line of said Survey No. 5477; Thence with M. R. Haggard's land line N. 8 deg. 45' W. 86-32/100 poles to a stone and pieces of tile corner to Robert Thompson's land; Thence with said Robert Thompson's land line N. 84 deg. E. 73-08/100 poles to a stone in the West line of Asa Smart's land; thence with said Asa Smart's land line S. 6 deg. E. 87-20/100 poles to a hard burned tile in the line of said Survey No. 5477; Thence with said Survey line N. 85 deg. E. 45.12 poles to the place of beginning. There being forty-one (41) acres in Survey No. 2996 and Seventy-nine (79) acres in Survey No. 5477. Containing in all One Hundred and Twenty (120) Acres.

Second tract: Situate in the Township of Paris, County of Union, and State of Ohio, and being more particularly described as follows:

Survey No. 4866: Beginning at a stone in the center of the Mansville and Newton Road and northeast corner to Henry Knist land; thence with the north line of said land and the north line of the A. J. Thompson land, South

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 said land, S. 58 deg. W. 64.80 poles to a stone, corner to the
 Monroe Avenue land; thence with the easterly line of said
 land, N. 32 deg. W. 35.40 poles to a stone; thence N. 62-1/2
 deg. E. 189.40 poles to a stone in the center of said Maryville
 and Newton Road; thence with the center of said road, S. 7 deg.
 E. 149.20 poles to the beginning, containing 90 acres, more or less.

That it will be necessary for plaintiff to sell at least one
 of the above described tracts of land to pay the debts of said
 estate and the legacies provided for in said will. Plaintiff
 says that she is in doubt as to the proper construction
 and legal interpretation of Item XII of said will, and
 desires the Court's direction on the following questions with
 respect thereto, to-wit:

(a) Whether plaintiff has authority to sell both of the above
 described tracts of land in the event that the proceeds from
 the sale of the personal property and from the sale of one of
 such tracts of land will be sufficient to pay all debts
 of said estate and the legacies provided for in said will,

(b) Whether plaintiff has authority to sell one or both
 of said tracts of land at private sale for cash and for
 the highest and best price obtainable.

(c) Whether plaintiff is required by the terms of said will
 to sell said land to the highest bidder at public auction,
 and if so required, what method or procedure shall plain-
 tiff pursue to effectuate such sale.

That the defendants, Bide Fossey, Carroll Fossey, Ethelyn
 Fossey, a minor, Ruth Fossey Doellinger, Marguerite Doellinger,
 a minor, Drs Fossey, Paul Fossey and Clarence Beck are
 the legatees and devisees named in said will, and as such
 have no claim to have any interest which would be affected
 by this proceeding. The defendant, The Northwestern Mutual
 Life Insurance Company, has an interest in said estate
 as a creditor.

Wherefore, the plaintiff asks this Court for a declaratory
 judgment as follows:

(1) Construing Item V and XII of said will; determining
 whether the defendant, Drs Fossey, has been deprived of the
 legacy provided in Item V by filing claims against said
 estate and instructing plaintiff as to whether or not
 she shall pay said legacy.

(2) Construing said will and instructing the plaintiff
 as to her power and authority to sell and convey one or
 both of the tracts of land belonging to said estate and par-
 ticularly directing plaintiff as to the procedure to be fol-
 lowed by her in effecting a sale of said real estate;

Ruth Fossey Doellinger, Executrix of
 the Estate of Frank Fossey, Deceased.

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State of Ohio, Franklin County, ss:

Ruth Tossy Doellinger, being first duly sworn, deposes and says that she is the executrix of the estate of Frank Tossy, deceased, plaintiff in the above entitled action, and that the facts stated and allegations contained in the foregoing petition are true as she verily believes.

Ruth Tossy Doellinger.

Sworn to before me and subscribed in my presence this 26th day of May, A. D., 1939.

H. C. Allread - Notary Public, Franklin County, Ohio.

In the Probate Court, Ruth Tossy Doellinger, Executrix of the Estate of Frank Tossy, Deceased,

No. 84, 036
Filed June 3-1939,
C. P. McClelland,
Probate Judge.

Ruth Tossy Doellinger, et al.,
Defendants.

Waiver of Summons and Entry of Appearance.

Now come the undersigned defendants in the above entitled case and hereby waive the issuance of summons and enter their appearance herein.

Walter C. Doellinger - Father of the defendant, Margus Doellinger, a minor.

Ruth Tossy Doellinger.
Probate Court, Franklin County, Ohio.

Précipe. Ruth Tossy Doellinger, Executrix of the Estate of Frank Tossy, Deceased, Plaintiff,
Ruth Tossy Doellinger, et al., Defendants.

No. 84036.

To the Probate Judge: Please issue summons by registered mail to be delivered to addressee only Mrs Tossy, Route 2, Mansville, Ohio; Paul Tossy, Route 2, Mansville, Ohio; and Clarice Beck, South Maple Street, Mansville, Ohio, directed to the Sheriff of Franklin County, Ohio, returnable according to law, and send same "Action to construe will and for declaratory judgment."

H. C. Allread - Attorney for Plaintiff.
C. P. McClelland - Probate Judge. - Docket 56 - Page 245.
Précipe - Probate Court, Franklin County, Ohio.

Ruth Tossy Doellinger, Executrix of the Estate of Frank Tossy, Deceased, Plaintiff,
Ruth Tossy Doellinger, et al., Defendants.

No. 84036.

To the Probate Judge: Please issue summons for the Defendants, Margus Doellinger, a minor over 14 years, 308, Shumway Ave., Columbus, Ohio, also serve Walter S.

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Doellinger Ave., Columbus, Ohio; Ethel Columbus and The position, the Sheriff law, as for decl Filed ju The Stat To the You are over 14 minor, 308 Carroll over 14 1466 Mf Leo, a Geo Mrs Tossy Mansville, Ohio; the Executrix Probate answer the 1 da and ju You 12 day Witus day of Civil Docks Ruth Tossy of the E Deceased. Ruth Toss Now com Insurance says: If organized principal duly ay Said

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Doellinger, her father, same address; Ride Tossy, 1466 Michigan Ave., Columbus, Ohio; Carrol Tossy, 1466 Michigan Ave., Columbus, Ohio; Ethel Tossy, a minor, over 14 years, 1466 Michigan Ave., Columbus, Ohio; also serve Ride Tossy, her father, same address, and The Northwestern Mutual Life Insurance Company, a corporation, 21 East State Street, Columbus, Ohio, directed to the Sheriff of Franklin County, Ohio, returnable according to law, and pendore cause "Action to construe will and for declaratory judgment."

H. C. Allread - Attorney for Plaintiff.
Filed June 3 - 1939. C. P. McClelland - Probate Judge. Docket 56 - Pg. 245.
Summons - Probate Court, Franklin County, Ohio.

The State of Ohio, Franklin County, ss.
To the Sheriff of Franklin County, Ohio. No. 84036.
You are commanded to notify Marquis Doellinger, a minor over 14 years of age, also Walter S. Doellinger, father, said minor, 308 Glenmont Avenue; Ride Tossy, 1466 Michigan Ave., Carrol Tossy, 1466 Michigan Ave., Ethel Tossy, a minor over 14 years of age, also Ride Tossy, father, said minor, 1466 Michigan Ave., The Northwestern Mutual Life Insurance Co., a Corp. 21 East State St.

(Serve the following by registered mail).
To Tossy, Route 2, Mansville, Ohio; Paul Tossy, Route 2, Mansville, Ohio; Clarice Beck, South Maple Street, Mansville, Ohio; that they have been sued by Ruth Tossy Doellinger, Executrix of the Estate of Frank Tossy, deceased, in the Probate Court of Franklin County, Ohio, and that unless they answer the petition filed against them in said Court by the 1 day of July, 1939, such petition will be taken as true, and judgment rendered accordingly.

You will make due return of this summons on the 12 day of June, 1939.
Witness my signature and the seal of said Court, this 3 day of June, 1939.

C. P. McClelland, Judge of said Court, this 3 day of June, 1939.
Civil Docket - 56 - Page 245 - By Bernard Weillinger, Deputy Clerk.
Ruth Tossy Doellinger, Executrix of the Estate of Frank Tossy, deceased, Plaintiff, No. 84036.
Ruth Tossy Doellinger, et al., Defendants. Filed - June 24 - 1939.
C. P. McClelland - Probate Judge.
Answer.

Now comes the defendant, The Northwestern Mutual Life Insurance Company, and in answer to the petition herein, says: That said answering defendant is a corporation, organized and existing under the laws of Wisconsin, having its principal place of business at Milwaukee, Wisconsin, and duly authorized to transact business within the State of Ohio. Said defendant admits that the plaintiff is the duly

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- Attorney for Plaintiff.
Docket 56 - Page 245.
Franklin County, Ohio.

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appointed, qualified, and acting Executor under the last will and testament of Frank Tosey, deceased, who died on the 13th day of December, 1938, and whose will was admitted to probate by the Probate Court of Franklin County, Ohio, on the 19th day of October, 1938, letters testamentary being issued to the plaintiff herein; that a copy of the last will and testament of said deceased is correctly set forth in the petition.

This defendant, further answering, says that it has no knowledge of the matters set forth in said petition under which the plaintiff prays the direction and authority of the Court, and therefore neither affirms nor denies the same.

Further answering, the defendant says that on the 1st day of May, 1934, it loaned to the said Frank Tosey, then living full life, the sum of \$7000.00, and that as evidence of said indebtedness, the said Frank Tosey executed and delivered to this answering defendant his promissory note, a copy of which, with all credits and endorsements thereon, is hereto attached, marked "Exhibit A."

This defendant says that on the 1st day of May, 1934, there then remaining due upon the note aforesaid, the sum of \$5900.00, with interest from April 1, 1934, the said Frank Tosey requested in writing an extension of the maturity of said obligation, and agreed to repay said sum as follows: \$500.00 thereof in four annual payments of \$125.00 each, payable respectively on May 1, 1935, 1936, 1937 and 1938, and the remaining sum on May 1, 1939, with interest at 5 1/4% on said \$500.00 from April 1, 1934, to May 1, 1934, at 5 1/4% per annum on said sum of \$5900.00 from April 1, 1934, to May 1, 1934, and on said sum of \$5900.00 or the unpaid balance thereof from May 1, 1934, until paid, at the rate of 5% per annum, payable semi-annually on the 1st day of April and October in each and every year.

That said request was agreed to by this answering defendant, and said note as so modified has remained in effect.

That there remains due, owing and unpaid to this answering defendant from the estate of Frank Tosey, deceased, the sum of \$3867.48 with interest thereon from October 1, 1938, until paid, at the rate of 5% per annum.

This defendant further says that on the 15th day of February, 1939, it filed its sworn statement of the amount of money due it, to-wit, the sum of \$3867.48, with interest thereon from October 1, 1938, until paid, at the rate of 5% per annum, payable semi-annually, with Ruth Tosey Doellinger, Executrix of the estate of Frank Tosey, deceased; that on said date the said Executrix allowed said claim in writing as a valid claim against said estate.

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This defendant further says that on the 1st day of May, 1934, contemporaneously with the execution of the note herein described and attached as Exhibit A, and in order to secure the payment of the same, the said Frank Beevey, then in full life, executed and delivered to this defendant his mortgage deed, whereby he conveyed to this defendant the premises described in the petition as First tract.

That said mortgage was filed for record in the office of the County Recorder of Union County, Ohio, on the 18th day of May, 1934, at 18:00 o'clock, A.M. and thereafter recorded in Vol. 91, page 349, of the Mortgage Records of Union County, Ohio.

That the debt aforesaid then and there became a first and best lien upon said premises so described as First tract and still remains such.

That this answering defendant is the owner of said note and the mortgage securing the same.

This defendant, having answered herein, prays that it may be decreed to have a first lien on said First tract in the amount of \$2867.48, with interest at 5% from October 1, 1938, until paid, and that its rights herein may be protected.

Kennedy + Fowler - Attorneys for the Defendant, The Northwestern Mutual Life Insurance Company.

State of Ohio, Franklin County, ss: John K. Kennedy, being first duly sworn, says that he is one of the attorneys in this proceeding for The Northwestern Mutual Life Insurance Company; that the facts set forth herein are based upon written instruments for the payment of money, which instruments are in his possession; that the facts set forth herein are true.

John K. Kennedy.

Sworn to and subscribed before me this 23rd day of June, 1939. M. W. Satchel - Notary Public.

\$7000.00 - "Exhibit A" - 101136 - Ohio - Union County, Ohio, May 1, 1934. For value received I promise to pay to the order of The Northwestern Mutual Life Insurance Company at its office in the city of Milwaukee, Wisconsin, the sum of Seven Thousand Dollars as follows, to-wit: Three hundred Dollars thereat the expiration of five years, Three hundred Dollars thereat the expiration of seven years, and the remaining Sixty four hundred Dollars thereat the expiration of ten years, from the date hereof, with interest thereon from date until paid at the rate of five and one-quarter per centum per annum, payable semi-annually, on the first day of April and of October in each and every year, with the privilege at any time after two years and before maturity, of paying one hundred Dollars, or any multiple thereof, upon said principal, provided that at least one-half thereof shall remain at least five years, and provided further that sixty days' additional interest shall be paid on any and all such payments in excess of one-half

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of the original principal made after five years and before maturity, and I further promise and agree to pay a reasonable attorney's fee, to be fixed by the Court, in case said principal sum shall not be paid at maturity or when declared due in accordance with the provisions herein contained, and in case suit shall be brought for the collection of said principal sum or for the foreclosure of the mortgage given to secure this note. This note is secured by a mortgage of even date herewith executed by Frank Fossey on lands in Union County, Ohio, to said The Northwestern Mutual Life Insurance Company, which is the first lien on the property therein described; and in case any installment of said principal sum or the interest on this note, is not fully paid when due, or in case of default in the performance of any or either of the terms and conditions of said mortgage, the whole indebtedness secured by said mortgage shall, at the option of said The Northwestern Mutual Life Insurance Company, become due and payable at once without notice (notice of the exercise of such option being hereby expressly waived). No payment of the principal of this note shall be deemed valid except upon the receipt of the authorized officers of said The Northwestern Mutual Life Insurance Company.

New Stamps, \$1.40

(Signed) Frank Fossey.

attached and cancelled. There are no endorsements thereon.

- \$300. July 31, 1929 Received Three hundred dollars of the principal.
- 300. June 27, 1931 Received Three hundred dollars of the principal.
- 500. May 18, 1934 Received two hundred dollars of the principal.
- 125. Apr. 1, 1935 Received One hundred twenty-five dollars of the principal.
- 125. May 4, 1936 Received One hundred twenty-five dollars of the principal applied as of 5-3-36.

May 3, 1937 Received on principal \$125.

May 2, 1938 Received on principal \$125.

Nov. 10, 1938 Received on principal \$2532.52.

Interest paid on this note to and including the installment of interest due October 1, 1938.

Interest paid on this note to and including the installment of interest due April 1, 1939.

And the Probate Court of Franklin County, Ohio.

Ruth Fossey Doellinger, Executrix of the Estate of Frank Fossey, Deceased, No. 84036.

Ruth Fossey Doellinger, et al, Plaintiff, Application for Guardian Ad Litem.
 vs. Defendants.

Now comes Ruth Fossey Doellinger, Executrix of the estate of Frank Fossey, deceased, plaintiff herein, and makes application for the appointment of a Guardian ad litem for Margena Doellinger and Ethelene Fossey, two of the defendants herein, being minors of the ages of fourteen years and 18 years, respectively, upon whom summons was duly served according to law, and suggests that Milton W. Buffington, who

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and before maturity, reasonable attorneys' fees shall be paid in accordance with it shall be brought to the foreclosure of note is secured by Frank Fossey on Western Mutual on the property of said principal, paid when due, or either of its wholly indebtedness said the North due and payable each option being principal of this Insurance Company. k Fossey. the principal, the principal dollars of the principal dollars of the principal

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estate, of Frank application for Marguerite Doellinger, being years, respectively according toington, who

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is a suitable person, be appointed as such.
Filed July 14-1939
C. P. McClelland - Probate Judge. In the Probate Court of Franklin County, Ohio.
Ruth Fossey Doellinger, Executrix of the Estate of Frank Fossey, Deceased, No. 84036.
Ruth Fossey Doellinger, et al., Plaintiff, Entry Appointing Guardian Ad Litem. Defendants.

On the application of H. C. Allread, counsel for the plaintiff herein, and it appearing that Marguerite Doellinger and Ethelyn Fossey, two of the defendants herein, were duly served with summons, and are minors of the ages of fourteen years and 18 years, respectively, it is ordered that Milton W. Buffington be and he is hereby appointed Guardian ad litem of said Marguerite Doellinger and Ethelyn Fossey.
Approved: H. C. Allread, Attorney for Plaintiff. Chas. A. Leach - Probate Judge.

Filed July 14-1939 C. P. McClelland - Probate Judge.
In the Probate Court of Franklin County, Ohio.
Ruth Fossey Doellinger, Executrix of the Estate of Frank Fossey, Deceased, No. 84036 - Filed July 14-1939.
Ruth Fossey Doellinger, et al., Plaintiff, Answer of Guardian Ad Litem. Defendants, Marguerite Doellinger and Ethelyn Fossey.

Now comes Milton W. Buffington, duly appointed by the Court as Guardian ad litem for Marguerite Doellinger, the minor child of Ruth Fossey Doellinger, and Ethelyn Fossey, the minor child of Frank Fossey, and for answer to the petition of said Ruth Fossey Doellinger, Executrix of the estate of Frank Fossey, deceased, says that he has not, by reason of the tender age of said defendants, become informed as to the truth of the matters set forth in said petition; and, therefore, on behalf of said minor defendants, denies the same, and submits the interest of said defendants to the care and protection of the Court, to order in the premises as justice and the interest of said defendants shall require.
Milton W. Buffington
Guardian ad litem.

State of Ohio, Franklin County, ss:
Milton W. Buffington, being first duly sworn, deposes and says that he is Guardian ad litem for Marguerite Doellinger and Ethelyn Fossey, two of the defendants in the above entitled cause, and that the facts stated and denied contained in the foregoing answer are true as he verily believes.
Milton W. Buffington.

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Sworn to before me and subscribed in my presence this 14 day of July, 1939.

H. C. Allread - Notary Public,
Franklin County, Ohio.
Franklin County, Ohio.

In the Probate Court of
Ruth Fossey Doellinger, Executrix of the
Estate of Frank Fossey, Decedent,
Plaintiff,
vs.
Ruth Fossey Doellinger, Marguerite
Doellinger, a minor, Bride Fossey,
Carroll Fossey, Ethelyn Fossey,
a minor, Mrs. Fossey, Paul Fossey,
Clarice Beck, and The North-
western Mutual Life Insurance Company,
a corporation, Defendants.

No. 84036.
Filed Aug. 12 - 1939.
C. P. McClelland - Probate Judge.
Entry.

This cause came on to be heard on the petition of the plaintiff asking this Court for a declaratory judgment constraining certain parts of the will of Frank Fossey, deceased, the evidence and upon the answers of The Northwestern Mutual Life Insurance Company and Walter W. Buffington, Guardian ad litem, for Ethelyn Fossey and Marguerite Doellinger, minors, all of the other defendants being in default for pleading. The Court finds that all persons who have or claim any interest which would be affected by the judgment herein, have been made parties defendant and duly served with summons according to law or have waived service of summons and entered their appearances herein.

Whereupon, the court, after careful consideration, finds that there is due the defendant, The Northwestern Mutual Life Insurance Company, from the estate of Frank Fossey, deceased, on the promissory note referred to in the answer of said defendant, the sum of \$2,867.48, with interest thereon from April 1st, 1939, until paid, at the rate of 5% per annum, and that a sworn statement of the said amount due the Northwestern Mutual Life Insurance Company was duly filed with and allowed by the plaintiff, as Executrix of the estate of Frank Fossey, deceased.

The Court further finds that in order to secure the payment of said note, the said Frank Fossey, then in full life, executed and delivered to said defendant, The Northwestern Mutual Life Insurance Company, his certain mortgage as in the answer of said defendant described, that said mortgage was duly recorded and is a first and best lien on the premises described in the petition as first tract.

And thereupon the Court, after careful consideration,

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Tossey, then in
defendant,
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consideration,

14235

finds that the allegations of the petition are true, and ad-
judges the true intention and construction of said will
of Frank Tossey, deceased, to be as follows, to-wit:
That if any legatee should present a bill or claim
to said testate, such legatee shall thereby forfeit his
legacy, and that such provision is valid and binding
on all the legatees named in said will.

The Court further finds from the evidence that on
February 18th, 1939, the defendant, Geo Tossey, presented
a bill to plaintiff, as such Executor, for damages
in the sum of \$2,000.00, and that on the same
date the said Geo Tossey, also presented a bill to the
plaintiff, as such Executor in the sum of \$342.00;
that both of said claims were rejected by plaintiff, and
on May 18th, 1939, the said defendant, Geo Tossey, filed
two actions in the Common Pleas Court of Franklin
County, Ohio, against the plaintiff as such Executor, to
recover on said claims. The Court finds and adjudges
that by filing said claims, the defendant, Geo Tossey,
forfeited the legacy provided for him in Item V of
said will. The plaintiff, Ruth Tossey Doellinger, Executor
of the estate of Frank Tossey, deceased, is therefore or-
dered not to pay to the defendant, Geo Tossey, the
legacy provided for him in Item V of said will.

The Court further finds and adjudges the true
intention and construction of said will of Frank Tossey,
deceased, and particularly Article XII thereof, to be as
follows, to-wit:

That the plaintiff, Ruth Tossey Doellinger, as Executor
of the Estate of Frank Tossey, deceased, has full power
and authority for the purpose of paying debts and
legacies, and in order to carry into effect all of
the provisions of said will, to sell, at public or private
sale, as she may in her discretion deem best, any
and all of the property of said estate, both real
and personal, for cash and for the highest and best
prices possible, and to execute and deliver to the pur-
chaser or purchasers all necessary or proper deeds,
and other instruments of conveyance and transfer
thereof, and that no purchaser from the plaintiff,
as such Executor, need see to the application of
the purchase money, but the receipt of the plaintiff
therefor shall be a complete acquittance and
discharge.

C. P. McClelland - Probate Judge.

14286

Approved:

H. C. Albright - Attorney for Plaintiff,
 John R. Kennedy - Attorney for Defendant, The Northwestern
 Mutual Life Insurance Company,
 Milton W. Buffington - Guardian ad litem, for Ethelger
 Tossy and Marguerite Doellinger.

Certificate to Copy.

The State of Ohio, Franklin County, ss. Probate Court.
 I, C. P. McClelland, 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 proceedings to con-
 stitute, will and for declaratory judgment in the matter
 of Estate of Frank Tossy, Decd., Case No. 84,036, in
 action brought by Ruth Tossy Doellinger, Exec. vs. Ruth
 Tossy Doellinger, et al., as the same appears upon
 the records of said Court.

I further certify that C. P. McClelland, whose
 certificate is hereto annexed, is duly commissioned
 and qualified as judge of said Probate Court.

In Witness Whereof, I have hereunto set my hand
 and affixed the seal of said Probate Court, at Columbus,
 Ohio, this 24th day of January, 1941.

C. P. McClelland - Judge and
 Ex-Officio Clerk of the Probate Court.

The State of Ohio, Franklin County, ss. Probate Court.
 I, C. P. McClelland, Probate Judge of Franklin County,
 Ohio, do hereby certify that C. P. McClelland, whose signature
 appears to the foregoing exemplification and attestation,
 is Clerk of the Probate Court of said County, and has
 the custody of the records and files of said Court, and
 that the said attestation made by him is in due form
 of law and by the proper officers, and that the seal
 thereto attached is the seal of said Probate Court.

In Witness Whereof, I have hereunto set my hand
 and affixed the seal of said Probate Court, at Columbus,
 Ohio, this 24th day of January, 1941.

C. P. McClelland
 Probate Judge.

The Northwestern
Company,
vs Ethelwyn
Doellinger.

Probate Court,
Franklin County,
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Exec. vs Ruth
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Judge and
of the Probate Court.

Probate Court,
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Probate Court, and
in due form
with the seal
of the Probate Court,
set my hand
at Columbus,

W. L. Belland,
Judge.

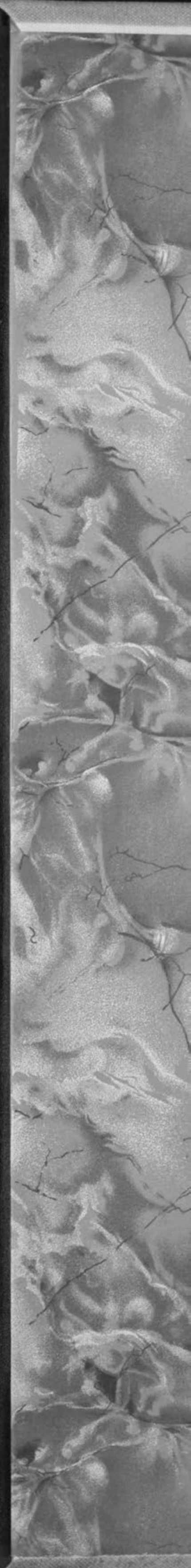
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3/1940

19. Ordered new Will Room
for J. W. Co.

Jack Kahler
for delivered on order
ss. xpt

Complete with cover





**RECORD OF
WILLS**

X