

John Shimer.

I, John Shimer of the City of Hillsdale in the County of Hillsdale, in the State of Michigan, do hereby make public and declare this instrument to be my last will and Testament.

I hereby give, devise and bequeath to my son Edward J. Shimer of the Town of Clarence Erie County New York all of my property of every name nature kind and description wheresoever situated to be his and his heirs forever" provided however if my wife Nancy Shimer shall be living at my death I require that my said son shall provide her a good comfortable and suitable home, also care for and support her in a good comfortable manner, and bury her at her death all at his own expense, provided further that when my property is turned over to my said son by the order of the Court, that he shall then execute and deliver to my said wife Nancy Shimer a bond in the sum of one thousand dollars for the said support and maintenance of my said wife Nancy Shimer, which said bond shall be approved by the said Court.

I hereby appoint my said son Edward J. Shimer Executor of this will and Testament.

In witness whereof I have hereunto set my hand and seal this sixth day of January 1896.

John Shimer (T.S.)

The foregoing instrument was at the date thereof signed sealed, published and declared by the said John Shimer as and for his last will and Testament in our presence who, at his request, in his presence, and in the presence of each other subscribed our names as witnesses thereof.

Wm. M. Chester, Hillsdale City Michigan
M. D. O'Meara " " "

State of Michigan. }
County of Hillsdale } s.s. The Probate Court of the County of Hillsdale

At a Session of the Probate Court for said County of Hillsdale, holden at the Probate office, in the City of Hillsdale, on Tuesday the 2d. day of February, A.D. 1897.

Present, Honorable Michael Mc Intyre Judge of Probate.
In the Matter of Proving the last Will and Testament of John Shimer, late of said County, deceased.

Now comes Matthew D. O'Meara, who, being duly sworn and examined as a witness on behalf of the petitioner, to prove said last will and Testament, says that he resides in the City of Hillsdale, in the County of Hillsdale and State of Michigan, that he was acquainted

with John Shimer, late of Hillsdale, in the County of Hillsdale and State of Michigan, deceased, in his life time; that the said John Shimer, at the time of, and for 4 years immediately previous to his decease, was a resident of Hillsdale aforesaid; that said John Shimer departed this life at Hillsdale, aforesaid, on or about the 31st. day of December, A.D. 1896, that he, the said Matthew D. O'Meara is one of the subscribing witnesses to the instrument now on file in this Court, and now shown to him purporting to be the last Will and Testament of the said John Shimer that on the 6th. day of January, A.D. 1896, in the City of Hillsdale, in the County of Hillsdale and State of Michigan he, the said Matthew D. O'Meara saw the said John Shimer sign and seal the said instrument; that the said instrument was signed and sealed in the presence of Guy M. Chester the other subscribing witness thereto; that the said John Shimer then and there, in the presence of him, the said Matthew D. O'Meara and in the presence of the said Guy M. Chester published and declared the said instrument to be his last Will and Testament; that the said John Shimer then and there requested him, the said Matthew D. O'Meara and the said Guy M. Chester to subscribe their names to said instrument, as witnesses thereto; that they, ^{the said} Matthew D. O'Meara and Guy M. Chester did thereupon, then and there, in the presence of the said John Shimer and in the presence of each other, subscribe their names to said instrument, as witnesses thereto.

And the said Matthew D. O'Meara further says, that the said John Shimer at the time he signed, sealed, published and declared the said instrument as aforesaid, was above the age of twenty-one years, and, according to the discernment and belief of him, the said Matthew D. O'Meara, of sound mind, and under no restraint whatever.

Matthew D. O'Meara

Sworn, taken & subscribed
before me, on the day and year
first above stated

M. L. Russell
Probate Registrar.

State of Michigan } ss.
County of Hillsdale }

At a session of the Probate Court for the County of Hillsdale holden at the Probate Office in the City of Hillsdale on Tuesday the 2d. day of February in

the year one thousand eight hundred and ninety seven.

Present, Michael McIntyre Judge of Probate.

In the Matter of the Estate of John Shimer Deceased.

This day having been assigned for hearing the petition of Edward J. Shimer praying amongst other things, for the Probate of the Instrument heretofore filed in this Court, purporting to be the last Will and Testament of said Deceased. Now comes the said petitioner and no one appearing to oppose. And it appearing to the Court by due proof on file, that a copy of the order of this Court, touching the hearing of said petition, made on the 2^d day of January last past, has been duly published as therein directed whereby all parties interested in the premises were duly notified of said hearing.

Whereupon, Matthew D. O'Mara, one of the subscribing witnesses to said instrument appeared in Court, and made oath that he saw the said John Shimer at Hillsdale in said County of Hillsdale sign, seal and heard him publish and declare the said instrument to be his last Will and Testament, and that Matthew D. O'Mara and Jay M. Lebertus the subscribing witnesses, at the same time attested the same, and subscribed their names as witnesses thereto, in the presence of each other and of the said Testator and at his request, and that he was then, according to the discernment of said witnesses of sane mind.

And it further appearing that said John Shimer last dwelt and had his residence in, and was an inhabitant of Hillsdale in said County and there died.

And the evidence touching the premises being maturely considered, it satisfactorily appears to this Court, that said instrument is duly proved, and ought to be allowed as the last Will and Testament of said deceased.

It is Therefore Ordered, Adjudged and Decreed, by this Court, that said instrument be approved, allowed, established and have full force and effect, as the last Will and Testament of said deceased; and that the same be recorded as required by Law.

State of Michigan } ss. Probate Court for said County,
County of Hillsdale }

I, Minnie T. Russell Register of said Probate Court, do hereby certify and attest that I have compared the foregoing copy of last Will and

Testament, Proof on Probate of Will and Order admitting Will to probate. In Re
Estate of John Shimer, Deceased,
with the original record thereof, now remaining in
this office, and have found the same to be a true and
correct transcript therefrom, and of the whole of such
original record.

In Testimony Whereof, I have hereunto set my
hand and affixed the Seal of the Probate
Court, at Hillsdale this 14th day of Sep-
tember A.D. 1897.

Probate Seal
Hillsdale County

M. L. Russell

Register of Probate Court.

State of Michigan } ss.
County of Hillsdale

Probate Court for said County.

I, Michael Mc Intyre Presiding Judge of the
Probate Court aforesaid which is a Court of Record,
do hereby certify that Minnie V. Russell who signed
the foregoing certificate and attestation is Register
of said Probate Court for said County, and that the
foregoing exemplification of Record is duly authenti-
cated and that the said attestation is in due form.

In Testimony Whereof, I have hereunto set my
hand and affixed the Seal of the Probate
Court, at Hillsdale this 14th day of Septem-
ber A.D. 1897

Probate Seal
Hillsdale County

M. Mc Intyre

Judge of Probate.

At Roanoke County Court, November Term, 1897.
A paper purporting to be an authenticated copy
of the last will and Testament of John Shimer, de-
ceased, and the certificate of probate thereof in the Probate
Court of the County of Hillsdale in the State of Michigan was
this day offered for probate by Edward J. Shimer, Executor,
in this Court and County, and it appearing from said certi-
ficate that the said Will was duly executed and admitted to
probate as the last Will and Testament of the said John Shimer,
deceased, in said County of Hillsdale and State of Michigan, and
the same appearing from the authenticated copy and the certi-
ficate of probate aforesaid to have been so executed as to be a
valid Will of lands in this State by the law thereof, it is ordered
that said authenticated copy be admitted to probate as a will
both of real estate and of personalty and it is further ordered
that the same be recorded as and for the last will of the said John
Shimer deceased.

A Copy from the Records of Court.

John W. Scribner, Clerk.