

presence of said testator (at her instance and request) and of each other she signing in our presence and we signing in her presence

Ade Knight
B. J. Brooks
Lindsey W. Halland

Last Will and testament of James J. Graham.

Georgia Carroll } In the name of God amen;
County } I James Johnson Graham being in broken
health, subject to be taken hence at any time, yet
being of sound and disposing mind deem it right to
make this my last will and testament, and as I
have in times past been very reckless and wicked I
desire to be put on record as repenting of my folly
and trusting in Jesus to pardon and save me.
I advise my friends that it is far better to live
temperate and right
Item 1st I desire that all my just debts be paid by
my executrix, my beloved wife Lula B. Graham, whom
I hereby appoint executrix
Item 2nd I desire and direct that my wife Lula
have all my personal property, paying my just
debts out of my notes and accounts
Item 3rd I desire and give all of my real estate
to my son Daniel B. Graham and my daughter
Graham equally, and in the event I should
have any other child, or children by my said
wife, Lula, I desire and direct that all of my
children by my wife Lula share equally all of my
real estate I desire and direct that said realty
be managed in the following manner that none
of my realty in Carroll Ward or Carrollson
County be sold in twenty one years from
this date August 8th 1885 but desire my wife
executrix to have farms and improvements made
by leases on the best terms she can, on each of the
three fifty acres of each of the two hundred acres
lots, leaving the remaining fifty acres of each
lot to supply timber for the balance if she
thinks best, anyway I desire a farm opened on
each whole lot and each part of lot that I
have in Carroll Ward and Carrollson Counties
I suggest that if I have any farm property that
that it be leased or rented for improvement
but if I happen to own any lot that will suit
my wife ^{or} Lula for a home she may keep and

use it for a home during her life

The rents and proceeds of all of my land I desire to be used by my said wife Lulu for the support of herself and for the support and education &c of my children by my wife Lulu, each child upon its marriage or arrival at twenty one years of age to receive its pro rata share of the rents and proceeds to use as it pleases. My wife may sell any timber off of any of my lands that she may think best the proceeds to be used as aforesaid. All of my remaining lands in other counties besides Carroll Wood and Hamilton I authorize my wife to sell at private ^{or public} sale as she may think best using the proceeds as circumstances may require for the best interest of herself & and our said children.

Item 4th I desire that my said wife be exempt from giving bond or obtaining orders or appraisement or making annual return, except an appraisement to be recorded of my real estate. But in the event that anyone else from any cause whatsoever get the management of my estate or property I desire & direct that they be not exempt from any of the requirements of law but all bonds orders returns &c and all that the law require be strictly complied with by the person or persons obtaining said control.

Item 5th I desire to say that I have ever found the legal fraternity kind and obliging and I desire and request the members of the Carrollton Bar, where not in conflict with the duties owing their clients to look after the legal interest of my family I feel that you will do me this favor and my anxiety is greatly relieved also I desire you to encourage my boy in the ways in the right and honor that he may lead a useful honorable Christian life
This August the 8th 1885- James Johnson (Jr)

Signed, sealed, declared & published by J. P. Duham as his last will and testament in the presence of us the subscribers who subscribe our names hereto in the presence of said testator at his instance and request and of each other he signing in our presence and we signing in his presence. W. H. Brown (Seal)
W. P. Calhoun (Seal) S. E. Brown (Seal)

State of Oregon } I, S. E. Brown do certify, as well
County of Clatsop } as W. F. Brown & W. P. Leach, saw the within
named and foregoing named James Johnson sign
and publish the foregoing paper as his last will and
testament, that I subscribed the same as a witness thereto
at the special instance and request of the said James
Johnson, and in his presence as did also W. F. Brown
and W. P. Leach; that the said James Johnson signed
the same fully and voluntarily, and was at the time
of such signing of sound and disposing mind and
memory; I saw to and subscribed
before this Sept 10th 1885 } S. E. Brown
S. E. Brown

Ordinary

Circuit Court of Oregon

September Term 1885

Upon the foregoing affidavit of S. E. Brown one of
the subscribing witnesses to the foregoing will of
James Johnson deceased it is ordered by the
Court that will be admitted to record as satisfactorily
proven in common form, and it is further ordered
that letters testamentary issue to Lulu B. Johnson the
executrix named in said will, upon her taking and
subscribing the oath required by law
This ^{that} tenth day of September under Dominion
Eighteen hundred and eighty five

J. P. Brown

Ordinary

State of Oregon } I, Lulu B. Johnson, do solemnly swear
County of Clatsop } that the foregoing writing contains
the last will and testament of the foregoing
named James Johnson deceased so far as I know
and believe, and that I will well and truly
execute the same in accordance with the laws
of said state, so help me God
I saw to and subscribed
before me this Sept 10th 1885 } L. B. Johnson
S. E. Brown

Ordinary