

and every part thereof is the last Will and Testament of Nelson Mauney deceased. Let the said Will together with probate be recorded Filed This Dec 10-1901.
S. H. Loringood C.C.C.

North Carolina } In the Superior
Cherokee County } Court

It appearing to the Satisfaction of the Court from the &amp;amp;amp;amp;amp;amp; of the record hereinafter mentioned, that the last Will Testament of Caldo S. Bragg, a citizen of Hamilton County in the State of Ohio has been duly proved in the Superior Court of Probate of said County and State, according to the laws of said State, and it further appearing that the said Caldo S. Bragg left property in the County of Cherokee and State of North Carolina, it is therefore ordered and adjudged that the &amp;amp;amp;amp; of said Will and its probate in the proper Court in the County of Hamilton, State of Ohio, which has been produced and exhibited here duly certified and authenticated, be allowed filed and recorded in this Court.

This August 2-1902.

S. H. Loringood
Clerk Superior Court

The last Will and Testament of Caldo S. Bragg, deceased.

Proven at the Court House in Cincinnati, in the County of Hamilton and State of Ohio, of the Hamilton Probate Court, at a session thereof, held at the place aforesaid on the 27th day of March

in the year of our Lord one thousand eight hundred and ninety four, before the Honorable Howard Ferriss, Judge of said Court

The State of Ohio } S.S.
Hamilton County }

40846

Hamilton Probate Court.

Be it remembered that on the 22nd day of March in the year of our Lord one thousand eight hundred and ninety four the last Will and Testament of Caldo S. Bragg, late of this County deceased was presented to this Court for probate and record, clothed in the words and figures following to-wit:-

My Last Will and Testament of Caldo S. Bragg.

I, Caldo S. Bragg, do make and publish this my last Will and Testament.
First: I give and bequeath to my son, Cairus C. Bragg, all the stock in the American Book Company of which I may be the owner at the time of my decease.
Second: I give, devise and bequeath to my wife Mary, a Bragg (if she survive me) all my property of every kind wherever and howsoever situated. to be hers, absolutely (the real estate in fee simple) and appoint her to be the executrix of this my will, and desire that no bond be required of her, and that there shall be no appraisement or inventory of my estate.
But if my said wife be not living at the time of my decease, then it is my will that all my property and estate, except my stock in the American Book Company, hereinafter given to my son Cairus C. Bragg, shall be disposed of as follows:
I do hereby give and bequeath to my Grandson

Marion Bragg, One hundred thousand dollars (\$100,000.00) and to my Grandson, Capt. S. B. Bragg, Jr. One hundred thousand dollars (\$100,000.00) and I nominate and appoint my daughter in law, Eugenia Hope Bragg to be the guardian of the Estates of both my said grandchildren. Should either of my said grandchildren die before reaching full, legal, adult age, the survivor shall receive and take the above legacy of the decedent and if both should die before reaching full, legal, adult age, then the said sums, amounting to two hundred thousand dollars (\$200,000.00) shall go to my son Cairns C. Bragg.

I give and bequeath to my daughter in law, Eugenia Hope Bragg, One hundred thousand dollars (\$100,000.00). I also give, devise and bequeath to her, the said Eugenia Hope Bragg, for the term of her natural life, my home-stead property, of about 10 acres of ground, in Avondale, in the County of Hamilton and State of Ohio, with all the buildings thereon; and with all the household furniture and all the other personal property therein and thereto belonging, and also my horses, Carriages, harness and stable furniture and supplies, and everything belonging to the home-stead establishment. And it is my will that my said daughter in law shall have power absolutely to sell and convey by any proper instrument or instruments, any and all of the property hereinbefore devised and bequeathed to her so as to vest in her money or moneys on absolute and indefeasible title in fee simple or to dispose of the same and any

every part thereof, absolutely in fee simple, or any less estate, by her last will and testament. But if she fail to sell or dispose of the same by her last will and testament, then and in that case, so much of said property as may remain, at the time of her decease, unresold or undisposed of by her last will and testament shall pass to my Granddaughter, Marion Bragg, in fee simple.

I give and bequeath to Chas. F. Hope the sum of Fifty thousand (\$50,000.00) Dollars, in trust to be held, invested and managed by him, according to his best judgment, so as to produce the best income compatible with the safety of the investment, and to pay over at convenient intervals, the clear, net annual income of said sum, after deducting the necessary expenses of the trust, to my son Chas. F. Bragg, during the term of his natural life, or to apply said income to the support of said Charles, and after the death of my said son, then to pay over said sum of Fifty thousand dollars, with any unexpended income which may then be in his hands, to my Grandson hereinafter named; or if my estate shall then have been fully settled, then to pay over said sum, with any unexpended income therefrom to my residuary legatee.

I give and bequeath to Chas. F. Hope the sum of Twenty five thousand \$25,000.00 Dollars, in trust to be held, invested and managed by him, according to his best judgment, so as to secure the best income compatible with the safety of the investment and to apply the clear, net annual income of said \$25,000.00 to paying the expenses of the Education of my Grandson Ross Bragg during his minority, and to pay over said sum with any income thereon which may then be in his hands to the said Ross Bragg when

he shall have attained full, legal, adult age. But if the said Ross Bragg should die before reaching full legal, adult age, then said sum of Twenty Five thousand dollars shall revert to, and become part of my estate, and said trustee shall pay over the same, with any expended income thereon, which may then be in his hands, to my executor to be hereafter named, or in case my estate shall then have been fully settled, then to my residuary legatee.

Seventh:-

I give and bequeath to Charles F. Hager, the sum of Twenty five thousand (\$25,000.00) Dollars in trust to be by him held, invested and managed, according to his best judgment, so as to secure therefrom the largest income, compatible with the safety of the principal: and to apply the Char. annual net income of said sum, to the education of my grand daughter, Annabel Bragg, during her minority, and to pay over the principal of said sum, together with any unexpended income thereof, which may then be in his hands, to the said Annabel on her arriving at full, legal adult age.

But if the said Annabel should die before reaching full, legal, adult age, then and in that case the said sum of \$25,000.00 with any unexpended income thereof, which may then be in the hands of said trustee, shall revert to, and become part of my estate, and shall by said trustee, be paid over to the executor of my will: or if my estate shall have been fully settled before that time, then to my residuary legatee.

Eighth:-

I give to my brother James D. Bragg, I hereby nominate and appoint

of One thousand dollars, to be paid to him by my executor, in quarterly yearly installments during each and every year of the natural life of my said brother, and I make the payment of this annuity a charge upon my estate, in the hands of my executor, and in the hands of my residuary legatee.

Ninth: I give and bequeath to my son Cairns C. Bragg, the sum of Fifty thousand dollars (\$50,000.00) and constitute him my residuary legatee to receive and have all the rest and residue of my estate, which shall remain after all the foregoing bequests, devises and provisions of this my will, shall have been fully paid, performed and carried out.

Tenth:- I hereby nominate and appoint Cairns C. Bragg, to be executor of this my will, and authorize and empower him to sell any part of all of my real estate, so far as in his judgment it shall be necessary to do so, in the settlement of my estate: such sale or sales to be either public or private, and on such terms as to cash or credit as to him may seem most advantageous to my estate: and I hereby authorize and empower my said executor to make, execute and deliver any and all deeds of conveyance or other instruments which may be necessary in order to vest in the purchaser or purchasers of any part of my estate, full and perfect title thereto: and generally to do any and all acts which may become necessary or proper to be done in the settlement of my estate.

and I declare that no bond shall be required of my said executor, and that no appraisement be made of my estate, or any inventory thereof unless the same shall be required by law.

and now in testimony that the foregoing is my last will and testament

I have herewith set my hand, on the 31st (thirty first) day of January 1891.

Caleb S. Bragg
Signed and published by the said Caleb S. Bragg, as and for his last will and testament, on this the 31st day of January 1891, in presence of the undersigned, who, at his request and in his presence, and in presence of each other, have now herewith set their hands as witnesses on the day and year hereinafore written.

Henry A. Morrill
Alex. H. McCaffrey.

Hereupon on the 22 day of March one thousand eight hundred and ninety four, Henry A. Morrill and Alex. H. McCaffrey, the subscribing witnesses of the last will and testament of Caleb S. Bragg, late of this County, deceased, appeared in Open Court and were duly sworn and examined, according to law, touching the due execution of said will, and their testimony therein was reduced to writing and filed in manner and form following to-wit:-

The State of Ohio }
Hamilton County } S. S.

Hamilton Probate Court
Probate of the last will of Caleb S. Bragg deceased presented on the 22nd day of March A.D. 1894.

Personally appeared in Open Court H. A. Morrill and Alex. H. McCaffrey, the subscribing witnesses of the last will and testament of Caleb S. Bragg deceased, who being duly sworn, according to law, to speak the truth the whole truth and nothing but the truth, in relation to the execution of said will, depose and say,

that they were present at the making of said will, and, at the request of the deceased subscribed their names to said will as witnesses, in the presence of the deceased, and of each other; that they saw the said Caleb S. Bragg, sign and seal said will, and heard him acknowledge the same to be his last will and testament, that the said Caleb S. Bragg, was at the time of making, signing and sealing said will, of legal age and of sound and disposing mind and memory, and under no undue or unlawful restraint whatsoever.

H. A. Morrill
Alex. H. McCaffrey.

Sworn to and subscribed in Open Court, this 22 day of March A.D. 1894.

Howard Ferris
Probate Judge.

And thereupon on the 22nd day of March A.D. 1894, the said Court made an order herein as follows, to-wit:-

In re the last will & testament of

Caleb S. Bragg, deceased.

This day came Mary A. Bragg, widow of Caleb S. Bragg late of this County, deceased, and presented to the Court for probate and record, the last will and testament of her said deceased husband.

It appearing to the Court that all the next of kin of said decedent resident of Ohio, have had due notice of the presentation of said will for probate, thereupon came into open Court H. A. Morrill and Alex. H. McCaffrey, the subscribing witnesses to said will, and were duly sworn and examined and their testimony was reduced to writing and filed. And it appearing to the Court from the testimony so taken that said will was duly executed and attested and that at the time of execution same was

testator was of legal age, sound mind and memory and not under any restraint, the Court now admit the said will of Caleb S. Bragg, deceased, to probate and order the same, together with the ~~same~~ testimony so taken to be recorded according to law.

On application, the Court grants unto Mary A. Bragg letters testamentary under said will the being named Executrix therein. Whereupon the said Mary A. Bragg, in open Court, accepted said appointment. No Bond.

And Chas. J. Hofer, Samuel A. Dustin and James A. Jordan are appointed appraisers. Letters issued.

Howard Ferris
Probate Judge.

State of Ohio } S.S. Probate Court
Hamilton County }
I Carl E. Nippert, Sole Judge
and Ex-Officio Clerk of the Probate Court, within and for the County aforesaid, do hereby certify the foregoing to be a true and correct copy of the last will and testament of Caleb S. Bragg, late of this County, deceased; and of the Order of March 30th A.D. 1894, admitting said will to probate and record, together with all the proceedings in connection therewith, as the same appear from the records and files of said Court.

In testimony whereof, I have hereunto set my hand and affixed the seal of the said Court at Cincinnati, this 9th day of July, A.D. 1902

Carl E. Nippert
Probate Judge and Ex-Officio Clerk

The State of Ohio } S.S. Probate Court
Hamilton County }
I Carl E. Nippert, Sole Judge of the Probate Court, within and for said County, the same being a Court of Law and Record, hereby certify that the signature attached to the above certificate, purporting to be that of Carl E. Nippert is his genuine signature; and that he was at the time thereof Ex-Officio Clerk of said Probate Court; and as such, full faith and credit are due all his acts, and that the attestations of said Clerk is in due form of law, and by the proper Officer.

In testimony whereof, I have hereunto set my hand and affixed my seal of the said Court at Cincinnati, this 9th day of ~~March~~ July, A.D. 1902

Carl E. Nippert
Probate Judge.

The State of Ohio } S.S. Probate Court
Hamilton County }
I Carl E. Nippert, Clerk of the Probate Court, within and for said County, the same being a Court of Law and Record, hereby certify that the signature attached to the above certificate, purporting to be that of Carl E. Nippert is his genuine signature; and that he was at the time thereof Judge of said Probate Court and as such, full faith, and credit are due all his official acts.

In testimony whereof, I have hereunto set my hand and affixed the seal of the said Court in Cincinnati, this 9th day of July A.D. 1902

Carl E. Nippert
Clerk of Probate Court