

Residence Palace Hotel
San Francisco Cal.
T. Gary Friedlander
Residence 1913 Clay St San Francisco Cal.
August P. Garber
Residence 913 Jones Street
San Francisco Cal.

I, Eudaud G.
Clerk in the Office of the
Clerk of the Superior Court, in
and for the City and County
of San Francisco, State of
California, this 30th day of
August A.D. 1899

By V. F. Northrop
Deputy Clerk

In the Superior Court of the State of California
in and for the City and County of San
Francisco.

In the Matter of the Estate of
Martha M. Hitchcock
Deceased

Relatives
for Probate of Will and
Letters Testamentary
To the Honorable, the Superior Court
of the State of California, in and
for the City and County of San Francisco:
This petition of Elizabeth Hitchcock, Co-
Petitioner, of the City and County of San Francisco,
State of California, respectfully shews to
this Honorable Court and asks for probate of
the will of Martha M. Hitchcock, deceased, and
for the appointment of a guardian of the property
of said Martha M. Hitchcock, deceased, and
for the appointment of a guardian of the person
of said Martha M. Hitchcock, deceased.

Rev
State of California, and left estate
therein and in various other countries
in the State of California, and in
the States of Texas and North Carolina;
That the probable values and
character of said property are as
follows to-wit:

Real Estate.

Real estate in the City and County
of San Francisco, State of California,
the value of which is unknown.

Real estate in the County of Napa,
the value of which is unknown.

Real estate in various countries
in the State of North Carolina, the
value of which is unknown.

Real estate in various countries
in the State of Texas the value of
which is unknown.

In interest in the Estate of Charles
M. Hitchcock, deceased, now in course
of administration, the value of
which is unknown.

Personal Property.

Monies in various banks, the exact
amount of which is unknown, the larger
part of said monies is on deposit with
Savings Banks in said City and County
of San Francisco.

That the estate and effects for or
in respect of which the probate of said
will is applied amounts to the sum
of \$100,000.00 (One Hundred Thousand Dollars).

That said Martha M. Hitchcock, deceased,
in this living date the 30th day of
August 1899, has perished, and that
said Elizabeth Hitchcock, co-petitioner,
believed and trusted to be the
last of said Martha M. Hitchcock, deceased.

in said Will as the sole executor thereof without bonds and she consents to act as such executrix;

That your petitioner is over the age of 30 years, and is the daughter of said Martha T. Hitchcock, deceased, and is the only ~~daughter~~ heir of said deceased;

That your petitioner is named in said Will as the sole legatee and devisee of all of the property and estate of said deceased in the State of California;

That Nathaniel Cleghorn Hunter a nephew of said deceased of the age of 56 years is hereabout and a resident of Palestine, State of Texas is named in said Will as a legatee upon the happening of a certain event specified in said Will to wit, in the event of your petitioner selling or otherwise disposing of certain property situated in the County of Cherokee State of North Carolina, particularly referred to in said Will. That said Will was lawfully written, dated and signed by the hand of the testatrix (Martha T. Hitchcock) hereby;

That said Will was also executed in the presence of two witnesses;

That the subscribing witnesses to said Will are Eugene R. Garber, T. Cary Gridland and Louis S. Lissak;

That said Louis S. Lissak and T. Cary Gridland, both reside in said City and County of San Francisco;

That Eugene R. Garber departed this life on the month of July 1898;

That at the time said Will was executed to wit the 20th day of March 1898, the said testatrix was over the age of 18 years and of the age of 70 years at present and was of sound mind and memory and not acting under any undue influence or coercion;

will, to dispose of all her estate;

That said Will is in writing signed by the said testatrix and attested by said subscribing witnesses at the request of said testatrix, subscribing their names to the said Will, stating their places of residences, in the presence of said testatrix and in the presence of each other; and that as your petitioner is a minor and therefore alleges said witnesses at the time of attesting said Will were and are now competent accepting Eugene R. Garber as one of his heirs;

Wherefore your petitioner prays that said Will may be admitted to probate and that letters testamentary be issued to your petitioner and that for that purpose the clerk of this Court set this petition for hearing by the Court upon some day not less than ten nor more than thirty days from the presentation of the Will; and that notice of said hearing shall be given by said Clerk by publishing the names in a newspaper in said City and County of San Francisco and such further notice thereof be given as may be required by law, and your petitioner will ever pray &c

J. H. Cox.

Stanley W. Chisney, Petitioner
Barthley & W. Chisney
Attorneys for Petitioner
& Eugene R. Garber
deceased

Aug 30th 1898
Hon J. H. Davis, Clerk
By James B. McElroy
Deputy Clerk

In the Superior Court
in and for the
City and County of San Francisco State
of California.

Department No 10 Probate
In the Matter of
the Estate of }
Martha F. Fletcher
Deceased }

State of California } S.B.
City and County of San Francisco }
James E. Casgraves, of said City and County
being duly sworn, affirms and says,
That he is a white male citizen of the
United States; that he is and was at all
the times hereinafter mentioned over twenty
one years of age, and is competent to act
a witness in the hearing of the matters
mentioned in the writ; that he hereinafter
as forth: that he has no interest whatsoever
in the estate; that he is the Principal Clerk
of John James, Printer and Publisher of
"The Evening Post" a newspaper printed and
published daily and weekly (Sunday and
Holidays excepted) in the City and County
of San Francisco, and has charge of all
the advertisements and notices in said
newspaper; and that the notice of time and
place for paying the wages of Martha F.
Fletcher, deceased, and for hearing the
application of Eliza Leche for the issuance
to her of letters Testamentary, known,
which the following is a printed copy
to wit:

In the Superior Court of the City and County
of San Francisco State of California Probate
In the Matter of the Estate of Martha
F. Fletcher, deceased.

Notice for publication of time appointed
for probate of will of J. C. P. P. 1303 No 22042.
Notice is hereby given that Tuesday the twelfth
day of September A.D. 1899 at the Probate
Court of the City and County of San Francisco

of Department No 10 of said Court at
the Court House in the City and
County of San Francisco State of
California have been appointed as
the time and place for paying the
wages of said Martha F. Fletcher, deceased
and for hearing the application of
Eliza Leche for the issuance
to her of letters Testamentary, known,
Seal & } John C. Deane, Clerk

By V. F. Northrup, Deputy Clerk
Dated August 30th A.D. 1899
Stanley M. Kinsey, Bayley W. M. Kinsey
Attorneys for Petitioner E. L. Sutter, State
San Francisco.
Enforced. Filed Aug 30th 1899, J. C. P.
Deane, Clerk

By V. F. Northrup Deputy Clerk San Francisco
has been published in said Newspaper
at least seven successive days (Sunday
and Holidays excepted) commencing
first insertion on the 30th day of
August A.D. 1899, and ending last
insertion on the 11th day of September
A.D. 1899 in the following days to wit:
Aug 30-31 & September 1-2-3-4-5-6-7-8-9-10-11
1899.

And further saith that
Subscribed and sworn to before
me this 11th day of September 1899

Geo. D. Craig
Notary Public in and for said (San Francisco)
City and County of San Francisco
State of California

Seal
& Enforced &
Filed Sep 10 1899
John C. Deane - Clerk
By Jas. R. M. Craig
Deputy Clerk

By the Superior Court of the State
of California in and for the City and
County of San Francisco.

In the Matter of the Estate of

Martha T. Hitchcock
Deceased.

Testimony of Applicant

Elijah D. Pitt being duly sworn in open
Court testifies as follows:

I am the person named as executor of
the document now shown to me, married as
filed in this Court on the 30th day of August
1899 purporting to be the last Will and
Testament of Martha T. Hitchcock now deceased.

I reside at the Palace Hotel in the
City and County of San Francisco, State
of California and am over the age of
30 years.

I know said Martha T. Hitchcock
in her life time. She is dead. She died
on the 22nd day of August 1899 at her
apartment in the Palace Hotel in the
City and County of San Francisco, State
of California.

At the time of her death said Martha
T. Hitchcock was a resident of the City and
County of San Francisco, State of California.

Said deceased left real property situate
in the Counties of Napa and San Francisco
in the State of California and also in
the State of Utah, Colorado and Texas.
She owned and interest in the estate of Charles
M. Hitchcock deceased now in the course
of administration consisting of certain
real estate situate in the Counties of Santa
Francisco and Napa and the said City
and County of San Francisco.

Said real estate is of the value of about
\$60,000 but possesses an unusual amount
of mineral rights in the same. The contents
of said will and said real estate

belonging to the estate of Charles M. Hitchcock
deceased, is of the value of \$25,000 or thereabouts.
That the personal property consists of
money now deposited with various banks
in said City and County of San
Francisco, \$150,000 of which is deposited
in various Savings Banks.

That said estate and effects, for
and in respect of which the probate
of said Will has been applied for, does
not exceed the value of \$275,000. The
whole of the estate of said deceased
is separated property.

Said deceased at the time of her death
being a widow and all of said
property except that owned by the
estate of Charles M. Hitchcock having
been acquired by her with her separate
funds.

The document shown to you married
as filed in the Court on the 30th day of
August 1899 purporting to be the last
Will of said Martha T. Hitchcock. I
believe and assent to be the last Will
of said Martha T. Hitchcock deceased.

I am perfectly familiar with
and know the hand writing and
signature of said Martha T. Hitchcock
I now frequently see her write
and see writings purporting to be
hers and upon which she has acted
and which she has recognized as
and admitted to be her own. Said
document now and is entirely written
dated and signed by the hand of the
testatrix, Martha T. Hitchcock here and
is as I have already stated, her last
Will.

I am the only issue of said
Martha T. Hitchcock and the late Charles M.
Hitchcock (her husband). My father
Charles M. Hitchcock died in

prior to this marriage had previously married.

I am not already testified to the only issue of said Charles W. Hitchcock and Martha T. Hitchcock.

On the 20th day of March 1894 when said child was exhibited, the said deceased Martha T. Hitchcock was over the age of 18 years, being of the age of 70 years or thereabouts, and was of sound and disposing mind and not acting under undue influence, coercion, fraud or any fraudulent representation or in any respect incompetent to devise and bequeath her estate.

B. St. Cat.

Olivia Clarke Gt.

Subscribed and sworn to in open Court before me this 12th day of September, A.D. 1899

John J. Deane Clerk

By Geo. R. McChesney Deputy Clerk

In the Superior Court of the State of California in and for the City and County of San Francisco.

In the Matter of the Estate of

Martha T. Hitchcock
Deceased

Witnesses of
Subscribing Witnesses

State of California :
City and County of San Francisco : s.s.

I, Mary Elizabeth of San Francisco, age and a competent person, being duly sworn in open Court, testify as follows:

I reside in the City and County of San Francisco, State of California, and being of the age of 41 years, I know Martha T. Hitchcock on the 20th day of

now shown to me, married as filed in this Court on the 30th day of August 1899 purporting to be the last Will and Testament of said Martha T. Hitchcock, Deceased.

I am one of the subscribing witnesses to said instrument.

I also know of the date of said instrument Eugene R. Gachet and Louis S. Lissak, the other subscribing witnesses to said instrument.

The said instrument was signed by the said Martha T. Hitchcock at her apartments in the Palace Hotel in said City and County of San Francisco on the said 20th day of March 1894, my day of legal Qual. in the presence of myself and said Eugene R. Gachet and Louis S. Lissak. And said Martha T. Hitchcock thereupon published the said instrument or and declared to us the same to be her last Will and Testament, and requested us in attestation thereof to sign the same as witnesses.

The said Eugene R. Gachet, Louis S. Lissak and I then appeared in the presence of the said Martha T. Hitchcock and in the presence of each other, subscribed our names as witnesses to the said instrument.

At the time of the execution of said instrument to wit on the 20th day of March 1894, said Martha T. Hitchcock was over the age of 18 years, being of the age of 70 years or thereabouts, and was of sound and disposing mind and not acting under undue influence, coercion, fraud, or any fraudulent representation or in any respect incompetent to devise and bequeath her estate.