

attest to me in the division of the lands in which no one but
of which my sister holds an share, partly to Mrs. Rebecca L.
Sherwood & Malinda M. Anderson the names of the two boys that
I will my land to, J. Shumway & Malinda Anderson about same I have
been told and Thomas M. Anderson, of the age of about fourteen
years old, & says my wife is that, that these boys alone
named pay Mrs. L. Anderson one hundred dollars a piece
out of the value of the lands, that I will them. Rebecca
Sherwood in presence of the boys to twenty and. As I have
no children, I will the above named persons to have my
lands as above named.

Given under my hand & seal this 13th day of November
1868. Malinda M. Anderson & have equal possession with
Rebecca L. Sherwood.

Sequel sealed and delivered in presence of us

Just
Nicholas Brecher
Martin Leete,

Emilia M. Anderson
Mark

Last Will & Testament of P. L. Rogers deceased, was found
February Term 1870.

I, Thomas L. Rogers, of the County of Hawthorn and State
of Minnesota, do make and publish this my last will and
Testament, hereby revoking and making void all former wills
by me at any time made.

And first, I direct that my body be decently interred at or
near my residence or an adjoining in said County in a
manner suitable to my condition in life, and as to such
world of estate, as it shall please God to intrust me
with, I dispose of as follows.

First, I direct that all my debts and funeral expenses
be paid as soon after my decease as possible out of any
monies, that I may die possessed of, or may hereafter
come into the hands of my Executor from any purchase of my life
-time real or personal.

Secondly, I give and bequeath to my beloved wife Eliza Rogers, all
of my property, both real and personal, at her death, to give
my daughter Charles L. Rogers, & if my wife Eliza Rogers shall
Marry I was about to dispose of my property either real or personal
that it is my wish that my daughter Charles L. Rogers have it all.

both real and personal for her own benefit.

I do hereby make certain and appoint my executor, my friend John
C. Stone, my executor of this my last will and testament.

In witness whereof I, Thomas L. Rogers, the said testator have to this my will
on an leaf of paper, for my hand and seal this 30th day of November of the year
of our Lord one thousand eight hundred and sixty nine.

Witnesses were published in the presence of
us who have subscribed in the presence of the

Testator and of each other

Witnessed by Peter Rogers,

James Rogers,

John C. Stone.

P. L. Rogers Test

Copy of the will & Testament of Malinda Rogers, made April 5th 1869
in the name of her husband, I Malinda M. Rogers, of the County
of Hawthorn and State of Minnesota, being in the full possession
of my mental faculties, do make and publish this as my last
will and testament revoking all other wills heretofore by me
made.

First It is my desire that my funeral ^{expenses} be paid out of my
estate, together with all just debts.

Secondly, It is my will that all my real and personal
estate be equally divided between my two sons Joseph L. Rogers
and Thomas L. Rogers.

Third It is my desire that my two sons divide the
property between themselves, without the necessity of an Executor, but
should they fail to do so, I hereby appoint Joseph M. Anderson
Galbraith one or both, as executor of my will.

Sequel sealed by me
in presence of

N. L. McCook

Anderson Galbraith

this November 1st 1869.

Malinda Rogers Test

Copy of the Last Will and Testament of John Stone deceased
made 30th day of November 1870.

I, John Stone of the County of Hawthorn and State of Minnesota
do make and publish this my last will and testament, hereby
revoking and making void all former wills by me at any
time heretofore made. And first I direct that my body

be decently interred near my residence, by the side of
my beloved wife in said County, in a manner suitable to
my condition in life. And as to, such worldly estate
as it hath pleased God to entrust me with, I dis-
pose of the same as follows:

First I desire that all my debts and funeral expenses be
paid, as soon after my decease as possible, out of any
Monies that I may be possessed of, or may first come
into the hands of my Executor, from any portion of my estate,
real or personal,

Secondly I give and bequeath to my brother James Smart, and
his heirs, the sum of Five hundred dollars to be paid
by my Executor out of any monies which I may be
possessed of, or may first come into his hands,

Thirdly, I give and bequeath to my esteemed friend Isaac Bloom-
son and his heirs the sum of Five hundred dollars when
demanded I desire my Executor to pay as early as possible
out of any monies of my estate,

Fourthly, the balance of my property, both real and personal, I give
and bequeath forever, to Margaret Prater, and her three
Children, James, Jane, William Prater and Jane to be equally
divided between them - each to share and share alike

Fifthly, I do hereby make, ordain and appoint my esteemed
friend and neighbor

Executor of this

my last will and testament. In witness whereof I have
written, the said Will or have to this my ~~last~~ will, written
in, on an ~~sheet~~ of paper: Set my hand and seal
this fourteenth day of May, in the Year of our Lord
one thousand eight hundred and thirty nine,

Signed, sealed and published

in the presence of us who have
Subscribed as the witnesses of the
testator, and of each other,
William Green,
John C. Starnes.

The original will of John Smart delivered to Clerk Circuit Court May 24th 1870)

Copy of the last will of John Smart dec^d passed 7th day of June 1869
I John Smart of the County of Newton and State of Tennessee
being of sound disposing mind and memory, and knowing the uncer-
tainty of life and the certainty of death, do make ordain and pub-
lish this to be my last will and testament, revoking all ^{other} wills
heretofore made by me.

First - I recommend my Soul to God who gave it.

Secondly - I do will and bequeath to my ^{daughter} Susan 40 acres of land
lying in the State of Missouri.

Thirdly, I do will and bequeath to my daughter Arthur Maria 40 acres
of land lying in Sangamon County, adjoining the lands of Arthur Place
Bayles Jaffin and others running to and with the top of the main
line to E. S. Lester line, and with same line to Arthur Maria.

Fourthly, I do will and bequeath to my son Eliza Smart and his heirs

Fifthly, I do will and bequeath to my son James S. Smart and his heirs
all of the land lying on the north side of the Creek except
one half of said land I bought of Jacob Miller, and a corner
line lying near the fork of the Creek, adjoining the lands of
Wm. Spence and John Wiley the other paying out hundred and
fifty dollars to the balance of the debt that has been nothing
paid off to them, to Mr. Eliza Smart, Mrs. Eliza Morrison, Mary
Smart, Mrs. Mary Bailey and John C. Smart George W. Smart,
and James M. Smart, which will be thirty dollars to each and
above named.

Sixthly, I do will and bequeath to my daughter Margaret Lee
- her heirs, to wit: Margaret Lee Lester and William Robert
the land when Wm. Lester here when he died.

Seventhly, I do will and bequeath to my son Philip P. Smart 40 acres
of land lying in the State of Missouri, also an hundred
dollars including fifty heretofore paid him, to appraise his
heirs.

Eighth, I do will and bequeath to my son Turner S. Smart and
his heirs the land lying on the south side of the Creek
known as the same tract, he is they paying out hundred and
ten or half to Philip P. Smart heirs, the other half to
Eliza Smart him 50 dollars.

Ninthly, I do will and bequeath to my Grand son daughter
Elizabeth Peck a piece of land lying in Sangamon County
- adjoining the lands that James Peck bought of her