

Description: Will of Asher P. Osborn (d. 1854)  
Parke Co., IN Will Book 2, Pages 117 - 120

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Record of Wills

State of Indiana Probate Court

I Geo. W. Thompson clerk of the Common Pleas Court within said county certify that the last will and testament of Francis Johnson late of said county deceased has been duly proven by the testimony of Mitchell Bramblet one of the subscribing witnesses thereto and by me duly admitted to probate and record in record of wills Vol 2 p 115 & 116.

Witness the clerk and seal of said court this 11th day March A.D. 1858.

Seal

Geo. W. Thompson CLK

Asher P. Osborn's Will

The last will and testament of Asher P. Osborn of Fulton Township Fountain County & State of Indiana.

I Asher P. Osborn considering the uncertainty of this mortal life and being of sound mind and memory (blessed be Almighty God for the same) do make and publish this my last will and testament in manner and form following (that is to say)

Item 1st. I give and bequeath to my son, Kelborn, B. Osborn all my right title interest and claim in and to all that certain piece or parcel of land, lately bought of the late widow of the late deceased Reed & Thomas, being the north end of the late deceased Richmond Eighty acres, supposed to contain sixteen acres of land more or less.

Item 2nd. I also give and bequeath unto my son Kelborn Osborn all my personal estate, Horses Waggon, Harness, Cows, Two years old Cattle yearling, Calves and Sheep, Hogs, Farming Mill Plows, & Harrows, Beds and Bedding, Oats, Corn, Palatoes Hay, & Farming Utensils, Household & Kitchen Furniture except such as is hereinafter excepted and bequeathed unto my beloved daughter Hannah, the wife of G. W. Jones.

Item 3rd. I hereby give and bequeath unto my daughter Hannah Jones one bed and bedding and my kitchen furniture together with the sheets and pillow cases, now in her possession to wit four of each

Item 4. I hereby appoint my son Kelborn B Osborn my sole executor of this my last will and testament

Item 5. I hereby order my said Executor Kelborn B Osborn to invest the avails of all the property hereinbefore bequeathed to my son K. B. Osborn after the payment of all my just debts for the benefit of my Grand Daughter Charissa =

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book and my daughter Josephine Osborn equally between them so far as the accruing interest will go towards their support and education during their minority, provided however my wife Elizabeth Osborn will permit my said executor to take charge of my said daughter Josephine to rear support and educate but in case my executor is not permitted thus to take charge of and educate my said daughter Josephine then and in that case I order my executor to apply so much of my property herein before bequeathed or the interest thereof as may be necessary to the rearing support and education of my aforesaid Grand daughter Clarissa Cook as aforesaid and whatever shall remain of my property as aforesaid after Clarissa Cook arrives at majority shall be and remain as herein before bequeathed to my son Kilborn B. Osborn.

Item 6th I hereby order my Executor to collect all debts due or to become due to me of every name and nature and lastly I hereby revoke all other wills by me made and order my executor to pay my funeral expenses and bury my remains in the family burying north of the graves already there, In witness whereof I have hereunto set my hand and seal this ninth day of February A.D. 1853.

Asher P. Osborn *(Seal)*

Signed, sealed & published & declared by the above named Asher P. Osborn to be his last will and testament in the presence of us who have hereunto subscribed our names as witnesses in the presence of the Testator

E. G. Halliday  
William Luyckes.

Codicil to the last will and testament of Asher P. Osborn made and added this tenth day of July A.D. 1854.

Item 1. I hereby appoint my son Kilborn B. Osborn Guardian of the person and estate of my infant daughter Josephine Osborn by my third marriage now residing at Washington, Green County, Indiana with my said son Kilborn

Item 2. I hereby will that not only my executor Kilborn B. Osborn collect as directed in my last will of which this is a codicil in item six of said last will but that after carrying out & performing all the requirements contained in my said last will that then whatever may remain of my property of whatever name or nature unexpended shall revert and become the property of my beloved son K. B. Osborn by this my last will and testament,

Subscribed and acknowledged before us  
Elias G. Halliday & Elias Halliday Jr. Asher <sup>his</sup> P. Osborn  
being disabled in the right hand make the above marks.  
Attest E. G. Halliday

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State of Indiana, Parke County ss.

Be it remembered that on this twenty fourth day of March A.D. 1858. the foregoing instrument of writing purporting to be the last will and testament of Asher P. Osborn lately deceased was produced to and before me the undersigned clerk of the Common Pleas Court within said County, for probate and at the same time and place personally came William Snyder and Elias G. Halliday the subscribing witnesses to said will who being by me duly qualified according to law and examined in regard to the execution of said will say that they saw the said testator sign the same, and heard him declare the same to be his last will and testament - that he was of sound mind and memory, over the age of twenty one years, and not under any coercion or restraint but free to devise his property according to his own free will and desire, that said will was executed at the residence of the said testator on the same day it bears date, that they signed the same as such witnesses in the presence of each other and in the presence of said testator and at his request

William Snyder

Elias G. Halliday

And the said Elias G. Halliday being by me further examined as aforesaid in regard to the execution of the codicil thereto attached upon his oath says that he saw the said testator make his mark to said codicil and heard him declare the same to be a codicil to said will, that he was of sound mind and memory, over the age of twenty one years, and not under any coercion or restraint but free to make such codicil to his said will, that said codicil was executed in said County, on the same day it bears date, that he signed the said codicil as such witness in the presence of the other subscribing and in the presence of said testator and at his request.

Elias G. Halliday.

And I the undersigned clerk as aforesaid being satisfied from the proofs and examinations aforesaid that said will together with the codicil thereto of the said Asher P. Osborn were duly executed - that the said testator was of sound mind and memory, and not under any coercion or restraint, but free to devise his property and over the age of twenty one years, do hereby admit the same to record, Witness my hand and seal

(Seal)

of said court March 24th 1858.

Geoff Thompson clk.

State of Indiana, Parke County ss.

I. Geoff Thompson clerk of the Common

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Plases heret within said county, certify that the last will and testament of Asher P. Osborn, together with the codicil thereto attached has been duly proven by the testimony of William Snyder; and Elias S. Halliday the subscribing witnesses thereto and by me duly admitted to probate and recorded in record of wills Vol 2. p 117, 118, 119 & 120.

Witness the Clerk and Seal of said court  
March 24th 1858.

Seal  
Clerk

E. W. Thompson Clerk

### Joseph Hills Will.

I, Joseph Hill, of the County of Parke, and State of Indiana do make and publish this my last Will and testament, revoking all former Wills, which are hereby rendered void and of no effect.

First, I direct that my body be interred in a becoming manner: And as to such worldly Estate as I have been intrusted with, I dispose of the same in the following manner, namely;

First, I direct that all my just debts and funeral expenses be paid as soon after my decease as practicable out of the first money that may come into the hands of my Executor, from any portion of my Estate, Real or Personal.

Secondly, I direct that the tract of land whereon I now reside, to wit: The East half of the North East quarter of Section twelve (12), Town Sixteen North, of range eight (8) west, containing eighty Acres with all the appurtenances therunto belonging; together with all of the personal property, Notes moneys & other effects that I may have at the time of my decease, be, and they are hereby made the absolute property of my son William Hill, or his heirs on the following condition viz; That he or they pay or cause to be paid within a reasonable time after my decease to the children of my daughter Mary Hornady that may be living at the time such payment is made, the sum of Seventy five dollars, to be divided equally among them: To Susanna Hadley, only heir of my daughter Rebecca, One hundred dollars, to my son Clark Hill, One hundred and fifty dollars, and to my son Samuel Hill One hundred dollars; in all Four hundred and twenty five dollars, And further, I hereby ordain and appoint my son William Hill, my Executor, of this my last Will and testament,