

Description: Will of David Osborn
Champaign Co., OH Will Book A, Pages 180 - 181

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Records of Wills

David Osborn's Will

State of Ohio Champaign County ss.

Be it remembered that on the 12th day of June of the June Term of our Court of Common Pleas of the County aforesaid in the year 1838 an authenticated copy of the last will and testament of David Osborn of the County of Jefferson and State of Virginia was produced in open Court by Thomas Taylor. And it appearing to the Court that said will has been proven according to the laws of Virginia and relates to property in the State of Ohio: It is therefore ordered that said will be admitted to record, and that said Thomas Taylor pay the costs of this proceeding.

Will

This will aforesaid reads as follows, To wit: In the Circuit Superior Court of Law and Chancery for the County of Jefferson. In the name of God amen. I David Osborn of the County of Jefferson and State of Virginia being of sound disposing mind and memory do make, publish and declare this instrument to be my last will and testament. It is my will and desire that all my just debts shall be paid by my Executor herein after named. I give and devise all my lands in Virginia and in the State of Ohio to my four sons William, James, John and David to be equally divided among them and if any of them should die without issue living at their death it is my will and desire that the shares of such shall go to the surviving brothers and their heirs forever. I give and bequeath to my two daughters Catharine and Ann Osborn five hundred dollars each but if either of them die without issue living at her death her said legacy shall go to her surviving sisters and their heirs forever. I give and bequeath to my daughter Betsey Hendricks three hundred dollars and to my daughter Margaret Lemon one hundred dollars. I give and bequeath all the residue of my personal Estate to my daughters Abanahy Melvin, Mary Hendricks, Margaret Lemon, Betsey Hendricks, Sally Pink, Catharine Osborn and Ann Osborn and their heirs to be equally divided among them. But it is my will and desire that the portions bequeathed to my daughters Betsey Hendricks, Margaret Lemon and Mary Hendricks shall be for their sole and separate use and shall remain in the hands of my Executor during the lives of their husbands respectively to be applied to the exclusive use and benefit of my said daughters respectively as they may reasonably require and to be paid to them respectively after the death of their husbands the balance in full. and lastly I do nominate and appoint my son William Osborn as Executor of this my last will and testament. In testimony whereof I have hereunto set my hand and seal this 19th day of August 1831.

Signed, sealed and acknowledged

in the presence of

John J. Parker

James

David Osborn Seal

Champaign County Ohio

On the circuit Superior Court of law and Chancery held for Jefferson County, November 8th 1836. The last will and testament of David Colson deceased was proved by the oaths of John Cookus and Henry Berry the witnesses thereto and ordered to be recorded, and on the motion of William Osborn the sole executor therein named who made oath thereto and together with William Butler, John J. Cookus, George Reynolds, Joseph McMurran and Adam Pink his securities entered into and acknowledged a bond in the penalty of \$22,000 conditioned as the law directs, certificate is granted him for obtaining a probate of said will in due form.

Teste

Robert J. Brown clerk

State of Virginia Jefferson County, to wit:

I, Robert J. Brown clerk of the circuit Superior Court of Law and Chancery for the said County of Jefferson in the State of Virginia do hereby certify that the foregoing is a true transcript from the records of the said Court.

G. J.

In testimony whereof I hereto set my hand and annex the seal of the said Court this 6th day of April 1838.

Robert J. Brown

Virginia, Jefferson County, to wit:

I, Isaac H. Douglass judge of the circuit superior Court of Law and Chancery for the said County of Jefferson in the State of Virginia do hereby certify that Robert J. Brown who hath given the preceding certificate is clerk of the said Court; and that his said attestation is in due form. Given under my hand this 6th day of April 1838-

I. H. Douglass