

Description: Will of Ezra Osborn
Scioto Co., OH Probate Will Book A, Pages 172 - 173

Repository: Family History Library, Salt Lake City, UT
Format: Microfilm
Film #: 292723

These images were scanned by Lee K. Osborne and posted at the Osborne Origins website
at: <http://www.osborne-origins.org/oh/scioto/oh-scioto-will-a-177.pdf>

Ezra Osborn

In the matter of the last will and testament of Ezra Osborn deceased } Scito Common Pleas May term 1840
 At a Court of Common Pleas began and held in and for the County of Scito at the Court house in the town of Portsmouth on Monday the twenty fifth day of May in the year of our Lord one thousand eight hundred & forty and of our state the thirty eight present the Honorable John C. Hanna President Judge of our said Court Joseph Moore Richard H. Tomlin Hajah Batterson his associates. The last will and testament of Ezra Osborn deceased was this brought into Court and proven by the oaths of Samuel J. Hubbard & Jacob Offner subscribing witnesses thereto and also a codicil to said will which was proven by the oaths of William Hall & Leonard Groniger subscribing witnesses thereto and the Court being satisfied that said testator at the time of making said will & codicil was of full age of sound mind & memory and not under any restraint and that said witnesses signed the same at the request of said testator and in his presence It is therefore ordered that said will and codicil be recorded & Hannah Gamage one of the executors named in said will refusing to act as such executor It is ordered that letters testamentary with the will & codicil annexed issue to William Hall the other executor named in said will who thereupon gave bond with security to the acceptance of the Court in the penalty of one thousand dollars conditioned as the law directs and it is further ordered that Jacob Offner Wilson Gates Washington Keiney appraise the personal property of said estate which said will & codicil is as follows to wit In the name of God Amen I Ezra Osborn of Portsmouth Scito County Ohio being of sound and perfect mind & memory do make ^{to publish} ~~publish~~ ^{publish} my last will & testament hereby revoking & annulling all other or former wills by me made

- Item 1st I will that my body be decently entialed by my executors herein after named
- 2^d I will that my executors take possession of all my personal estate house hold furniture excepted and administered the same in due course of law & pay all my just debts and the residue if any pay over as herein after directed in item third
- 3rd I give devise and bequeath unto my adopted daughter Hannah Gamage all my household property or furniture of every description & also the residue of my personal estate after the payments of my debts to be paid over to her as soon as administration on my estate can be settled and also the use proceeds & profits & rents of my real estate for one year next ensuing my decease provided that the above bequest to said Hannah Gamage are upon this express conditions that she the said Hannah Gamage live with & takes care of me during my natural life otherwise to be equally divided between my two daughters Jane A Osborn and Hannah Gamage
- 4th I give devise and bequeath unto my adopted daughters Jane A Osborn & Hannah Gamage & their heirs forever all my lands & tenements & real estate to be equally divided between them to the said Jane A Osborn one equal half thereof & to the said Hannah Gamage the other equal half thereof to be divided between them share and share alike quantity & quality

A Helm

In the matter of the last will

& testament of A Helms deceased Scioto Common Pleas May term 1840

At a Court of Common Pleas began & held in and for the county of Scioto at the Court house thereof in the town of Portsmouth on Monday the 25th day of May in the year of our Lord one thousand eight hundred & forty and of our State the thirty eight Present the Honorable John Hanna President Judge of our said Court Joseph Moore, Richard H. Tomlin & W. J. Batterson his associates The last will & testament of A Helms deceased was this day brought before the Court and proven by the oaths of Moses Gregory, and Thomas Morgan subscribing witnesses thereto and the Court being satisfied that said testator at the time of making said will was of full age of sound mind & memory and not under any restraint and that said witnesses signed said will at the request and in the presence of said testator It is therefore ordered that said will be recorded and now on this second day of May it being at the term aforesaid and present the judges aforesaid it is ordered that letters testamentary issue to Catharine Helms the executrix named in said will who there upon appeared in open Court and gave bond with security to the acceptance of the Court in the penalty of nine hundred dollars conditioned as the law directs and was thereupon duly sworn and it is further ordered that Isaac S. Cunningham, William Lambert and Thomas Thaler appraise the personal property of said estate which said will is in the words following to wit In the name of God Amen I Abraham Helms of the County of Scioto and the State of Ohio being weak in body but of sound & disposing mind & memory do make and publish this my last will & testament in manner and form following that is to say First it is my will that all my just debts and funeral expenses be first paid out of my estate second I give and bequeath unto my beloved wife Catharine Helms her heirs and assigns forever to her & their own special use benefit & behoof all of my estate right title interest claim & demand of in & to all my money and property both real & personal also all debts due me all rights credits and claims all manies and effects whatsoever name or nature it being my intention by this will to give and bequeath unto my dearly beloved wife Catharine Helms whom I hereby appoint my sole executrix of this my last will and testament all my worldly estate both real and personal charge the payment of all my just debts to witness whereof I have here unto set my hand and seal this seventh day of December in the year of our Lord one thousand eight hundred and thirty nine

A Helms Test
Signed sealed publish & declared by the above named Abraham Helms to be his last will and testament in the presence of us who have hereunto subscribed our names as witnesses in the presence of at the request of the said Abraham Helms M. Gregory, Thomas Morgan