

Description: Will of Levi Osborn(d. 1880)
Decatur Co., IN Will Book 3, Pages 70 - 72

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Will of Levi Osborn.

In the name of God. Amen.

I Levi Osborn of the town of Newburgh Decatur County Indiana being of sound mind and memory, and considering the uncertainty of human life, do therefore make, ordain, publish and declare this to be my last Will and testament. That is to say
 First After all my lawful debts are paid and discharged the residue of my Estate, real and personal, I give, bequeath and dispose of as follows To wit. First I direct that my body be decently buried, and that my funeral be conducted in a manner corresponding with my Estate and situation in life. I direct that all my just debts and funeral expenses be paid as soon after my decease as possible, and out of the fresh money that shall come in to the hands of my Executor from any part of my estate, real or personal.

I appoint my beloved wife Elizabeth Ann. Osborn my sole Executor.

I will and bequeath to my beloved wife Elizabeth Ann Osborn all my estate both real and personal during her natural life to be used and disposed of to her benefit, and at her death all that may remain. I will and bequeath Frances R. Garrison (wife of J. S. Garrison) in trust for her heirs when they come to be of lawful age, nevertheless nothing in this will shall prevent said Frances R. Garrison from using any rents, interest, or profits arising from said estate, for the benefit or the benefit of her children and any rents interests or profits so used shall not be accounted for by the said Frances R. Garrison, to her heirs when they come of age. But I will that the principal remaining of my estate at my wifes death, after her funeral expenses are paid, to be preserved intact and whole for the exclusive benefit of the heirs of said F. R. Garrison to be divided equally between them on their arriving at lawful age share and share alike.

In witness whereof I have hereunto
 Subscribed my name and affixed my
 Seal this the 9th day of Feb in the
 year 1861. L. Osborn *(Seal)*

The above written instrument was subscribed by the said Levi Osborn in our presence, and acknowledged by him to each of us, and he at the same time declaring the same to be his last Will and testament, and we at the Testator's request and in his presence have signed our names as witnesses here to.

Jac A. Dilleman Deac
Martus C Moore Deac

State of Indiana }
County of Decatur }

Be it remembered that on the 10th day of December 1880, before the Clerk of the Circuit Court of said County, Martus C Moore, who being duly sworn according to law on his Oath that he is an attesting Witness to the instrument of writing to which this is attached, purporting to be the last Will and testament of Levi Osborn, deceased, that he saw the said Testator sign the same and heard him declare it to be his last Will and testament. That at the date of the execution thereof, to wit the 9th day of March 1861, was of sound mind and memory and capable of disposing of his property, and not under coercion or restraint from any person what ever. That said Martus C Moore, signed said instrument of writing as witness, at the request of said Testator, in his presence, and in the presence of each other, and further saith not.

Martus C Moore.

Subscribed and sworn to before me this 10th day of December, A. D. 1880.

Witness my hand and seal of
Said Court at Greensburgh
the date above written.

E. F. Dyer clk.

State of Indiana }
Decatur County }

E. Grandee F. Dyer, Clerk of the Decatur Circuit do hereby certify that the within annexed Will of Levi Osborn, late of Decatur County

deceased, has been duly admitted to probate. That its due execution was this day proven by Justice C Moore an attesting witness whose proofs together with such will, has been duly recorded on Book 3, pages 70-71. of the record of Wills in our office

In witness whereof I have hereunto set my hand and affixed the seal of said Court at Greensburgh this 10th day of December A.D. 1880.
E. J. Dyer atty

Will of James L. Fugitt

Know all men by these presents that I, James L. Fugitt do make and publish this my last will and testament, revoking any other that may be produced purporting to have been made by me. I recognize that my wife Elizabeth and my Infant Son John B. her child will need the advice and counsel of a man of mature judgment in the life that is to follow my decease, and with a view of assisting them, I will and bequeath my whole estate - real, personal and mixed to the Executor of this Will and direct him to set apart to my Widow such portion of my personal estate as she may want on the Five hundred Dollars allowed by law, and that he see the remainder of such estate: set apart one third thereof for my Widow, pay the liens upon my real estate and my funeral expenses, and indebtedness, and divide the remainder into two parts after making up the Five hundred Dollars allowed my Widow by law, one of which parts he shall pay my dear Daughter Mrs Adelia Nowner, and the other shall be the property of my Infant son. The better to accomplish the purpose of this Will I name my Executor as the Guardian of my said Infant child during his minority