

Description: Recorded Will of Mahlon H. Osborn (d. 1863)
Grant Co., IN Will Book 1, Pages 219 - 221

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Last Will of Mahlon W. Osborn

Fairmount Grant County Indiana 6th Mo. 29th 1863

Whereas that I Mahlon W. Osborn of the County of Grant and State of Indiana being of sound ^{and disposing} mind do hereby make this my last will and testament concerning what worldly property I have in my possession to-wit-

1st I request and direct that my funeral expenses and just debts be paid out of such money notes and personal property as may be required to pay said expenses as are found in my possession at my decease

2^d I give and bequeath to my wife Arcadia Osborn all money notes and personal property that are left after my funeral Expenses and just debts are paid for her benefit and support

3^d I give and bequeath to my wife Arcadia Osborn the following described piece of land, to support hold during her lifetime for her benefit and support and for the support and education of my daughters Clara and Jane Osborn to-wit Situated in Grant Co. and State of Indiana Beginning Fifty Three and $\frac{1}{3}$ Rods East of the half mile stake in the open line dividing Section Eighteen and Nineteen and running East on said open line Fifty Three and $\frac{1}{3}$ Rods to a stake thence North one hundred and Seventy Rods to a stake thence West Fifty Three and $\frac{1}{3}$ Rods to a stake thence South one hundred and Seventy Rods to the place of beginning.

It being a part of Section Eighteen in Township Twenty Three North of Range Eight East Estimated to contain Forty acres more or less

4th I further direct that at the decease of my wife Arcadia the above described land be equally divided between my two Daughters Dora and Jane Osborn for their benefit and support

5th I give and bequeath to my two daughters Dora and Jane Osborn each an equal portion of the following described land to-wit Being the undivided one half of the west half of the south East quarter of section Twenty Six in Township Twenty Three North of Range Eight East 16. Situated in the County of Grant and State of Indiana

6th I request and direct, that my brother-in-law

George Shugar serve as my Executor of this my
last will and testament

Maklon W. Osborn

Signed in presence of

Daniel Lawrence
Lindsay Baldwin

State of Indiana Grant County S.S.

Be it remembered that on the Fifth day of September
AD 1863 Lindsay Baldwin one of the subscribing witness-
es to the within and foregoing last will and testament of
Maklon W. Osborn late of said County deceased personally
appeared before Byron W. Jones Clerk of the Court of
Common Pleas of Grant County in the State of Indiana
and being duly affirmed by the clerk of said court upon
his affirmation declared and testified as follows that is
to say that on the 29th day of June AD 1863 he saw the
said Maklon W. Osborn sign his name to said instru-
ment in writing as and for his last will and testament
and that this deponent at the same time heard the said
Maklon Osborn declare the said instrument in writ-
ing to be his last will and testament and that the said
instrument in writing was at the same time at the
request of the said Maklon W. Osborn and with his
consent attested and subscribed by the said Lindsay Bal-
dwin & Daniel Lawrence in the presence of the said
Testator and in the presence of each other as sub-
scribing witnesses thereto and that the said Maklon
W. Osborn was at the time of signing and subscrib-
ing of the said instrument in writing as aforesaid
of full age (that is more than twenty one years of age)
and of sound and disposing mind and memory and not
under any coercion or restraint as the said deponent
verily believes and further deponent says not

Lindsay Baldwin

Affirmed and subscribed by the said Lindsay Baldwin
before me Byron W. Jones Clerk of said court at Char-
lottesville the 5th day of September 1863

In attestation whereof I have hereunto subscribed
my name and affixed the seal of said court

Seal

B. W. Jones clk

State of Indiana ³ S.S.
Grant County ³

I, Byron H. Jones clerk of the Court of Common Pleas of Grant County Ind do hereby certify that the within annexed last will and testament of Mahlon Mc Colborn has been duly admitted to probate and duly proved by the testimony of Lindsey Baldwin one of the subscribing witnesses thereto that a complete record of said will and of the testimony of the said Lindsey Baldwin in proof thereof has been duly made and recorded in Book No 1 at Pages 219, 220, & 221 of the records of Will of said County, on

Seal ³

In attestation whereof I have hereunto subscribed my name and affixed the seal of said Court at Marion this 5th day of Sept 1863

B H Jones Clerk
Court of Common Pleas Grant Co