

Description: Will of Isaiah Osborn (d. 1847)
Wayne Co., IN Will Book 2, Page 448 - 450

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presence of us who have herewith subscribed our names as witnesses thereof in the presence of the said testator and in the presence of each other.

William Baker
David Cornelius
Martin ^{his} ~~Rever~~ _{mark}

State of Indiana
Wayne County } In the Wayne Probate Court
Personally appeared in open court on the 9th day of February 1847, at the February Term David Cornelius & Martin Reever the subscribing witnesses to the foregoing last will and testament of Osley who being duly sworn on oath say they were present at the execution of the said last will, that the same was duly executed that said testator was of sound mind & memory and not under any coercion or restraint, that he requested them to subscribe said last will as witnesses thereto, which they accordingly did in the presence of said testator and in the presence of each other.
Subscribed & sworn } David Cornelius
to in open court } Martin Reever
February 9th 1847, Thomas Noble cllk

Isaiah Osborn, dec'd Will.

I, Isaiah Osborn of the county of Wayne and State of Indiana, being sound in mind, though weak in body and knowing that it is appointed unto me to die, do for the disposal of the little property which I am blessed, make and ordain the

my last will and testament

First, to wit, I do

full confidence that my wife Lydia Osborn will faithfully pay my just debts and endeavour to raise and educate our eight minor children with all the means in her hands, and equitably distribute to them the children as they severally have need. I give and bequeath to her for that purpose the whole of my personal estate, together with the sole use and control of the farm on which we reside, and all the interest and profit arising from the same during her widowhood, but in the event of her second marriage then that she have one third part of the personal estate belonging to the family, and one third of the profits arising from the farm during her natural life, and that the remainder of my estate be secured to my children in equal proportion by sale or otherwise.

Second; I do

in the event of the death of my widow, whilst any of my children are in a state of minority, it is my wish, that all the estate both real & personal be secured to them by sale or otherwise in equal proportion, making due account for any thing which the older ones may have received previous to that time. Their names are Caroline, Charles W. Rhoda, Edward, Agnes, Marcisa, Martha W. and Eunice Spind, in case my wife and my executors shall jointly be of the opinion, that it would be advantageous to the family, to sell the real estate and vest the proceeds in other lands, then and in that case I authorize and empower them to make disposal thereof and to give a title in possession to the purchaser, and the lands so ab-

tained shall be governed in all respects by the foregoing provisions as if no change had been made

South, I appoint Elisha Swain and Thomas North to be the executors of this my last will and testament.

Isaiah Osborne
Signed and acknowledged in the presence of us the 21st day of the 5th month 1846.

Herry Hallingworth
Trafalgar

State of Indiana

Wayne County 3) Be it known that on the 11th day of February 1847, at the February term 1847 of the Wayne County Probate Court, personally came appeared in open court Trafalgar one of the subscribing witnesses to the foregoing last will and testament of Isaiah Osborne dec'd and being duly affirmed on affirmation said he was present at the execution of the said last will, that the same was duly executed, that said testator was of sound and disposing mind and memory and not under any coercion or restraint that said testator requested him and the other subscribing witness to sign said last will and testament as witnesses thereto, which they accordingly did in the presence of said testator and in the presence of each other

Trafalgar
Subscribed and affirmed to in open Court February 11th 1847
Thomas S. Noble clk