

Transcript Estate of George Fox, deceased, from Clinton County.

State of Iowa, Cedar County, SS:

BE IT REMEMBERED, That on the 27th day of June, A. D. 1906, there was filed in the office of the Clerk District Court of the State of Iowa, in and for Cedar County, a Transcript, in the words and figures following, to-wit:--

Last Will and Testament of George Fox, deceased.

I, George Fox, of the Township of Spring Rock in Clinton County, State of Iowa, of the age of sixty three years being of sound mind and memory, but of feeble helath and considering the uncertainty of life, do make, publish and declare this my last Will and Testament.

First. I direct that after my death my body be treated with schristain burial according to my station in life that all my just debts and liabilities be fully paid and discharged.

Second. Having no children or direct heirs of my body I give, devise and bequeath to my brother Louis Fox all my estate both real and personal of which I may die seized of all and every kind whatsoever to have and to hold the same forever. Likewise I make constitute and appoint my friend Frank Schneider to be the Executor of this my last Will and Testament and direct that he may qualify without giving any bond as is in such case provided by law. Heret by revoking and making void all other wills of any kind by me at any time heretofore made.

Witness my hand this 20th day of October, 1887.

George Fox.

The above instrument was signed by the said Goerge Fox in our presence and he at the same time published and declared the same to be his last will and testament and we at his request and in his presence and in the presence of each other have signed our names as witnesses thereof this 20th day of October, 1887 .

J. Stine.

George Homrighausen.

State of Iowa, Clinton County, SS:

I, Wm. Kriem, Clerk of the District Court in and for said County do hereby certify that on this day at the November Term, 1887, of said Court the Will and Instrument in Writing hereto annexed and bearing date on the 20th day of October, 1887, was duly proved before and allowed by said Court as and for the last Will and Testament of the real and personal sstate of George Fox, late of said County, deceased, and was by said Court ordered to be recorded as such Will and Testament.

In Witness Whereof I have hereunto set my hand and affixed the seal of said Court at my office in Clinton in said County, this 5th day of December, A. D. 1887.

(SEAL)

Wm. Kreim, Clerk.

In the matter of the Estate)

of)

Will proved and allowed.

George Fox, deceased.)

On this 5th day of December 1887, application of J. Stine, to proved and allow an inStru-
-mint in wirting bearing date on the 20th day of October, 1887, and witnessed by J. Stine and
George Homrighausen as the last will of Goerge Fox, deceased, coming on ato be heard by the
Court pursuant to the foremer order herein made J. Stine appeared for said applicatnt and no
ond appeared to contest the proving of said instrument and it appearing to the Court that due
and legal notice of the time fixed by the former order of this Courtherein for hearing this

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this application have been duly and legally give according to law and the direction of this Court and the said application coming on for further hearing and the Court having heard the allegations, evidence and the testimony of the subscribing witnesses to said instrument and supposed will and being fully advised in the premises it is found and adjudged by the Court that the said instrument in writing was at the date thereof duly signed and published by the said George Fox as and for his last will and was at the same time duly witnessed by two competent witnesses that the said George Fox at the time of signing and making said instrument and will was of full age sound mind and in all respects competent to devise real property. It is therefore ordered adjudged and decreed by the Court that the said instrument in writing is duly proved and to be the last will of said George Fox deceased, and that the same be and is hereby allowed as the last will of said deceased and as a Will of real and personal property and that the same be recorded as such last will and on the same day Frank Schneider, the person appointed by the said testator in his will as Executor thereof and moved the Court that he be commissioned as Executor of said Estate. And it appearing to the Court that he is a fit person for the discharge of such trust, and it further appearing that by the terms of said Will, he is exempted from giving bonds. It is therefore ordered by the Court that said Frank Schneider be commissioned as such Executor upon his taking and subscribing the oath, required in law in such cases. And thereafter upon the 17th day of Dec. the said Frank Schneider, having complied fully with the law and the above order he is now commissioned as Executor of said estate and he is hereby ordered to publish notice of this appointment by posting a notice thereof in three public places in Spring Rock Township and once at the front door of the Court House in said County Also is issued a commission to appraisers.

To the Circuit Court of Clinton County, Iowa.

The undersigned Frank Schneider, executor of the Estate of George Fox, deceased, would respectfully report to your Honor, in compliance with Chapter 71, Acts of the 9th General Assembly of Iowa, as follows, to-wit:-

<u>Name of deceased.</u>	<u>Date of Death.</u>			
George Fox.	Oct. 23/87.			
<u>Name of Widow and Heirs.</u>	<u>Relationship.</u>	<u>Age.</u>	<u>Residence.</u>	
Louis Fox.	Brother.	60	Wheatland, Iowa.	
John Fox.	"	72	Prussia.	
Kate Fox.	Sister.	56	"	

Description of Real Estate.

The undivided one half interest in the following lands W.1/2 N.1/4 of N.E.1/4 and W.1/2 S.W.1/4 of N.E.1/4 and E.1/2 S.E.1/4 of N.W.1/4 and E. 1/2 N.E.1/4 of S.W.1/4 and W.1/2 N.W.1/4 of S.e.1/4 and S.E.1/4 S.W.1/4 all in Sec. 19-81-1 EaSt. Also N.3/4 of N.E.1/4 of N.W.1/4 Sec.30-81-1 East. Also commencing at a point 20 rods east from S.W.corner of N.W.1/4 of S.E.1/4 Sec. 19-81-1 East. Thence west 20 rods thence South 5 rods thence north easterly to place of beginning. Also the S.W.1/4 of N.W.1/4 and N.W.1/4 of S.W.1/4 and W.1/2 N.E.1/4 of S.W.1/4 and W.1/2 of S.E.1/4 of N.W.1/4 Sec. 19-81-1 East Also N.1/2 S.E.1/4 of N.E.1/4 Sec. 13-81-1 West. The other one half interest therein belongs to Louis Fox.

State of Iowa, Clinton County, SS:

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I, Franz Schneider do solemnly swear that the foregoing is a true and correct list of the names ages and residence of the heirs of the Estate of George Fox, late of said County, deceased, required by the order of the Circuit Court of said County, pursuant to Section 3, Chapter 71 of the Acts of the 9th General Assembly of the State of Iowa.

Franz Schneider, Executor.

Sworn to before me and subscribed in my presence this 14th day of January, A. D. 1888.

(SEAL)

J. Stine , Notary Public.

In the Matter of the Estate)

of)

Final Report Approved.

George Fox, deceased.)

On this 17th day of April, 1889, this matter came on to be heard by the Court upon the final report of Frank Schneider, Executor of said estate and the Court having examined said report and being fully advised in the premises, finds that said estate has been fully administered and that nothing further remains to be done therein and that notice of the time and place of the hearing of this final report had been duly and legally given as required by law, it is therefore ordered by the Court that said final report be and the same is hereby approved and said Executor discharged.

State of Iowa, Clinton County, SS:

I, J. H. Edens, Clerk of the District Court in and for said County, do hereby certify that I have compared the foregoing and annexed copy of Will, Entry of Will proved and Allowed, Statement of Heirs, and Order approving Final Report in the Matter of the Estate of George Fox, deceased, with the original record thereof, now remaining in my office, and have found the same to be a correct transcript therefrom, and of the whose of such original record. In Testimony Whereof I have hereunto set my hand and affixed the seal of said Court, at my office in Clinton, in said County this 20th day of June, A. D. 1905.

(SEAL)

J. H. Edens, Clerk.

Transcript, Estate of Louis Fox, deceased, from Clinton County.

State of Iowa, cedar County, SS:

BE IT REMEMBERED, That on the 27th day of June, A. D. 1906, there was filed in the office of the Clerk District Court of Iowa, in and for Cedar County, a Transcript in the words and figures following, to-wit:--

Last Will and Testament of Louis Fox, deceased.

I, Louis Fox, being of sound mind of the age of 74 years a resident of Spring Rock Township, in the County of Clinton, and State of Iowa, and being desirous of making disposition of all my worldly effects, do make this my last Will and Testament hereby revoking all former wills by me made.

First. I desire that out of all property which shall remain after my decease all my funeral expenses be paid and all of my just debts.

Second. After the payment of debts and funeral expenses and after the payment of all costs of administration I desire that a monument be erected on my lot in the Cemetery of St. Paul's German Reform Church of Wheatland, Iowa, at a cost not to exceed Two Hundred Dollars.

Third. I give, devise and bequeath to my wife, Wilhelmina Fox, all my property real and personal wherever situated after the payment of the expenses set forth in paragraphs first and second above to have and to hold and use during the term of her natural life, this bequest to be in lieu of dower interest so called, or her one third share.

Fourth. After the death of my wife, I give, devise and bequeath to my son Arnold Fox the sum of Three Hundred dollars (\$300) or should my wife not survive me then said sum is to be paid after my own death.

Fifth. After the death of my wife, should she survive me or, if not, then after my own death I give and devise all the rest of my property of every kind and description excepting as to dispositions made in the first, second and third paragraphs and the fourth of above to my four children, George Fox, Louis Fox, Henry Fox and Arnold Fox, share and share alike should any one of my children die without issue then such one's share shall go to the remainder of my children but if such deceased child leaves issue then such deceased one's share shall go to such issue share and share alike provided such deceased child of mine shall pass away before my death or that of my wife.

Sixth. I hereby appoint my wife Wilhelmina Fox, Executrix of this Will and exempt her from giving bond, should my wife die before myself or, if any other reason my said wife cannot act as Executrix then it is my wish that Friedrich Fuchs be appointed Executor without bond.

Dated this 14th day of May, A. D. 1902.

Louis Fox.

We the undersigned Otto Siegmund Edward Guenther hereby state that on the 14th day of May, A. D. 1902, we were asked by Louis Fox to sign this instrument as witnesses and he at the same time declared the instrument to be his Will and signed said instrument in our presence and we signed in his presence and in the presence of each other.

Otto Siegmund,

Edward Guenther, Witnesses.

The State of Iowa, Clinton County, SS:

I, J. H. Edens, Jr., Clerk of the District Court in and for said County, do hereby certify that on this day at the April Term, A. D. 1904, of said court the Will and Instrument in writing hereto

annexed and bearing date on the 14th day of May A.D.1902, was duly proved before and allowed by said Court as and for the last Will and Testament of the real and personal estate of Louis Fox, late of said County, deceased, and was by said Court ordered to be recorded as such Will and Testament.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court at my office in Clinton in said County, this 12th day of April, A. D. 1904.

(SEAL)

J. H. Edens, Jr., Clerk.

In the Matter of the Estate)

of)

Will proved and allowed.

Louis Fox, deceased.)

And now at this day to-wit: the 12th day of April, A.D.1904, the application of Wilhelmina Fox, to prove and allow an instrument in writing bearing date on the 14th day of May, A.D.1902, and witnessed by Otto Siegmund and Edward Guenther as the last Will of said Louis Fox deceased coming on to be heard by the Court pursuant to the former order herein made, Skinner & Coe appeared for said Louis Fox, And it appearing to the Court that due and legal notice of the time fixed by the former order of this Court herein for hearing this application had been duly and legally given according to law and the direction of this Court and said application coming on for further hearing and the Court having heard the allegations evidence and the testimony of the subscribing witnesses to said instrument and supposed Will and being fully advised in the premises, it is found and adjudged by the Court that the said instrument in writing was at the date thereof duly signed and published by the said Louis Fox as and for his last Will and was at the same time duly witnessed by two competent witnesses that the said Louis Fox, at the time of signing and making said instrument and will was of full age, sound mind and in all respects competent to devise real property. It therefore ordered adjudged and decreed by the Court that the said instrument in writing is duly proved to be the last Will of said Louis Fox, deceased, and that the same be and is hereby allowed as the last Will of said deceased, and as a will of real and personal property and that the same be recorded as such last Will. And on the same day the person appointed by the said testator in his said will as Executrix thereof moved the Court that she be commissioned as such Executrix thereof. And it appearing to the Court that she is a suitable person for the discharge of such trust. It is ordered by the Court that the said Wilhelmina Fox; be commissioned as Executrix of said Will upon her taking and subscribing the oath required by law in such cases.

And thereafter upon the same day it appearing to the Court that the said Wilhelmina Fox had duly taken and subscribed the oath required by law as executrix of said will and the Court being sufficiently advised in the premises it is therefore ordered by the Court that the said Wilhelmina Fox be now commissioned as Executrix of said will and that she publish a notice of her being appointed and commissioned to execute said will by posting notices thereof in three public places in Spring Rock Township one of which shall be posted at the front door of the Court House in the City of Clinton. Also is issued a commission to appraisers.

Executrix's Notice of Proof of Posting.

Public Notice is hereby given, that the undersigned has this day been appointed and commissioned by the District Court of Clinton County, in the State of Iowa, Executrix of the

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Estate of Louis Fox, deceased, and all persons having claims against said estate are hereby notified to file them with the Clerk of said Court clearly stated and duly sworn to, and within legal time, preparatory to their being allowed or proved and persons owing said estate are requested to make immediate payment to the undersigned and avoid costs.

Dated at Clinton, Iowa, this 15th day of April, A. D. 1904.

Wilhelmina Fox, Executrix.

State of Iowa, Clinton County, SS:

I, Wilhelmina Fox, being duly sworn on oath say that I posted a copy of the above notice at three public places in Clinton County, as follows: One at the Court House door in Clinton, Iowa, another at the front door of the bank of John Guenther & sons and a third at the front door of H. A. Ficke, & Son's Ware house and a fourth at the Post Office in Wheatland, Iowa and further that said posting was done by me on the 16th day of April, 1904.

Wilhelmina Fox.

Sworn and Subscribed to before me and in my presence by said Wilhelmina Fox, this 16th day of April, 1904.

(SEAL)

H. Guenther, Notary Public.

Filed Apr. 20th, 1904. J. H. Edons, Jr., Clerk.

To the District Court of Clinton County, Iowa.

The undersigned Wilhelmina Fox, Executrix of the estate of Louis Fox deceased, would respectfully report to your Honor in compliance with Chapter 71, Acts of the 9th General Assembly of Iowa, as follows, to-wit:

Name of deceased.		Date of Death.	
Louis Fox.		February 16th, 1904.	
Name of Widow.	Relationship	Age.	Residence.
Wilhelmina Fox.	Widow	47 years.	Wheatland, Ia.
George Fox.	Son	30 years.	Pierce, Neb.
Henry Fox.	Son	21 years.	Wheatland, Ia.
Louis Fox.	Son	24 years.	Wheatland, Ia.
Arnold Fox.	Son	11 years.	Wheatland, Ia.
Description of Real Estate.			

The west one half of the northwest quarter of the Northeast quarter the west one half of the southwest quarter of the northeast quarter the west one half of the northwest quarter of the southeast quarter, the south one half of the northwest quarter. The north one half of the southwest quarter the southeast quarter of the southwest quarter all of the above described land being in Section Nineteen also the north thirty acres of the north east quarter of the northwest quarter of Section thirty all of said land is situated in Township Eightyone North Range one East of the fifth Principal Meridian containing 290 acres more or less. Also a parcel of land described as follows, commencing at a point 20 rods east from the southwest corner of the N.W. 1/4 S.E. 1/4 Sec. 19 in Twp. and Range aforesaid thence running west 20 rods thence south 5 rods thence northeasterly to the place of beginning all the above described lands being in Clinton County, Iowa. Also the west 14 acres if the N 1/2 of the S.E. 1/4 of the N.E. 1/4 of Sec. 13, Twp. 81, North Range 1, West of the 5th P.M. in Cedar County, Ia.

State of Iowa, Clinton County, SS:

I, Wilhelmina Fox, Executrix of said Estate do solemnly swear that the foregoing is a true and correct list of the names, ages, and residence of the Heirs of the Estate of Louis Fox, late of said County, deceased, required by the order of the District Court of said County, pur-

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suant to Section 3, Chapter 71, of the Acts of the 9th General Assembly of the State of Iowa.

Wilhelmina Fox.

Sworn to before me and subscribed in my presence this 16th day of April, A. D. 1904.

(SEAL)

H. Guenther,

Notary Public in and for said County.

Filed Apr. 19, 1904. J. H. Edens, Jr., Clerk.

IN THE DISTRICT COURT OF THE STATE OF IOWA IN AND FOR CLINTON COUNTY.

In the Matter of the Estate)

of)

: Order approving Final Report.

Louis Fox, deceased.)

This matter coming on to be heard on this 31st day of May, A. D. 1905, upon the final report of Wilhelmina Fox, Executrix of the Estate of Louis Fox, deceased, the Court finds that more than one year has elapsed since said executrix gave notice of her appointment as such, that such notice was given in the manner prescribed by an order of this Court that all claims filed against said estate have been paid in full, that nothing further remains to be done in the premises, that said executrix has turned over to herself all personal property of said estate and now holds the same as owner and possessor of a life interest therein under the terms of the Will.

Wherefore it is hereby ordered that said estate be and it is hereby declared closed and settled and said executrix is now discharged.

A. P. Barker, Judge.

State of Iowa, Clinton, County, SS:

I, J. H. Edens, Clerk of the District Court in and for said County, do hereby certify that I have compared the foregoing and annexed copy of Will, Entry of Will proved and allowed, Executrix's Notice and proof of Posting, Statement of Heirs, and order approving Final Report in the Matter of the Estate of Louis Deceased, with the original record thereof, now remaining in my office, and have found the same to be a correct transcript therefrom, and of the whole of such original record.

IN TESTIMONY WHEREOF I have hereunto set My hand and affixed the seal of said Court, at my office in Clinton, in said County, this 20th day of June, A. D. 1905.

(SEAL)

J. H. Edens, Clerk.