

Will of William Avery

Name in Record	Reason for Being in Record	Date of Record
William Avery	Of Adams County, Indiana; Makes his last will & testament	July 8, 1874
Easter Avery	Wife; Inherit lot # 34 in Willshire, Ohio, stock, household furnishings	
Easter Avery	Wife; appointed executrix of will of William Avery	
Josephus Johnson	Appointed executor of will of William Avery	
A. T. Dailey	Witnessed William Avery making his last will & testament	
S. B. Meriss	Witnessed William Avery making his last will & testament	
William Avery	Died	Aug. 7, 1874
Amos Dailey	Subscribing witness; oath of death & validity of will of William Avery	Aug. 17, 1874
A. J. Hill	Clerk	
A. J. Hill	Clerk; will has been admitted to probate	

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Will of William Avery.

In the name of the Benevolent Father of all, I William Avery of Adams County and State of Indiana, do make and publish this my last will and testament.

Item 1st. I give and devise to my beloved wife Ester in lieu of her interest in my lands. In lot number thirty seven (37) in the town of Willsboro, County of Van Wert and State of Ohio as the same is recorded in the original plat of said town of Willsboro Ohio with all the privileges and appurtenances to same pertaining.

Also all the stock, household goods, furniture and provisions and other goods and chattels on our premises and to us be belonging, except so much as may be necessary to pay my just debts, provided further that nothing shall be sold out of the household goods for payment of debts but that realty may be used in case of insufficiency of personally outside of household and kitchen furniture to pay all just debts.

Item 2nd. I do hereby nominate and appoint my wife Ester and Josephus Johnson executors of this my last will and testament, hereby authorizing and empowering them to compromise, adjust, release and discharge in such manner as they may deem proper the debts due me. I do also authorize and empower them if it shall be necessary in order to pay to my debts, to sell by private sale, or in such manner, upon such terms of credit or other wise as they may think proper all or any of my real estate and deeds to purchasers to execute, acknowledge and deliver in fee simple. I do hereby revoke all former will by me made.

In testimony here of I have hereunto set my hand and seal this 8th day of July in the year 1874
William ^{his} Avery Seal
man

Signed and acknowledged by
said William Avery as his last
will & testament in our presence
and signed by us in his presence

J. T. Dailey
D. B. Meritt

Will. of William Avery.
State of Indiana
Adams County

For it Shown, that Amos T. Dailey, one of the subscribing witnesses of the last will and testament of William Avery late of Adams County deceased, personally appeared before the undersigned, Clerk of the Adams Circuit Court, of Adams County, being of lawful age, and being by me duly sworn, deposed as follows: That William Avery deceased on the 7th day of August 1874, that he left the foregoing as his last will and testament: that the undersigned was present and saw the said testator sign his name to the same, and he also, published and declared that the same was his last will and testament: that he was of sound mind and memory, fully competent to devise his property, and was under no restraint or coercion whatever: That Amos T. Dailey and S. B. Merriess each signed their names to the same as subscribing witnesses, in his presence and at his request and in the presence of each other

Subscribed and sworn to before me this 15 day of August 1874.
A. T. Dailey
A. Price Clerk

State of Indiana
Adams County

I A. Price Clerk of the Adams Circuit Court of Adams County, Indiana, certify that the above and foregoing will of William Avery late of Adams County deceased, has been admitted to probate: that its due execution was this day proven by Amos T. Dailey whose proof, together with said will have been duly recorded on pages 149 & 150 Record B of Wiles in this office

Witness my hand and Seal of said Court, this 17th day of August 1874
A. Price Clerk

Seal

Filed August 17th 1874
A. Price Clerk