

Will of Mathias Baker

Mathias Baker	Makes his last will & testament	April 4, 1959
Edward Baker	Son; Bequeathed 500.00	
Clem Baker	Son; to share remainder of estate with siblings	
Richard Baker	Son; to share remainder of estate with siblings	
Robert Baker	Son; to share remainder of estate with siblings	
Otto Baker	Son; to share remainder of estate with siblings, less 1,100.00	
Carl Baker	Son; to share remainder of estate with siblings, less 500.00	
Daniel Baker	Son; to share remainder of estate with siblings, less 600.00	
Anthony Baker	Son; to share remainder of estate with siblings, less 1000.00	
Theodore Baker	Son; to share remainder of estate with siblings, less 100.00	
Rosemary McBride	Dau; to share remainder of estate with siblings	
Carl Baker	Appointed executor of will of Mathias Baker	
Otto Baker	Appointed executor of will of Mathias Baker	
Thurman Drew	Witnessed signature of Mathias Baker	
Dolores Ellenberger	Witnessed signature of Mathias Baker	
John L. DeVoss	Witnessed signature of Mathias Baker	
Mathias Baker	Died	April 10, 1959
Carl Baker	Affidavit of death	April 22, 1959
John L. DeVoss	Notary Public	
John L. DeVoss	Proof of will by subscribing witness	April 23, 1959
Richard D. Lewton	Clerk	

LAST WILL AND TESTAMENT

OF

MATHIAS BAKER

I, Mathias Baker, being of sound mind and disposing memory and realizing the uncertainty of life and the certainty of death do hereby make, publish and declare this to be my Last Will and Testament hereby revoking any and all will or wills by me heretofore made.

ITEM ONE

It is my will that after my death all of my just debts, funeral expenses, costs of last sickness and costs of administration be paid out of the assets of my estate.

ITEM TWO

I give and bequeath to my son, Edward Baker, the sum of Five Hundred (\$500.00) Dollars to be paid out of the assets of my estate.

ITEM THREE

After Items One and Two have been complied with, I hereby, give, devise and bequeath the rest and residue of my estate to the same real, personal or mixed to my following named children absolutely and in fee simple, share and share alike: Clem Baker, Richard Baker, Robert Baker, Otto Baker, Carl Baker, Daniel Baker, Anthony Baker, Theodore Baker and Rosemary McBride. In making distribution of my property aforesaid as above directed I hereby further direct that the following sums of money that I have heretofore advanced to my following named children shall be inventoried as part of my estate of which I die seized, and shall in each case be charged against the portion of each child at the full amount of the charge in each instance, to-wit: Carl Baker, \$500.00; Daniel Baker, \$600.00; Theodore Baker, \$100.00; Otto Baker, \$1100.00; and Anthony Baker, \$1000.00.

ITEM FOUR

M. B.

I hereby nominate, constitute and appoint Carl Baker and Otto Baker as executors of this my Last Will and Testament. I further request that my executors serve without posting bond, or if bond is necessary that the amount of said bond be the minimum allowed as in the discretion of the Court will provide protection for creditors and taxing authorities.

IN WITNESS WHEREOF I have hereunto set my hand and seal this 4th day of April, 1959.

/s/ MATHIAS BAKER
 Signed, sealed, published and declared by the testator, Mathias Baker, as and for his Last Will and Testament in our presence and we at his request and in his presence and in the presence of each other after having observed the mental capacity of said testator and believing that he had capacity to execute this will have hereunto subscribed our names as witnesses thereto this 4th day of April, 1959.

/s/ THURMAN I. DREW
 /s/ DOLORES ELLENBERGER
 /s/ JOHN L. DEVOSS

AFFIDAVIT OF DEATH and PROOF OF WILL and CERTIFICATE OF PROBATE
 (By Subscribing Witness)

STATE OF INDIANA)
 COUNTY OF Adams) SS:
 RE ESTATE OF)
 Mathias Baker)
 Deceased)

Estate No. _____
 IN THE Adams Circuit COURT
 Docket ___ Page __

AFFIDAVIT OF DEATH

Carl Baker, being duly sworn, on oath says that Mathias Baker died on or about the 10 day of April, 1959 and at the time of such death was a resident of such county and state.
 (SEAL)

/s/ CARL BAKER

Subscribed and sworn to before me this 22 day of April, 1959.

My Comm Exp May 23 1962

/s/ JOHN L. DEVOSS
 Notary Public

PROOF OF WILL (By Subscribing Witness)

John L DeVoss, being duly sworn by the undersigned Clerk of the Adams Court of Adams County, Indiana, on oath says:

1. Affiant is one of the subscribing witnesses to the foregoing written instrument dated April 4, 1959, purporting to be the LAST WILL AND TESTAMENT OF Mathias Baker (hereinafter called the "decedent").
2. Such instrument was on the date thereof duly executed, published and declared by such decedent to be the Last Will and Testament of such decedent.
3. At such time, such decedent was the full age of twenty-one years, of sound and disposing mind and memory, under no coercion, compulsion or restraint, and competent to devise his/her property.
4. Such decedent signified that such instrument was his/her Last Will and Testament, and duly executed same, in the presence of the subscribing witnesses thereto, namely, the affiant and Thurman I Drew and Dolores Ellenberger.
5. In the presence of such decedent and in the presence of each other, each of subscribing witnesses attested and signed the same as witnesses thereto.

/s/ JOHN L. DEVOSS

Subscribed and sworn to before me, in witness of which, I hereunto affix the seal of such Court, and subscribe my name at Decatur, Indiana, this 23 day of April, 1959.

(SEAL)

/s/ RICHARD D. LEWTON, Clerk