

Will of Willard L. Baumgartner

Name in Record	Reason for Being in Record	Date of Record
Willard L. Baumgartner	Makes his last will & testament	Oct. 10, 1956
Margaret E. W. Baumgartner	Wife; inherits entire estate	
Grace A. Sprunger	Daughter; to share estate with sister after death of mother	
Margaret A. Baumgartner	Daughter; to share estate with sister after death of mother	
Margaret E. W. Baumgartner	Wife; appointed executrix of will of Willard Baumgartner	
Marjorie L. Becher	Witnessed Willard Baumgartner making his last will	
Marie L. Lehman	Witnessed Willard Baumgartner making his last will	
Howard E. Baumgartner	Witnessed Willard Baumgartner making his last will	
Willard L. Baumgartner	Died	Dec. 18, 1960
Howard E. Baumgartner	Subscribing witness; oath of death & validity of will	Jan. 6, 1961
Richard D. Lewton	Clerk	
Richard D. Lewton	Clerk; will has been admitted to probate	Jan. 6, 1961

LAST WILL AND TESTAMENT
OF
WILLARD L. BAUMGARTNER

I, the undersigned, Willard L. Baumgartner, residing in Adams County, Indiana, and being of sound mind and disposing memory, do hereby make, publish and declare the following to be my last will and testament, hereby revoking any and all wills by me heretofore made.

ITEM ONE

I hereby direct my Executrix to settle my estate as promptly as in her discretion may appear advisable in consonance with a maximum realization from the assets of my estate. In connection with such settlement, I direct my Executrix to pay all my just debts, funeral expenses, and costs of administration first out of my estate.

ITEM TWO

After Item One of this Will has been provided for, then it is my will and I hereby bequeath and devise all the rest of my estate, real and personal, to my beloved wife, Margaret E. W. Baumgartner, absolutely and in fee simple.

ITEM THREE

If my beloved wife, Margaret E. W. Baumgartner, predecease me, I then bequeath and devise all of my estate, real and personal, to my children, Grace A. Sprunger and Margaret A. Baumgartner, share and share alike, absolutely and in fee simple. If any of my said children should predecease me and have a child or children living at my death, I give the share of such child to the child or children of the child of mine so deceased. But if any of my said children should predecease me and have no child or children living at my death, the number of shares shall be reduced accordingly.

ITEM FOUR

I give to my Executrix full power and authority to sell all or any part of my real estate or personal property at public or private sale as she may deem advisable, and to execute and deliver deeds or other instruments necessary to transfer title thereto, all without the order of any court as to appraisal, notice, report, confirmation or any other matter related to such sales.

ITEM FIVE

I hereby appoint my wife, Margaret E. W. Baumgartner, as Executrix of this my last will and testament. In case of the death or inability of my said wife to serve as Executrix, I appoint my daughters, Grace A. Sprunger and Margaret A. Baumgartner to be Co-Executrices.

My Executrix shall not be required to furnish bond in excess of the minimum allowed by law.
 IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 10th day of October, 1956.

s/ WILLARD L. BAUMGARTNER SEAL

Signed, sealed and acknowledged by the above testator, Willard L. Baumgartner, as his last will and testament in our presence and by each of us signed at his request and in his presence and in the presence of each other as attesting witnesses thereto the day and date last above mentioned.

WITNESSES

s/ MARJORIE L. BECHER

s/ MARIE A. LEHMAN

s/ HOWARD E. BAUMGARTNER

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

Estate No. 5613

STATE OF INDIANA, }
 COUNTY OF ADAMS } SS:

IN THE ADAMS CIRCUIT COURT

RE ESTATE OF

Willard L. Baumgartner
 Deceased

Docket _____ Page _____

AFFIDAVIT OF DEATH

Howard E. Baumgartner, being duly sworn, on oath says that Willard L. Baumgartner died on or about the 18th day of December, 1960 and at the time of such death was a resident of such county and state.

s/ HOWARD E. BAUMGARTNER
Howard E. Baumgartner

Subscribed and sworn to before me this 6 day of January, 1961.

(SEAL)

s/ RICHARD D. LEWTON Clerk
Richard D. Lewton

PROOF OF WILL (By Subscribing Witness)

Howard E. Baumgartner, being duly sworn by the undersigned Clerk of the Circuit Court of Adams County, Indiana, on oath says:

- Affiant is one of the subscribing witnesses to the foregoing written instrument dated October 10, 1956, purporting to be the LAST WILL AND TESTAMENT OF WILLARD L. BAUMGARTNER (hereinafter called the "decedent").
- 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.
- 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 property.
- Such decedent signified that such instrument was his Last Will and Testament, and duly executed same, in the presence of the subscribing witnesses thereto, namely, the affiant and Marjorie L. Becher and Marie A. Lehman.
- 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/ HOWARD E. BAUMGARTNER
Howard E. Baumgartner

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 6 day of January, 1961.

(SEAL)

s/ RICHARD D. LEWTON Clerk
Richard D. Lewton

STATE OF INDIANA, COUNTY OF ADAMS, SS:

CERTIFICATE OF PROBATE

I, Clerk of the Circuit Court of Adams County, Indiana, do hereby certify that: (1) the foregoing Will and Testament of Willard L. Baumgartner, deceased, has been duly admitted to probate before the Adams Circuit Court; (2) the same was proved by the examination under oath of Howard E. Baumgartner, one of the subscribing witnesses thereto; (3) such will has been recorded in Will Record N page 219 in the Will Records of such County; and (4) a full and complete record of such will and of the proof and examination of the witness by whom the same was proved and of the Order of Probate relating thereto has been made and is now of record in the records of the Clerk of such county pertaining to such Court.

In TESTIMONY WHEREOF, I have hereunto affixed the seal of such Court, and subscribed my name at Decatur, Indiana, this 6 day of January, 1961.

(SEAL)

s/ RICHARD D. LEWTON
Richard D. Lewton, Clerk