

Will of Iva Brodbeck

Iva Brodbeck	Made last will & testament	Jan. 19, 1955
Ruch Eckrote	Daughter; is bequeathed flower lamp	
Rufford Brodbeck	Son; bequeathed American flag given at father's funeral	
Harvey Brodbeck	Deceased husband	
Rufford Brodbeck	Son; divide equally between siblings the rest of mother's estate	
Gertrude Martin	Dau; divide equally between siblings, the rest of mother's estate	
Xariffa Shook	Dau; divide equally between siblings, the rest of mother's estate	
Gerald Brodbeck	Son; divide equally between siblings the rest of mother's estate	
Ruth Eckrote	Dau; divide equally between siblings, the rest of mother's estate	
Rufford Brodbeck	Appointed executor of last will	
John L. DeVoss	To take care of legal matters for Rufford Brodbeck	
David A. Macklin	Witness to signature of Iva Brodbeck	
John L. DeVoss	Witness to signature of Iva Brodbeck	
Iva Brodbeck	Died	Dec. 21, 1959
Rufford Brodbeck	Affidavit of mother's death	Dec. 26, 1959
John L. DeVoss	Notary Public	
John L. DeVoss	Proof of will by subscribing witness	Dec. 28, 1959
Richard D. Lewton	Clerk	

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5502

LAST WILL AND TESTAMENT

OF

IVA BRODBECK

I, Iva Brodbeck, 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 and do hereby revoke any and all wills or will by me heretofore made.

ITEM ONE

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

ITEM TWO

I hereby bequeath to my daughter, Ruch Eckrote, my flowered lamp.

ITEM THREE

I hereby bequeath to my son, Rufford Brodbeck, the American Flag given to me at the time of the death of my husband, Harvey Brodbeck and request that he preserve it as a memento to his father.

ITEM FOUR

After the above provisions of my will have been complied with I hereby request my executor hereinafter named to divide all of my dishes, bed clothing, linens, personal property, stocks, bonds and money equally among my following children, to-wit: Rufford Brodbeck, Gertrude Martin, Xariffa Shook, Gerald Brodbeck and Ruth Eckrote. In the event my children do not desire to divide any of the personal property then I hereby request that my executor hereinafter named sell the same and to divide the proceeds of such sale as above set forth. In the event Gertrude Martin is not living at the time of my death then her share shall go to my other children herein named share and share alike.

ITEM FIVE

I. B. I hereby order my executor hereinafter named to sell all of my real estate within a reasonable time after my death and to divide the proceeds thereof among my following named children, to-wit: Rufford Brodbeck, Gertrude Martin, Xariffa Shook, Gerald Brodbeck and Ruth Eckrote share and share alike, in the event Gertrude Martin is not living at the time of my decease then her share shall be divided among my other Four children share and share alike.

ITEM SIX

I hereby nominate, constitute and appoint my son, Rufford Brodbeck, as executor of this my Last Will and Testament, and I request that John L. DeVoss, attorney at law, Decatur, Indiana, be retained by the executor to act for him in all legal matters pertaining to the administration of my estate.

IN WITNESS WHEREOF I have hereunto set my hand and seal this 19th day of January, 1955.

/s/ IVA BRODBECK

Signed, sealed, and published by the testatrix, Iva Brodbeck as and for her Last Will and Testament in our presence and we at her request and in her presence and in the presence of each other after having observed the mental capacity of the testatrix and believing she had capacity to execute this will have hereunto subscribed our names as witnesses thereto this 19th day of January, 1955.

/s/ DAVID A. MACKLIN

/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
Iva Brodbeck
Deceased

Estate No. 5502

IN THE Adams Circuit COURT

Docket _____ Page _____

AFFIDAVIT OF DEATH

Rufford Brodbeck, being duly sworn, on oath says that Iva Brodbeck died on or about the 21 day of December, 1959 and at the time of such death was a resident of such county and state.

/s/ RUFFORD BRODBECK

Subscribed and sworn to before me this 26 day of December, 1959.

(SEAL) My Comm Ex. 5/23/62

/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 Circuit Court of Adams County, Indiana, on oath says:

- Affiant is one of the subscribing witnesses to the foregoing written instrument dated Jan 19, 1955 purporting to be the LAST WILL AND TESTAMENT OF Iva Brodbeck (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/her property.
- 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 David A Macklin.
- 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 28 day of December, 1959.

(SEAL) /s/ RICHARD D. LEWTON, Clerk