

Will of John Burk

Name in Record	Reason for Being in Record	Date of Record
John Burk	Makes last will & testament	Feb. 19, 1859
Mary Burk	Wife of John Burk; inherit estate with 4 children	
Eliza Catherine Burk	Dau. Of John Burk; inherit estate with siblings & mother	
Asenith Amanda Burk	Dau. Of John Burk; inherit estate with siblings & mother	
John Wesley Burk	1 of youngest sons of John Burk; inherit estate with siblings & mother	
Aaron Archer Burk	1 of youngest sons of John Burk; inherit estate with siblings & mother	
Mary Burk	Wife; ; upon her remarriage estate is shared by all her children	
Barbara Adaline Burk	Daughter to share estate if mother remarries	
Wm. Thomas Burk	Son to share estate if mother remarries	
Eliza Catherine Burk	Daughter to share estate if mother remarries	
Mary Jane Burk	Daughter to share estate if mother remarries	
John Wesley Burk	Son to share estate if mother remarries	
Aaron Archer Burk	Son to share estate if mother remarries	
John Woy	Named executor of John Burk's last will	
B. F. Rice	Witness to John Burk making last will & testament	
Lyman Harb	Witness to John Burk making last will & testament	
James B. Simcoke	Oath to witness witnessing John Burk making last will	April 1, 1859
James B. Simcoke	Oath of John Burk's will being admitted to probate	April 1, 1859

I John Burk of the County of Adams and State of Indiana do hereby publish this my last will and testament in manner and form following first it is my will that my wife Mary Burk and four of my Children to wit Eliza Catharine Burk Asenoth Amanda Burk John Wesley Burk and Aaron Arche Burk have all my interest in my Estate after my just debts are all paid including Executors Expense in the following manner to wit that my wife have the Proceeds of two thirds of the income of my Estate as long as she remains my widow and take care of the two youngest Children John Wesley and Aaron Arche Burk and the other one third of proceeds to be for the benefits of Eliza Catharine and Asenoth Amanda Burk if they need it if not to be for the benefits of my wife Mary & the two youngest Children by them paying the taxes &c. and as soon as the Cases to be my widow the property and the proceeds will then be equally divided among all my Children as follows to wit Barbara Adaline Wm Thomas Eliza Catharine Mary James John Wesley and Aaron Arche Burk and this is my last will and testament And I hereby constitute and appoint

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Roll No. 74

John Way, as the Executor of this
last will and testament ^{there being}
no other, by me made and ratifying
Confirming this and no other, and
my last will and testament to be

Signed Sealed and delivered by ^{John Burck}
in presence of us this 19th day of February
1851

B. F. Rice witness.
Lyman Park
State of Indiana ss
Adams County

a resident of said
County personally appeared before the
undersigned clerk of the Court of Com-
mon Pleas. of said County, and being duly
sworn, by the clerk on his oath
says he saw John Burck the within
named testator sign & seal the
within writing as his last will and
testament and heard him publish and
declare the same as such that he was
acquainted with him the said John
Burck and from such acquaint-
ance believes him to have been at
the date of said will of sound mind
and memory and not under any co-
ersion or restraint and that he
was at full age to devise his proper-
ty that said will was written by
under the particular
direction of said testator and that

he the said
and
bed their names to the within instru-^{each subscri}
ments in presence of said testator and
at his request and in presence of
each other

Subscribed and Sworn to before me this
1st day of April 1859.

James B. Smicocke
Clerk

State of Indiana
Adams County

I James B. Smicocke
Clerk of the Court of Common Pleas
of Adams County, and State of
Indiana do hereby certify that the within
will has been duly admitted to
proof and probate before said Clerk
and that a full and complete
record of said will & Examination
of
the said was proved ^{by whom} has been made
in record of will at Roll No. 74
Adams County Indiana

In witness whereof I James
B. Smicocke Clerk of said Court have
Seal & Sworn to set my hand and affixed
the seal of said Court at the Clerks
office in the town of Decatur this
1st day of April 1859.

James B. Smicocke
Clerk.