

No. *1111*

Will Book

Page

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WILL OF

August Gartner
DECEASED

107 1/2 N 10th St - St. L.

FEEES

Probate, Letters, Etc. . . .

6.50

Certificates. . . .

1.00

~~Renunciations~~

3.00

Ad. 9/1/26

\$10.50

Letters granted

Sept. 1 1926

unto

Hildegard Gartner

Filed

Sept. 1" A. D. 1926

A. B. Angrey
Attorney.

50-405

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LAST WILL AND TESTAMENT.

I, AUGUST CARTNER, of the Town of Bayard, County of Colum-
biana and State of Ohio, being of sound mind and memory, do
~~hereby make, publish and declare~~ hereby make, publish and declare this to be my Last Will and
Testament, in the manner and form following, hereby revoking
any and all Wills heretofore made by me.

FIRST. I direct that all of my just debts and funeral
expenses be fully paid and satisfied as soon as conveniently
may be after my decease.

SECOND. All of the rest, remainder and residue of my
estate, real, personal and mixed, I give, devise and bequeath
to my beloved wife, HILDEGARD, for and during the term of her
natural life, and after her death, I desire and direct the re-
mainder or balance of my estate to be administered in the fol-
lowing manner, to-wit:-----

(a) That the sum of One Hundred (\$100.00) Dollars
be set aside and held in trust by my executors, or either of
them, to bear interest at the rate of four (4%) per centum per
annum, the principal and interest of said sum shall be used in
having Masses read for the repose of the soul of my beloved
wife and for the repose of my soul;-----

(b) That a similar sum of One Hundred (\$100.00) Dol-
lars be set aside and held in trust by my executors, or either
of them, to bear interest at the rate of four (4%) per centum
per annum, the principal and interest of said sum shall be used
in the upkeep of my wife's grave and my grave;-----

(c) That all of the rest, remainder and residue of
my estate, real, personal and mixed, I give, devise and bequeath
to my seven (7) children, share and share alike. In case any

of my said children shall die, without leaving issue to survive them, then the share or shares of such deceased child or children shall be divided share and share alike among the remaining children.

I hereby nominate, constitute and appoint my beloved wife, HILDEGARD, Executrix of this my Last Will and Testament, and after her death, I nominate, constitute and appoint two of my sons, THOMAS and JOSEPH C., Executors of this my Last Will and Testament.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 20 day of June, in the year of our Lord One thousand nine hundred and seventeen.

August Gartner (SEAL)

SIGNED, SEALED, PUBLISHED AND DECLARED by the above named Testator as and for his Last Will and Testament in our presence, who, in his presence, at his request, and in the presence of each other, have hereunto subscribed our names as attesting witnesses.

Ferdinand Preusser.

Henry Preusser.

State of Pennsylvania, }
Allegheny County, } ss:

To W.E. N. HEMPERLY Esq. of MASSILON, OHIO

Greeting:

You are hereby authorized and empowered to cause to appear before you
EDWARD HENNINGER and HENRY PREUSSER the sub-
scribing witnesses to the instrument of writing hereto attached, purporting to be the
last will and testament of AUGUST GARTNER deceased
and on their oath or affirmation to propound to each of them the
following interrogatories:

FIRST. Are you a subscribing witness to this paper (exhibiting it), purporting
to be the last will and testament of AUGUST GARTNER deceased?

SECOND. Did you see the testator sign his name at the end thereof?

THIRD. Did you hear him declare it to be his last will and testament?

FOURTH. Do you believe at the time of so doing he was of sound mind and
memory?

FIFTH. Was it at his request and in his presence that you subscribed
your name as a witness thereto?



And having so done, you are to reduce the answers of the
said witnesses to writing and certify the same under your
hand and seal, and forward the same to the Register's office
at Pittsburgh, Pennsylvania.

Given under my hand and seal of said office, at Pittsburgh,
this 16th day of August A. D. 1925

Joseph N. Mackrell
Register

Pennsylvania:

Pursuant to the authority vested in me by your commission, to me directed, for the taking of testimony in the matter of the probate of a certain instrument of writing, purporting to be the last will and testament of ... deceased, I ... do hereby certify that I caused ... the witness ... named, to appear before me at ... on ... and having exhibited to them ... the said instrument of writing, did propound to them ... the interrogatories annexed to said commission, to which the said witness, having been first duly sworn, made answer as follows:

Ferdinand Preusser answers

To the first interrogatory:

yes

To the second interrogatory:

yes

To the third interrogatory:

yes

To the fourth interrogatory:

yes

To the fifth interrogatory:

yes

Witness Sign Here

Ferdinand Preusser, 2415 9th St W, Canton 6

Henry G. Preusser answers

To the first interrogatory:

yes

To the second interrogatory:

yes

To the third interrogatory:

yes

To the fourth interrogatory:

yes

To the fifth interrogatory:

yes

Witness Sign Here

Henry G. Preusser, 1965 Woodmen Ave S W Canton

And I do further certify that the foregoing answers of the said witness to the said interrogatories were by me reduced to writing in their presence and were by said witness signed before me the day and year aforesaid.

Witness my hand and seal this 28th day of August A. D. 1926

[Signature] Commissioner. SEAL

Now, September 1st A. D. 1926, the testimony of the above

named witnesses being sufficient, I do hereby admit the foregoing Will to Probate, and order the same to be recorded as such.

Given under my hand the above date.

[Signature] Register

Application for Probate of Will of

August Gartner

late of Reserve Township, deceased, and Grant of Letters Testamentary.

Register's Office, Allegheny County, ss:

Before the Register of Allegheny County personally appeared

Heildegard Gartner

who, being duly sworn, says that she is over twenty-one years of age and that she is

the executor appointed in the last will and testament

of August Gartner, deceased,

dated June 20th, 1917. The said testator, being at the time a resident

of Reserve Township, Allegheny County, and a citizen of Pennsylvania

died at Reserve Township, on August 10th, A. D. 1926,

at 10:05 A.M., possessed of personal estate to the value of \$ 3000.00

and of real estate (less encumbrances) to the value of \$ 1000.00, as nearly as can be ascer-

tained, situate in Columbiana County, Ohio.

That said testator has not married and no children have been born to said testator since the execution of the Will offered for probate.

That deponent (whose post office address is 3045 Mt Troy Road, N.S. Pittsburg Pa),

is a resident of Pennsylvania, and respectfully petition the Register to admit said will to probate, and to grant letters testamentary thereupon to her

Sworn and subscribed before me this 15th day

of September, A. D., 1926.

Joseph N. Mackrell, Register.

Heildegard Gartner

Allegheny County, ss:

I, Heildegard Gartner, do swear that, as I verily

believe, the above-named August Gartner died on the 10th day

of August, A. D., 1926, at 10:05 A.M., and I do further swear that, as the executor of

the last will and testament of the said decedent,

will well and truly administer the goods and chattels, rights and credits of said decedent, according

to law, and also will diligently and faithfully regard and well and truly comply with the provisions

of the law relating to inheritance tax.

Sworn and subscribed before me this 15th

day of September, A. D., 1926.

and letters testamentary granted unto

Heildegard Gartner, Joseph N. Mackrell, Register.

Heildegard Gartner

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