

Last Will & Testament of Theo. Shepherd.

Know all men by these presents, That I, Theo. Shepherd, a resident of Wilmington, Wataunsee County, Kansas, being of sound mind & memory, do make, declare & publish this to be my Last Will & Testament, hereby revoking all former Wills by me made.

- First: - It is my wish & Will that any & all just debts be paid.
- Second: I give, devise & bequeath to my Wife, Ediza J. Shepherd, all of my Property, Personal, real, & mixed, wherever the same may be located, & particularly, Lots 134-138-193-196 & 200, on ~~Seventh Avenue~~, & Lot 204 on Union Avenue, & Lots 183-187-191-195-199 & 203, on Virginia Avenue, in the town of Wilmington, Wataunsee County, Kansas, & the Southwest quarter (1/4) of the North East (1/4) of section twenty one (21) in Township fifteen (15) of Range Thirteen (13) containing forty acres more or less, in Lyon County, Kansas, with the incomes & profits from all of said Property, to have & to hold all of said Property during the period of her natural life, with power to sell any Personal Property & re-invest the Proceeds thereof, & should occasion require it to supply her needs, to use any portion or all of the Principal thereof.
- Third: Subject to the above & foregoing provisions, I give, devise & bequeath to my son, C. A. Shepherd, any & all personal property, or the Proceeds of personal Property, left at the death of my Wife, & also the Southwest quarter, of the Northwest quarter, of section twenty one, Township fifteen of Range Thirteen, Lyon County, Kansas, to have & to hold the same forever.
- Fourth: Subject to the above & foregoing provisions, I give, devise & bequeath of my two Sons, W. A. Shepherd & C. A. Shepherd, share & share alike, all of the above described premises in the Town of Wilmington, Wataunsee County, Kansas, to have & to hold the same forever.
- Fifth: I hereby designate & appoint my son C. A. Shepherd, Executor of this my Last Will & Testament, & it is my request, that he be not required to make appraisement of my estate, or give bond as such Executor. In witness whereof, I have hereunto set my hand to the above & foregoing, as & for my Last Will & Testament, this 10th day of ~~August~~ April, 1907.

Theo. Shepherd.

Signed, sealed, declared, & published by the above named Theo. Shepherd, as & for his last will & Testament, in the presence of us, who in his presence & in the presence of each other, & at his request, on the day & date last above written, have hereunto set our hand as witnesses.

} G. M. Nelson
J. T. Pringle

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RECORD OF WILLS

SAML DODSWORTH BOOK CO. LEAVENWORTH KAN. NO 24023

Proof of Will of Thos Shepherd

Deceased

STATE OF KANSAS,

IN THE PROBATE COURT OF SAID COUNTY.

WABAUNSEE COUNTY,

In the Matter of the Proving of the Last Will and Testament of Thos Shepherd Deceased.

And now, on this 10th day of January A. D. 1916, comes

J. M. Nelson who being first duly sworn, upon his oath saith:

My name is J. M. Nelson my residence is Burlingame Kansas

my age is _____ years; I was acquainted with Thos Shepherd

a resident of Wabaunsee County, Kansas, about 25 years, in his lifetime;

I was present at Burlingame on the 10th day of April A. D. 1907

and saw the said Thos Shepherd sign the foregoing instrument of writing,

purporting to be the LAST WILL AND TESTAMENT of the said Thos Shepherd

and heard him publish and declare the same to be his Last Will and Testament, and at his request and in his

presence and in the presence of J. T. Pringle I signed said instrument as a subscribing

witness thereto. And the said J. T. Pringle at the request of said

Thos Shepherd and in his presence and in my presence, signed said instrument

as a subscribing witness thereto.

At the time of signing said instrument, said Thos Shepherd

was about 65 years of age; he was of sound mind and memory, and was not under any restraint

or undue influence whatever.

Said Thos Shepherd is now dead; he departed this life on the

day of December A. D. 1915

Subscribed and sworn to before me, this 10th day of January A. D. 1916

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Emmett S. Taylor Notary Public Probate Judge.
Osage Co. Kansas

Also comes J. T. Pringle of lawful age, who

being first duly sworn, upon his oath saith: My name is J. T. Pringle

my residence is Burlingame Kansas, my age is _____ years; I was acquainted with

Thos Shepherd a resident of Wabaunsee County, Kansas,

about 25 years, in his lifetime; I was present at Burlingame on

the 10th day of April A. D. 1907 and saw the said Thos Shepherd

sign the foregoing instrument of writing, purporting to be the LAST WILL AND TESTAMENT of the said

Thos Shepherd and heard him publish and declare the same to be his Last Will and

Testament, and at his request and in his presence and in the presence of J. M. Nelson

I signed said instrument as a subscribing witness thereto. And the said J. M. Nelson

at the request of said Thos Shepherd and in his presence and in my presence,

signed said instrument as a subscribing witness thereto.

At the time of signing said instrument, said Thos Shepherd

was about 65 years of age; he was of sound mind and memory, and was not under any restraint or un-

due influence whatever.

Said Thos Shepherd is now dead; he departed this life on the

day of Dec A. D. 1915

Subscribed and sworn to before me, this 10 day of Jan A. D. 1916

Emmett S. Taylor Notary Public Probate Judge.
Osage Co. Kansas

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RECORD OF WILLS

Proof of Will of Mrs Shepherd
STATE OF KANSAS,
WABAUNSEE COUNTY,

Deceased

IN THE PROBATE COURT OF SAID COUNTY.

In the Matter of the Proving of the Last Will and Testament of Mrs Shepherd Deceased.

And now, on this 10 day of January A. D. 1916, comes

L. M. Nelson who being first duly sworn, upon his oath saith:

My name is L. M. Nelson my residence is Burlingame Kans

my age is _____ years; I was acquainted with Ediza J. Shepherd

a resident of Wabamsee County, Kansas, about 10 years, in her lifetime;

I was present at Burlingame on the 10 day of April A. D. 1907

and saw the said Ediza J. Shepherd sign the foregoing instrument of writing,

purporting to be the LAST WILL AND TESTAMENT of the said Mrs Shepherd,

and heard her publish and declare the same to be her Last Will and Testament, and at her request and in her

presence and in the presence of J. I. Pingle I signed said instrument as a subscribing

witness thereto. And the said J. I. Pingle at the request of said

Ediza J. Shepherd and in her presence and in my presence, signed said instrument

as a subscribing witness thereto.

At the time of signing said instrument, said

was about _____ years of age; he was of sound mind and memory, and was not under any restraint

or undue influence whatever.

Said _____ is now dead; he departed this life on the

_____ day of _____ A. D. 19_____

Subscribed and sworn to before me, this 10 day of January A. D. 1916

(S) Comm Expires 2/22-1917 Edmund S. Taylor Notary Public Probate Judge
Osage Co. Kansas

Also comes J. I. Pingle of lawful age, who

being first duly sworn, upon his oath saith: My name is J. I. Pingle

my residence is Burlingame Kans, my age is _____ years; I was acquainted with

Ediza J. Shepherd a resident of Wabamsee County, Kansas,

about 25 years, in her lifetime; I was present at Burlingame Kans on

the 10 day of April A. D. 1907 and saw the said Ediza J. Shepherd

sign the foregoing instrument of writing, purporting to be the LAST WILL AND TESTAMENT of the said

Mrs Shepherd and heard her publish and declare the same to be her Last Will and

Testament, and at her request and in her presence and in the presence of L. M. Nelson

I signed said instrument as a subscribing witness thereto. And the said L. M. Nelson

at the request of said Ediza J. Shepherd and in her presence and in my presence,

signed said instrument as a subscribing witness thereto.

At the time of signing said instrument, said

was about _____ years of age; he was of sound mind and memory, and was not under any restraint or un-

due influence whatever.

Said _____ is now dead; he departed this life on the

_____ day of _____ A. D. 19_____

Subscribed and sworn to before me, this 10 day of Jan A. D. 1916

(S) Comm Expires 2/22-1917 Edmund S. Taylor Notary Public Probate Judge
Osage Co. Kansas