

Woodruff County, Arkansas. Record of Wills Book 1, pages 267 - 272

E.H. Conner - Will -

To all person to whose these presents shall come; Know ye that I, E.H. Conner of the City of Augusta, Woodruff County, Arkansas being now in feeble bodily health, but of sound and disposing mind and memory, do make and publish the following as my last will and testament:

First. I give , devise and bequeath to my beloved wife Laura Conner in fee simple forever the following real property to wit: The new home place in the City of Augusta including all grounds surrounding and adjoining same, all outhouses, barns and appurtenances thereunto belonging. Also two outside? lots known and described as Lots no's 7&8, Seven and Eight, in Block 5 of the town of Augusta, with all improvements and appurtenances thereunto belonging . This bequest is to be in addition to her dower under the laws of the state of Arkansas in all of my other property both real and personal which I desire shall be assigned to her by my executors herein after named.

Second. Having full and complete confidence in my beloved brother John L Conner, I do hereby constitute and appoint him Executor under this will. I desire that he shall at my death, take immediate charge of all the remainder of my estate, both real and personal, after assigning to my wife Laura Conner her dower as provided under the laws of the State of Arkansas, I then desire that he take and manage all the remainder of my property both real and personal to the best advantage as is according as his judgment may dictate, selling and disposing of such property and such interest as he may thin best, paying all debts and adjusting all demands both in favor of and against my estate. And his deeds and conveyances shall vest in the purchaser perfect title. I desire that he shall continue in the active management of my affairs and of the property of my children until they are all of age or until he shall be relived under the contingency which is hereinafter set out.

after all my debts are paid i desire that the proceeds of property sold, the income from the lands and the other interest, properties and investments, as he shall collect - the same be paid to my wife Laura Conner in trust for the purposes herein after mentioned. He shall not be required to execute bond as Executor.

Third. The income from my estate, which shall be paid to my wife as provided in the second paragraph of this will, shall be held in trust by her for my children Bolivar, Ara Pat, Ruth, Christine, Laura, Cornelius, and Harold. Each of said children to be entitled to one seventh of the same. My wife will use such fund for the education and support of my said children using her own judgment as to the proper use and expenditure of same; and in case it should be advisable to invest any of said funds it may be done. If she and my brother John L Conner think it to the interest of the child or children to whom such funds belong, my will continue to hold such funds until the time provided in the next clause of this will where she will pay to each child then of age it's share of accumulated money and property on hand. and reserve the shares of the others as guardian till they reach full age. However when any child shall come of age, if the opinion of my wife and my brother John L Conner it would be unwise to turn over to such child it's part in full, they she may continue to hold the same in trust until such child, if a boy, has reached the age of twenty five years, and if a girl, till shall have reached the age of Twenty Years.

Fourth. It is my will my farming lands remain together and undivided until my daughter Laura reaches the age of eighteen years, or if she should die before such age, then till the date she would have reached eighteen if she had lived. At that date I desire that the lands be partitioned if the children of age so wish and the share of each be set asides to wit?, if it is thought best under the opinion of my wife and brother as provided in the third clause of this Will. If it is so done the shares of the minors will be retained and managed as before. I also prefer, if my wife so please, that her dower of one-third in the farm land be kept undivided and that she merely take her one-third of the rents until the time provided, so that there will be but one division the whole. She and the Executors at that time having her dower measured off. and also the part of each child. At the same date I also desire that my wife will pay to each child then of age its part of accumulated income and all cash and personal property belonging to it. provided as stated in the third clause of this will, she and my brother John L Conner shall deem it wise to do so. She will remain Guardian of the minors and will deliver to each as it comes of age it's entire part of money and personal property under the same restrains set out in the third clause afore said.

Fifth. It is my will that when my son Bolivar Conner shall reach the age of twenty five years he share the place of my brother John L Conner as executor of this will, with all the powers and authority vested in said John L Conner by the second clause of this will, provided however that my son Bolivar is at that state of such character, morals, and possessed of such business qualifications as shall justify the trust. If he is not it is my will that my brother continue in the management and control of the same. In determining weather my son Bolivar is so possessed of sufficient qualifications, habits and morals as aforesaid, I desire that the opinion of my wife Laura Conner, my brother John L Conner and the three acting Chancellors of this Chancery District shall be conclusive. And as a method of so determining I will that my brother and my wife shall present the questions to the said Chancellor and after considering their opinions and all other information, the said Chancellor shall determine the matter if my son is qualified and assume charge of my affairs. He shall not be required to execute bond.

Sixth. My wife Laura Conner shall not be required to execute any bond as Guardian or as Trustee under this Will. In testimony of all of which I have hereunto set my and affix my seal this November 20th 1903.

E.H. Conner

We the undersigned witnesses, at the request of the testator, E.H. Conner, have affixed our signatures as witnesses to the foregoing will in his presence and in the presence of each other, He the said E.H. Conner, at the time stating that he had signed the same and that the instrument is his last will and testament.

R .T. Harvelle

J.D Eldridge

It is my desire that my brother John L Conner shall have a reasonable compensation as executor of will.

E.H. Conner

Proof of Will --

State of Arkansas - County of Woodruff--

Personally appeared before me L.B. Winfree clerk of the county and Probate Courts of Woodruff County J.D. Eldridge and RT Harvelle, to me well known, who being duly sworn say: That they are the subscribing witnesses to the foregoing instrument of writing purporting to be the last will and testament of E.H. Conner- deceased. that said instrument was executed at the place and by the persons therein named. That said EH Conner the testator was at the time of signing said instrument upwards of twenty one years of age, and of sound and disposing memory and that in the presence of both of these affiants declared it to be his last will and testament and subscribed his name thereto in the presence of both of these affiants; That at the request of said testator , affiants wrote their names to his said will in his presence and in the presence of each other; that the subscription to the foregoing instrument of writing are genuine and that said instrument which is hereto attached is the identical on that affiants so witnessed and said E.H. Conner signed.

J.D. Eldridge

R.T. Harvelle

Subscribed and sworn to before me this 18 day of Jany 1904.

LB Winfree, Clerk

In the matter of the last will and testament of EH Conner, Dec'd

Before the clerk of the Woodruff Probate Court in Vacation.

On this the 18th day of Jany 1904 is presented to the clerk of this court in vacation, a type written instrument purporting to be the last will and testament of E.H. Conner late of Woodruff County, now deceased for Probate, and it appearing from an examination of said instrument and of the testimony of JD Eldridge and RT Harville, thereto attached that the said instrument is the true and last will and testament of EH Conner now deceased.

That at the time of the execution thereof to wit; on the 20th day of November 1903., E.H. Conner was of sound and disposing mind and memory, over the age of twenty one years, and of right and by law entitled to make said will. Thereupon it is considered and adjudged by the clerk of this Court in Vacation that said instrument is duly proven to be the true and last will and Testament of EH Conner late of Woodruff County now deceased, and as such is entitled to be recorded. And it is therefore ordered that a copy of this order be attached to said instrument to the end that it shall be recorded.

And it further appearing from said instrument that John L Conner is constituted and appointed therein as executor thereof without bond. Letters Testamentary thereupon issue to John L Conner as Executor of this last will and estate of said E.H. Conner deceased.

attest L. B Winfree clerk

Recorded this 25th day of Jany 1904

LB Winfree Clerk

EB;l???? DC