

Miscellaneous Record, No. 23, Madison County, Iowa

Clerk of District Court
of Scott County
To

#2792

Filed for record the 8 day of April
A.D. 1939 at 10:40 o'clock A.M.
Pearl E. Shetterly, Recorder

Fee \$.70 ✓

The Public

CERTIFIED COPY

WILL

I, Dan B. Horne, a resident of the City of Davenport, Scott County, Iowa, being of sound and disposing mind and memory, do hereby make ~~and~~ publish and declare the following as and for my last will and testament, hereby revoking all wills by me at any time heretofore made.

Item I

I direct that all my just debts and the expenses of my last illness and interment be first paid out of my estate and a suitable stone erected at my grave.

Item II

All the rest, residue and remainder of my estate, whether real, personal or mixed and wherever situated, whether now owned or hereafter acquired by me or in which I may have an interest at the time of my death, I give, devise and bequeath to my beloved wife, Minnie O. Horne, should she survive me.

In the event my said wife should not survive me, or in the event we perish in a common disaster or accident, I give, devise and bequeath all such residue and remainder to my legal heir or heirs.

Item III

I hereby nominate and appoint said Minnie O. Horne executrix of this my last will and testament, should she survive me; in the event she should not survive me I nominate and appoint our daughter Edna Stoelting such executrix; hereby exempting either from the necessity of giving bond or bonds as such, and I hereby give and grant to either of same who may be acting as said executrix, in the capacity of executrix full power and authority to sell or in any manner dispose of any property of which I may die seized or possessed, the same as I could personally dispose of the same if living, without obtaining any order of court, and to execute good and sufficient deed or deeds without the approval thereof of any court having jurisdiction of the probate of this will.

In witness whereof I have hereunto set my hand and seal at Davenport, Iowa, this 22nd day of November A.D. 1920.

Dan B. Horne

(Seal)

The foregoing instrument, consisting of two typewritten pages (including this page) was, at the date thereof subscribed to by Dan B. Horne in our presence, and he at the same time declared the same to be his last will and testament, and, at his request, and in his presence, and in the presence of each other, we sign our names hereto as subscribing witnesses.

FILED AUG 5, 1930
Emil F. Schroder
Clerk of District Court
Scott County, Ia.

H. F. Camp
C. W. Jones.

IN THE DISTRICT COURT OF THE STATE OF IOWA
WITHIN AND FOR SCOTT COUNTY

STATE OF IOWA, Scott County)ss:

I, I. M. MULLEN, Clerk of the District Court of the State of Iowa, in and for said County, do hereby certify that the above and foregoing is a true and perfect transcript of the Record Entry of Last Will and Testament of Dan B. Horne, deceased, being in Probate Cause No. 14101, in the above entitled cause, as fully as the same remains of record or on file in my office.

And I further certify that the records of said Court are now in my custody and under my control, and that I am the proper officer to make this certificate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at the Court House in Davenport, in said County, this 7th day of April, A. D. 1939.

(District Court Seal)

I. M. Mullen Clerk of District Court

COMPARED