

LAST WILL OF EMILY SCHEERER.

I, Emily Scheerer, of Fort Dodge, Iowa, widow, being of sound mind, do make publish and declare this to be my last will, hereby expressly revoking any wills heretofore made by me.

First I direct that my lawful debts and funeral expenses shall be paid.

Second I give, devise and bequeath to my niece Anna Kappler of Newark, New Jersey the sum of \$300.00 (Three Hundred Dollars) and direct that said sum shall be paid to her as soon as convenient after my death. It is my will and I order and direct that my executor hereinafter named shall as soon as reasonably convenient after my death convert all my property including my real estate, into money, and my executor is hereby given express and specific power to sell and convey any and all of my real estate to carry out the provisions of this clause. And no order of Court shall be necessary in order that he may sell and convey my said real estate.

Third: Of the funds and property in the hands of my administrator and which represents the proceeds of all of my property converted as provided in the foregoing clause into money, I give, devise and bequeath one-eighth thereof and of my said property to my son Herman Scheerer, and one-eighth thereof and of my said property to my son Herman Scheerer and one-eighth to my son Edward Scheerer, and one-eighth to my son Frank Scheerer, and one eighth to my son George Scheerer, and one-eighth to my daughter, Emily Redman, and one eighth to my son Paul Scheerer, and one-eighth to be divided equally between my grand-children Lewis Gruber and Emily Gruber, and another one-eighth of my said property to be equally divided between my grand children Cora Scheerer, Jessie Scheerer, and Nettie Scheerer. The bequest and devise to my grandchild Emily Gruber is subject to the provision and condition that her said share shall not be paid to her by my said executor until she arrives at the age of 21 years. I further direct that it is my will that the bequests and devises hereinbefore made to my grandchildren are subject to the condition that in case any of my said grandchildren should die before I do, or in case my grandchild Emily Gruber should die before reaching the age of 21 years, then the share of the said Emily Gruber in such event and share of the child or children so dying before I do shall go to and is hereby bequeathed to the surviving brother and sisters of said grandchildren. The share herein devised to my son George Scheerer shall have deducted from it a debt he owes me of \$252.94, being money heretofore loaned, and advanced by me to him in 1897 but there shall be no interest charged on said amount. The bequests herein made to my grandchildren and condition that the shares given to any of my said grandchildren are further subject to the provision, who may not be of legal age when my estate is closed and ready for distribution, shall be held by my executor as trustee for the use and benefit of such minor child and shall be invested by him and when said child or children become of age, then the share of such child or children and the accumulations thereof shall be turned over and delivered to said child or children.

Fourth: I hereby nominate my son Frank Scheerer as executor of this my last will and direct that he be required to give no bond as such nor shall he be required to give any bond in the settlement and management of my estate, and in the event of his death prior to my death or before my estate is settled, then I nominate and appoint my son Herman Scheerer as such executor without bond as such, and in the event of the death or failure to qualify of both of the above named sons when I nominate and appoint my son Edward Scheerer as executor without bond. It is my will and I so direct that the same acting

as my executor as above provided shall be paid the sum of \$100.00 as compensation for services for so acting.

Fifth: I hereby authorize my executor to sell and convey my real estate as hereinbefore provided and further authorize him to release mortgages and to do all necessary things in the way of converting all of my property into cash.

Dated Fort Dodge, Iowa, February 23rd 1911

Mrs Emily Scheerer.

The above and foregoing instrument in typewriting was on February 23rd 1911, in our presence signed by Emily Scheerer, widow, and by her then and there declared to be her last will, and we at her request and in her presence and in the presence of each other have signed our names as witnesses to the execution of said will

M. F. Healy

Henry Walters.

Witnesses.

State of Iowa, Webster County, ss:

M. F. Healy, being duly sworn, states that he is a resident of said County, that he was personally acquainted with Emily Scheerer a resident of said County at the time of her death, and that the said Emily Scheerer died on the 25th day of July 1915

M. F. Healy

Subscribed in my presence and sworn to before me this 3 day of Aug 1915.

(SEAL)

G. L. Lindquist

Clerk of the District Court.

In the District Court of Webster County, Iowa, in Probate.

Will of Emily Scheerer

Order Fixing Time for Probate of Will.

3396

BE IT REMEMBERED that on this 3rd day of August, there was filed in the office of the Clerk of the District Court of Webster County, Iowa, a written instrument, purporting to be the last will and testament of Emily Scheerer, Deceased. Affidavit of the decessor having been made and filed, the instrument aforesaid was opened and read, and Sept. 14th, 1915 at 10 o'clock A.M. of said day, is the day and time when the instrument aforesaid will be offered for Probate the last will and Testament of Emily Scheerer, Deceased.

NOTICE IN PROBATE.

TO ALL WHOM IT MAY CONCERN:

You and each of you are hereby notified that on the 14th day of September 1915 at 10 o'clock A.M. of said day, the same being one of the days of the Sept Term of the District Court, in and for the County of Webster; at the Court House in said County, there will be presented for Probate a written instrument purporting to be the Last Will and Testament of Emily Scheerer late of said County, deceased, at which time and place you will appear and show cause, if any, why said Will should not be admitted to Probate Dated this 3rd day of August 1915.

Probate No. 3396

G. L. Lindquist
Clerk District Court.