

Copy of Will of Katharina Surber.

Know all men by these Presents, that I, Katharina Surber of Clarke County, Washington, of the age of 57 years, and being of sound and disposing mind and memory, and not acting under duress, coercion, fraud or undue influence of any person whatever, do make publish and declare this my last will and testament in the manner following, that is to say:

First, All my debts and reasonable funeral expenses shall be paid out of my estate as soon after my decease as my executor may find it convenient.

Second, My children hereinafter named I commend to the kind consideration and remembrance of their father. They are named as follows: Jacob Surber, aged 25 years; Lena, aged 24 years; Bertha aged 22 years; Willie aged 18 years; Charlie aged 16 years and Blom aged 12 years.

Third, I further give and bequeath to each of the Daughters Lena and Bertha above named the sum of two hundred and fifty dollars provided their father is dead at the time of my death, and not otherwise.

Fourth, I give and bequeath to my husband the father of above named children, all the real and personal property of which I die seized or possessed.

Fifth, I hereby nominate and appoint my said husband to be the executor of this will and guardian of our minor children and no bonds shall be required of him in either capacity.

Sixth, In the event of ~~my~~ the death of my said husband I appoint as such executor John Klein, of Vancouver, and no bonds shall be required of him.

Lastly, It is my will that my estate be managed and settled by my executor as her own manner and time as he may deem best and it shall not be necessary to take out either letters testamentary or of administration in my estate and after the probate of this will no further proceedings in the Court shall be required.

In Witness Whereof, I have hereunto subscribed my name and affixed my seal this 29th day of May A.D. 1893.

Katharina Surber (Seal)

This foregoing instrument consisting of one page besides this one at the date thereof, by the said Katharina Surber signed, sealed, published and declared by her to be the last will and testament of the said Katharina, in the presence of us and each of us who at her request and in her presence in the presence of each other have subscribed our names as witnesses thereto.

Fritz Braun Residing at
W. Byron Daniels Residing at.

In the Superior Court of the State of Washington for the County of Clarke, holding Terms at Vancouver.

In the matter of the Estate of Katharina Surber, deceased. } Certificate of Probate of Will.

I, A. L. Miller, Judge of the Superior Court of said Clarke County, do hereby certify that the annexed instrument purporting to be the last will and testament of Katharina Surber deceased, was by our said Superior Court on the 3rd day of April 1899 duly admitted to probate as and for the last will and testament of the said Katharina Surber, deceased. And from the proofs taken and the examination had thereon, the Court finds as follows:

That the said Katharina Surber died on or about the 1st day of February 1899, in Clarke County, in Washington and at the time of her death was a resident of the County of Clarke

in Washington. That the said annexed will was duly executed by said Katharina Surber in her lifetime in the County of Clarke in Washington, in the presence of Fritz Braun and W. Byron Daniels, the subscribing witnesses thereto; also that said Katharina Surber acknowledged the execution of the same in the presence of the said subscribing witnesses and declared the same to be her last will and testament and the said witnesses attested the same at her request and in her presence and in the presence of each other. That the said decedent at the time of executing the said will was above the age of majority, to-wit: of the age of about fifty-one years, and was of sound and disposing mind, and not under duress, menace, fraud or undue influence, nor in any respect incompetent to devise and bequeath her estate. In Testimony Whereof, I have hereunto set my hand and affixed the seal of the said Superior Court this 3rd day of April 1899.

A. L. Miller

Judge of the Superior Court

In the Superior Court of the State of Washington for the County of Clarke, holding Terms at Vancouver.

In the matter of the Estate of
Katharina Surber, Decedent }

Order admitting Will to Probate and

Appointing Executor.

The petition of Rudolph Surber, heretofore filed in the above entitled matter, praying for admission to Probate of a certain document filed herein, purporting to be the last Will and Testament of Katharina Surber, Decedent, this day regularly coming on to be heard, and after examining said petition and Fritz Braun and W. Byron Daniels, the subscribing witnesses to said Will, from which it appears that said document is the last Will and Testament of said Katharina Surber, Decedent; that it was executed in all particulars as required by law and that said Testament Testatrix at the time of the execution of the same, was of sound and disposing mind and not acting under undue influence, menace and fraud, or duress, and that said Testatrix died on the 1st day of February 1899; that she was a resident of the County of Clarke in the State of Washington at the time of her death; It is ordered, that the said document heretofore filed, purporting to be the last Will and Testament of said Katharina Surber, Decedent, be admitted to probate as the last Will and Testament of said Decedent;

Dated the 3rd day of April 1899

A. L. Miller, Judge.

In the Superior Court of Clarke County, State of Wash.

In the matter of the Estate of Katharina Surber, Decedent. Certificate of Record of Will.

I, C. M. Scanlon, County Clerk and Clerk of the Superior Court of said Clarke County, do hereby certify that the last will and Testament of Katharina Surber, Decedent, and the Certificate of Probate thereof, the said will marked filed in this Court, on the 3rd day of April 1899, both hereto attached were on the 3rd day of April 1899, duly entered of record in Vol. 2 of the Records of Wills in said County, pages 71 & 72 and following thereof. In Testimony Whereof, I have hereunto set my hand and affixed the seal of the Superior Court this 18th day of March 1906

Seal of
Superior Court

C. M. Scanlon, County Clerk and Clerk of the
Superior Court

State of Washington

County of Clarke }

I, C. M. Scanlon, County Clerk and Clerk of the Superior Court

of the State of Washington, for the County of Clarke, do hereby certify that I have compared the foregoing with the original will of Catherine Durbin, also the order admitting will to probate and the Certificate of Probate, all of which are hereto attached and that the originals still remain on file and of record in my office, and that the same is a true and correct transcript of said original and of the whole thereof.

Witness my hand and the seal of the Superior Court affixed 14th. Day of March A.D. 1906.

Seal of
Sup. Court

E. M. Seab. , County Clerk and Clerk of
the Superior Court

Filed for record by Clerk & Dist. on March 19. 1906 at 2.15 P.M.

A. P. [unclear]

Co. Auditor

Approved
J. M. Coulter
Chairman

Final Receipt

Supplicate No. 7465

Receiv. Office at Vancouver, Wash. March 24 - 1906.

Received from Claude M. Middleton of Eugene Lane County, Oregon, the sum of Four hundred twenty-four dollars and sixty-three cents, being in full for the lot numbered three, the East half of the Southwest quarter, and the Southwest quarter of the South East quarter of Section No. eighteen, in Township No. Two, North, of Range No. seven, East W.M., containing 164 acres and 85 hundredths, at \$2.50 ^{per acre}, following entry under Act of June 3, 1878, \$10.00

N 424.63

V. S. # 4035

A. J. Cook

Receiver

Filed for record by J. E. Foster on April 9th 1906 at 1.15 P.M.

A. P. [unclear]