

and filed herein to the satisfaction of the Court that notice has been filed and duly given of the time appointed for this hearing upon said petition according to law and after examining said petition and having duly filed herein and duly considered a copy of the last will of said deceased and a copy of the original record of the probate thereof in the County Court of the County of Multnomah, State of Oregon both of which will and original record are attested as true and full copies of the same by the Clerk of said County Court, from all of which it appears that the said will was and is the last will and testament of the said Allen Noyes deceased, that it was executed in all particulars as required by law and that said testator at the time of the execution of the same was of sound mind and disposing mind and not acting under undue influence, menace, fraud or duress and that said testator died on or about the 7th day of January, 1890, that he was a resident of the County of Multnomah, State of Oregon at the time of his death; that the value of the estate of deceased in Clatsop County, State of Washington, is estimated at ten thousand dollars which consists solely of real estate the annual income of which does not exceed the sum of: That the said will was duly admitted to probate in Multnomah County Oregon according to law; that Edward Allen Noyes the Executor named in said will is a resident of the City of Astoria in the State of Oregon and therefore not qualified to act as the executor of said estate in the State of Washington and that it is necessary that some discreet person resident in said State be appointed Administrator with the will annexed of said estate; that W. Byron Daniels the petitioner is such a person and that our wife children or other kin of said deceased reside within this state and that there are no creditors of said deceased in this state and that the said Edward Allen Noyes has petitioned this Court in writing filed herein requesting the appointment of the said W. Byron Daniels as such administrator