

IN THE COUNTY COURT OF THE STATE OF OREGON
FOR DOUGLAS COUNTY.

In the Matter of the Estate)
of) PETITION FOR PROBATE OF WILL.
Newton Dodge Clark, deceased.)

To the Hon. George H. Quine, Judge of the above
entitled Court, sitting for the transaction of probate business:

Your petitioner, the undersigned, respectfully represents
and alleges that Newton Dodge Clark died at Carlyle in the Province
of Saskatchewan, Canada, on or about the 6th day of August 1925,
and at the time of his death he, the said Newton Dodge Clark
was a resident and inhabitant of the Province of Saskatchewan,
Canada, and left an estate in Douglas County, Oregon, consisting
of real property of the probable value of Six thousand dollars
(\$6,000.00) from which the probable annual income is Four
hundred dollars (\$400.00) and personal property of the probable
value of four hundred dollars (\$400.00);

That the heirs at law and next of kin to said deceased
are as follows:

Mary Clark, his widow, age seventy-four years, residing
at Carlyle in the Province of Saskatchewan, Canada;

Mrs. John Breiner, a daughter, age fifty-two years,
residing in Arcola, Province of Saskatchewan, Canada;

Charles A Clark, a son, age fifty-one years, residing
at Carlyle in the Province of Saskatchewan, Canada;

Jesse Clark, a son, age forty-nine years, residing at Carlyle in the Province of Saskatchewan, Canada;

Mrs. Frank Granger, a daughter, age forty-one years, residing at Carlyle in the Province of Saskatchewan, Canada;

Royce F. Clark, a son, age thirty-nine years, residing at Carlyle in the Province of Saskatchewan, Canada;

Algernon B. Clark, a son, age thirty-four years, residing at Carlyle in the Province of Saskatchewan, Canada;

That the said Newton Dodge Clark during his lifetime, to wit, on the 16th day of November 1923, made and executed his last Will and Testament in the presence of R A Robertson and W A Cope as witnesses; that said Will has never been revoked and the same has been duly admitted to probate in the Surrogate Court of the Judicial District of Arcola in the Province of Saskatchewan, Canada. A certified copy of said Will together with the probate thereof is presented with this petition for probate in the above entitled Court.

That O H Langdon, a resident of Yoncalla, Douglas County, Oregon, is a competent, qualified and suitable person to be appointed Administrator with the Will annexed of the Estate of Newton Dodge Clark in the State of Oregon.

That T B Garrison, E G Young and George Thiele, all residents of Oakland, Douglas County, Oregon, are qualified and competent persons to be appointed as Appraisers of said Estate.

WHEREFORE your petitioner prays that the last Will and Testament of Newton Dodge Clark, deceased, as herewith presented, be admitted to probate in the County Court of the State of Oregon for Douglas County; that O H Langdon be appointed Administrator with the Will annexed of said Estate, and that T B Garrison, E G Young and George Thiele be appointed to appraise said estate.

Chas. A. Clark,
Petitioner.

PROVINCE OF SASKATCHEWAN,
Judicial District of Arcola.

I, Charles A. Clark, being first duly sworn, say:

That I signed the foregoing Petition, that the facts stated therein are true as I verily believe and that I am one of the heirs-at-law of Newton Dodge Clark mentioned in the foregoing Petition.

Chas. A. Clark.

Subscribed and sworn to before me this 21st day of
April 1926.

(seal). Hitchie A Robertson,
Notary Public.

Filed May 10, 1926.

This is the last will and testament of me, Newton Dodge Clark, Farmer, presently residing at the town of Carlyle, in the Province of Saskatchewan, Canada; I hereby revoking all former wills at any time made by me, and being desirous of settling my affairs in the event of my decease, and having full confidence in the persons named hereafter as Trustees and Executors, do hereby give, grant, assign, dispose, convey and make over to and in favour of Charles A. Clark, farmer of the town of Carlyle, in the Province of Saskatchewan, and Jesse W. Clark, farmer of the town of Carlyle, in the Province of Saskatchewan, and the survivor of them, as Trustees and in trust for the purposes after-mentioned the whole estate and effects, heritable and movable, real and personal, presently belonging to me and that shall belong to me at the time of my decease, together with the whole writs and vouchers thereof: and I nominate and appoint the said Charles A. Clark and Jesse W. Clark, and the survivor of them, to be my sole Executors and Trustees of this my will, but declaring that these presents are granted in trusts always for the purpose aftermentioned, viz: (first) I direct my Executors and Trustees to first pay my just debts, personal and testamentary expenses.

(second) I give, devise and bequeath unto my beloved daughter, Eunice, wife of John F. Bremer, of Arcola, Saskatchewan, the sum of twenty five dollars (\$25.00).

I give, devise and bequeath unto my dear wife, Mary Elizabeth, the following property, namely: Lots three (3), four (4) and five (5) in Block twenty four (24) in the town of Carlyle, in the Province of Saskatchewan, together with all the house furniture and contents thereof, for her sole use, and benefit absolutely and forever, and the Southwest quarter and the East half of Section twenty six (26) in Township eight (8) Range three (3) West of the Second Meridian, in the Province of Saskatchewan, for her sole use and benefit during her lifetime, and after her decease to be distributed in a similar manner as the residue of my estate.

And I direct that all the rest and residue of my estate be divided by my executors as follows:

One-quarter share to my son, Charles A.

One-quarter share to my son, Jesse H.

One-sixth share to my son, Royce F.

One-sixth share to my son, Algernon B.

One-sixth share to my daughter, Effie, wife of Frank Granger, of the town of Carlyle, in the Province of Saskatchewan.

IN WITNESS WHEREOF, I, the said Newton Dodge Clark,
to
the testator, have/^{to}this my last will and testament, set my hand
this 16th day of November A D 1923.

Newton D. Clark.

Signed, published and declared by the above named H D Clark, as and for his last will and testament, in the presence of us, both present at the same time, who at his request and in his presence have hereunto subscribed our names as witnesses.

Name - R A Robertson Address Carlyle, Saskatchewan.

Name - W A Cope Address, Carlyle, Saskatchewan.

I hereby certify that the foregoing is a true copy of the last Will and Testament of Newton Dodge Clark, late of the town of Carlyle, in the Province of Saskatchewan, in the Judicial District of Arcola, Farmer, deceased, mentioned in the annexed Probate.

W. L. Cornell,
Deputy Surrogate Clerk.
