

\$300.00 per year; that the age of the said Ellen Shankland is 57 and that her expectancy is according to the Northampton Tables - 8,599 years and it further appearing that the value of said furniture included in and with the sale of said house, as aforesaid, is about \$200.00 as per the inventory thereof as made by the said Ellen Shankland and her daughter Harriet N. King and her son James C. Shankland to whom said Furniture and Furs thereof belonged as per the terms of the said Will, and it further appearing that according to the terms of the said Will & and it further appearing that according to the terms of the said a legacy of \$1000.00 was to be given to the Orphan Asylum and the Home for the Homeless of Charge, New York, to be paid from the funds realized from the sale of real estate and it further appearing that the said Orson H. Brown left some vacant lots, to wit: 35 whole lots and the undivided halves of 5 other lots in the City of Pierre, South Dakota, all of which the executor has the authority to sell under said Will and the value of which appears to be, from the best information obtainable by the executor, very little. Now, therefore, it is

Ordered, Adjudged and Decreed that the said Executor dispose of the said balance of the proceeds of the sale of said homestead, to wit: \$4,862.15, as follows:

Pay his Attorney for his expenses and disbursements in the order of this proceeding \$5.00 and also pay said Attorney for his services in this matter \$50.00; pay William B. Baker, as Attorney for the said Harriet N. King \$10.00; making in all for the expenses and disbursements of this proceedings the sum of \$65.00; that he pay the said Ellen Shankland in full of her interest in said fund to be accepted by her in lieu of the occupancy and free use of the said house aforesaid at the rate of \$300.00 per year for the said 8,599 years, the term of her expectancy of life as per the Northampton Tables \$2,579.44; that he pay the said Ellen Shankland and Harriet N. King and James C. Shankland, jointly, for the carpets and furniture sold with the said house

and included in the price received therefor the sum of \$200.00; that he pay the Orphan Asylum \$1000.00 as per the terms of said Will; that he pay the Home for the Homeless of Charge, New York, \$1000.00 as per the terms of said Will, and that the balance of the proceeds of the sale of said house and lot be disbursed by the said Executor together with the residue and as a part of the said estate under the terms of said Will; it is further

Ordered, Adjudged and Decreed that the said Executor sell at public auction in the City of Awego or in the City of Pierre, South Dakota, as in his judgment may seem best, all of the real estate of the said Orson H. Brown, deceased, remaining in his hands, to wit: 35 whole lots and the undivided halves of 5 other lots in the City of Pierre, South Dakota, after giving such notice to each of the legatees named in said Will, entitled to participate in the proceeds of the said sale of said lots, as to the Executor may seem proper, serving such notice by mail to each of said legatees, at least, 10 days before the date of such sale.

S. B. Freed
 Surrogate,
 Recorded Feb 1, 1904
 Torrey & Ball,
 Clerk.