

Reuben Brad and Orson Merwin my true and legal  
executors, to settle up and adjust my estate according  
to law.

In testimony of which I have hereunto set my hand  
and seal, the day and year first above written

Samuel Martin S. J.

Signed and sealed  
in the presence of  
James Martin, of Hannibal  
S. J. Place of Osage

Surrogate Court Osage County  
In the matter of proving the  
last will and testament of  
Samuel Martin deceased

Osage County ss. Orson Merwin  
of the town of Osage in said County, being duly sworn  
says that he drew the paper purporting to be the last will  
and testament of the said deceased bearing date Septem-  
ber 27, 1848, being the paper produced and shown to this  
deponent. That after said paper was drawn by the  
deponent and signed by the deceased and witnessed  
it was delivered to this deponent for safe keeping and re-  
mained in the possession of this deponent from that  
time until the same was delivered over by this de-  
ponent to the County Judge of Osage County, for  
probate and that since the same was delivered to  
this deponent by the deceased for safe keeping and  
preserved it has been in no respect altered or changed  
and he testifies this deponent says not.

Sworn to before me }  
June 30, 1850 } Orson Merwin

C. H. Whitney  
Co. Judge &c

Osage County Surrogate Court  
In the matter of proving the  
last will and testament of  
Samuel Martin deceased

of the town of Hannibal in the County of Osage and Simon  
G. Place of the town of Osage in the County of Osage being  
duly severally sworn and examined before C. H. Whitney  
County Judge of Osage County doth each depose and say  
that they these deponents were well acquainted with Sam-  
uel Martin late of the town of Osage in the County of Osage  
now deceased. That these deponents were each present as a  
witness, and did see the said Samuel Martin subscribe  
at the end thereof, the instrument now produced and shown  
to these deponents purporting to be the last will and testa-  
ment of the said deceased, bearing date the thirtieth day of  
September in the year of our Lord one thousand eight hundred  
and forty eight. That the said testator at the same time de-  
clared the instrument so subscribed by him to be his last  
will and testament. That thereupon these deponents and as  
each of them did subscribe their names at the end thereof as  
witnesses thereto at the request of the testator in his presence  
and that the said testator at the time of executing and  
publishing the said last will and testament, was a cit-  
izen of the United States of full age and of sound mind,  
and memory, not under restraint, and was in all respects  
competent to make a last will and testament.

Subscribed and sworn by each } Simon G. Place  
the 30<sup>th</sup> day of June 1850, before me } James Martin  
C. H. Whitney Co Judge of Osage Co.

Osage County ss. Recorded the preceding last  
will and testament of Samuel Martin deceased as  
for a will of real and personal estate together with the  
proofs taken in the Osage County Surrogate Court, rela-  
ting to the said last will and testament, which record  
is hereby signed and certified by me pursuant to  
the provision of the Revised Statute this twentieth day of  
June one thousand eight hundred and fifty.  
C. H. Whitney County Judge &c.

It is remembered that herebefore to wit on the 2<sup>nd</sup> day  
of May A. D. 1850 Reuben Benton third son of Reuben  
Benton late of Osage in Osage County, deceased,  
appeared in open court before C. H. Whitney  
County Judge of Osage County and made applica-  
tion for probate of the last will and testament of the said  
deceased.