

Will of Joseph R. Smart, Deceased.

EDGAR, IL

In the name of God amen, I Joseph R. Smart of the county of Edgar and State of Illinois. Being of sound mind and memory do constitute this my last will and testament.

Ist I leave my much beloved wife Mary Ann S. Smart during her widowhood or natural life all my real estate which consists of the following tracts or parcels of land situated in Edgar county in the State of Ill. viz. the East half of the South West quarter of section Eighteen in Township fourteen North of Range thirteen West containing sixty six ^{acres} and ^{two}/₁₀₀ also the West half of the North East quarter of section nineteen Township fourteen North of Range thirteen West containing eighty acres, together with all my personal estate for her to dispose of at pleasure at the decease of my beloved wife Mary Ann all my estate both real and personal I desire to have divided equally between my children accordingly to what they have received William Smart Nachael Smart Nancy Smart James Smart Susanah Smart Jane Smart and as many more as my wife shall raise of mine and should it take place that my beloved wife marry a second husband it is my wish that she retain one third of my real and personal estate and the other two thirds be placed in the hands of M W Darnall and A. S. Martin to be divided equal among the above named children of mine as they come of age and retain a reasonable compensation for their trouble in selling the property and collect the money and at the death of my wife I want what remains of one third of the estate to be taken care of and divided as the other two thirds is. In testimony whereof I have hereunto set my hand and affixed my seal this 16th of February A.D. one thousand eight hundred and forty two.

In the presence of
James Martin
Elizabeth R. Martin

Joseph R. Smart.

2/16/1842

Will

State of Illinois
Edgar County

J. Smart,
proven by
A. Martin
James of C
and

Edgar Co., St. Hill Book 2
pp. 20-21

Subscribed
of No. 100
James

Moses Wallace DARNALL
(Mary Ann's brother)

Eliz Reed (DARNALL) Martin
(Mary's sister)

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Will of Joseph R. Smart. Continued

State of Illinois, Edgar Probate Court
Edgar County

November 6th 1845

This day this last will and testament of Joseph R. Smart, deceased, was produced in open court and proven by the oaths of James Abarten, and Elizabeth R. Abarten, the subscribing witnesses thereto in due form of law, therefore Ordered that said will be recorded and Probate granted thereon.

Samuel Connelly Probate Justice
of the Peace

State of Illinois,
Edgar County

I do solemnly swear that this writing contains the true last will and testament of the within named Joseph R. Smart, deceased, so far as I know or believe; and that I will well and truly execute the same by paying first the debts and then the legacies mentioned therein, as far as his goods and chattels will thereunto extend and the law charge me; and that I will make a true and perfect inventory of all such goods and chattels, rights and credits as may come to my hands or knowledge belonging to the estate of the said deceased, and render and pay a fair and just account of my administration, when thereunto required by law, to the best of my knowledge and abilities, so help me God.

Mary Ann ^{he} Smart
mark

Subscribed and sworn to before me this Eleventh day
of November A.D. 1845.
Samuel Connelly, Probate J.P.