

I hereby make & publish
this my last Will & Testam-
-ent - to wit: -

1st I give ~~and~~ bequeath
& devise unto my wife,
Elizabeth M. Bate, her
heirs & assigns forever, the
several pieces or parcels of
land ~~lying~~ ^{lying} at the time
of my death within the Cor-
-porate limits of the town of
Yanbo. including the brick
store (in which Whitlock at
present does business & subject
to the incumbrance upon it),
all of my household kitchen
& table furniture (including
plate & pictures), Carriage &
harness, buggies & harness, Carriage
& buggy harness, all the farm stock
of every description & farming

implements, provisions of my
Wid & Crops, growing or planted
on ~~any~~ the place where I live
— The Banacks —. And it is
my wish that my wife miss
not down on any of my lands
& the above is intended to be in
full of her distribution share
of my estate until ^{after} my debts
are all paid.

2.nd The balance of my estate,
real, personal & mixed, I
place in the hands of my
Executor, hereafter named, &
I herein give him full authority
& empower him to sell, for
cash or on credit, any part
or all of it, personally or realty,
on such terms as his judgment
shall dictate & the interest of
my Creditors may allow. With
the assent of my Creditors I give
him five years to settle up my

estate.

After my debts are paid, I give - 1st - to my wife one thousand dollars. 2nd - to my son, Octavins, to his heirs & assigns, one thousand dollars. And then - 3rd - I wish the residue of my estate to be divided between my wife & all my children equally per Capita, in fee - except as to my son Frank H. Bate, whose share shall be placed in the hands of a trustee for his benefit during life, the income only to be paid to him, & after his death shall go to his child or children that survive him. Should he, my son Frank, die, leaving no surviving issue, then his share, I give to my son Mammaduk Bate & my daughter, Loring Wang Bate, & to their heirs forever.

of 1/2 of my children to whom

advances have been made shall not be charged with such advances but shall receive equally with the others as if nothing had been given to them.

My children I commit to the God of the fatherless - & I hereby swear upon them, most solemnly, that, through life, they be guided by the highest sense of duty & with a most considerate regard for the rights of others. I beg them that they allow no small differences to produce any estrangements between them. They must let the care of their faithful mother be always first in their thoughts, & I beg them to "love one another" & stand by each other in trouble. - I appoint my friend, Kemp P. Burt, my executor. - Signed & sealed, this sixteenth day of February 1881. - Wm