

"Duplicate"  
Last will and Testament

of  
Charles & Colyer

"Devise" and "Bequeath" in Wills  
Q. Is there a difference between the words "devise" and "bequeath" when used in making a will? J. M. T.  
A. In precise legal terminology the word "devise" is used when referring to real estate, while the word "bequeath" is used in reference to personal property.

"Duplicate"

I, CHARLES H. Colyer of the Village of Wheaton, being of sound mind and memory, and mindful of the uncertainties of human life, do make, publish and declare this my Last Will and Testament in the manner following.

First. After the payment of my just debts and funeral expenses, I give, devise and bequeath to Robert Colyer, son of William L. and Rebecca Colyer, all my law library and books and paraphernalia in any way pertaining thereto, and all my office furniture, safes and fixtures, providing however that the said Robert Colyer shall have taken up the study of law and been duly admitted to practise in the Courts of this or any other state and is a sober, honest and industrious man.

Second. All the rest, residue and remainder of my said estate, both real personal and mixed, I give, devise and bequeath to my wife, Elida C. Colyer.

Third. I hereby appoint and constitute my wife the said Elida C. Colyer sole Administratrix of my said estate with full power to act, conduct and control the same as she may be advised, and that she be not required to execute or furnish any bond whatsoever for handling and disposing of the said estate.

Fourth. I request that after my death that my said wife Elida C. Colyer shall provide for and bequeath to Dorrance Colyer, son of DeWitt C. and Lillian M. Colyer, the sum of Five Thousand Dollars (\$5000), and that all the rest residue and remainder of my said estate that she dispose of the same as she may be best advised.

IN WITNESS WHEREOF, I hereunto set my hand and seal this 22nd. day of October, A. D. 1902.

Charles H. Colyer Seal.

The above instrument consisting of two sheets was, on the day of the date thereof signed, published and declared by said testator to be his Last Will and Testament, in the presence of us, who have signed our names at his request as witnesses in his presence and in the presence of each other.

S. W. Finasija of the Village of Wheaton, Traverse Co., Minn.  
Andrew Peterson of the Village of Wheaton, Traverse Co., Minn.  
T. K. Mork of the Village of Wheaton, Traverse Co., Minn.