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Title: **EzraTClark_will_p144-155_11inchpdf.pdf**
Provenance: **Two pages once distinct in FamilySearch, merged together and lessened in their dimensions and resolution, by myself (Kimball Clark).**

Category: **Volume**
Person:
Date:

IN THE NAME OF GOD, AMEN:

I, Ezra T. Clark of Farmington, Davis County, Utah, now seventy-seven years old, and

of sound mind, and not acting under duress, menace, fraud, or undue

influence, do make, publish and declare this my last will and testament, hereby revoking all former wills by me made, in the following manner, to-wit:

1. I desire that my body be buried according to the customs and privileges of the

Church of Jesus Christ of Latter Day Saints.

2. I desire my executors hereinafter named as soon as they have sufficient funds

in their possession, to pay my funeral expenses and the expenses of my last sickness,

and all my just and legal debts.

3. I give and bequeath to my wife, Mary S. Clark, all household furniture and pro-

visions of the home in which she is now living; and to my wife, Susan Clark, all the

household furniture and provisions in the house in which she is now living.

4. I hereby give to my son, Edward B. Clark, my round top gold headed cane, and my

filled watch; and to my son, Joseph S. Clark, I give my gold headed handled cane, and to

my wife Susan Clark, I give the watch had in Palestine by my son John, and to my son

Horace I give my penitentiary cane made of hair.

5. I give and bequeath to the executors hereinafter named, of this my last will and

testament, Fifteen Hundred ($1500.00) Dollars, to be used by them according to their

discretion, for the following purposes, to-wit:

1. The collection and preparation of a genealogi-

cal record. 2. The improvement of my

lots in the Farmington cemetery. 3. For the publication of a history of my life.

The above sum is to be applied by them for the said purposes in such proportions as

they deem best. Ezra T. Clark.

6. I give and bequeath to my sons, Joseph S. Clark, Edward B. Clark and Amasa L. Clark,

the sum of One Thousand ($1000.00) Dollars, to be held by them in trust for a period

of twenty years, for the benefit and use of my son Timothy B. Clark and his family, and

the education of his minor children. The said trustees shall have power to apply

the profits accruing or so much of the principal as may be necessary, from said One

Thousand Dollars to the purposes hereinbefore named according to their own discre-

tion, and at the end of the said twenty years, the said trustees shall distribute the

said One Thousand Dollars, or so much thereof as may be remaining, to the said Timothy

B. Clark and his family, in such manner and in such proportions as to them or to them

or him surviving shall seem equitable and just. provided, that should it appear to

said trustees or to any one or more of them surviving, that it is for the best inter

est of the said Timothy B. Clark and his family, that distribution of said One Thous-

and or remainder thereof, to said beneficiaries, be made before the expiration of the

said twenty years, the said trustees, or trustee or trustees surviving, are hereby aut-

orized to make a distribution of said One Thousand Dollars, or the remainder thereof,

according to the discretion of said trustees, or of said trustees or trustee surviv-

ing.

7. I hereby empower the executors hereinafter named, to retain any and all real es-

tate owned by me in Salt Lake County, until such time, not exceeding twenty years, as

they in their judgment shall deem it most advantageous to dispose of said real estate

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8. I give and bequeath to my sons, Joseph S. Clark, Edward B. Clark and Amasa L. Clark, execu-

tive committee of the Ezra T. Clark association, the sum of Two Thousand ($2000.00) Dollars,

to be held by them in trust and to be applied by them, both principal and interest, according

to their judgment and discretion, for the benefit of said Ezra T. Clark association or any

member thereof, who may be in want or shall be in need when upon a mission or shall from

any circumstances be in distress and in need of assistance. The said sum of Two Tousand

Dollars or remainder thereof, shall be held by them for Ezra T. Clark.

a period not to exceed twenty years, at the end of which time it, or the remainder thereof,

shall be distributed to my children or their heirs, share and share alike. Provided, that if

in the judgment of said Joseph S. Clark, Edward B. Clark and Amasa L. Clark, or their sucessors,

it shall be deemed for the best intetests of my family that the said sum of Two Thousand Do

Dollars or remainder thereof, be sooner distributed, then they or their sucessors, are empower

ed to distribute the said sum to my children or their heirs in equal proportions.

9. I hereby give and bequeath all the residue of my property, of whatsoever name or nature

both real and personal, to my children share and share alike; said children being named as

follows:-- Mary E. Clark, Joseph S. Clark, Hyrum B. Clark, Edward B. Clark, Charles R. Clark,

Wilford W. Clark, Amasa L. Clark, Annie Clark Tanner, Sarah Calrk Knowlton, Alice Clark Steed,

Eugene H. Clark, Nathan G. Clark, Laura Clark, and Horace W. Clark; provided, that sould the

amount distributed to my children above named exceed the sum of Fourteen Thousand ($14000.0

00) Dollars, then my son Timothy B. Clark shall be entitled to an equal share of all the res-

idue of my property, both real and personal, after the above named children shall have received the said Fourteen Thousand Dollars.

10. I hereby nominate and appoint Joseph S. Clark, Edward B. Clark, and Amamsa L. Clark,

the executors of this my last will and testament, to serve without bonds, giving them power

to sell and dispose of any part of the real or personal property belonging to my estate.

and to make distributions thereof among those to whom it belongs. inharmony with this will,

at any time they may deem the sale thereof most beneficial to the interests of my estate.

Said sale may be made by my said executors without first applying to the Probate Court for

an order of sale. Ezra T. Clark.

11. Should any dispute arise among my heirs as to the proper construction of the reading

of this will, or upon any other matter concerning the settlement of my estate, I direct that

such dispute shall be settled by arbitration; the heirs on each side of said dispute to

choose one arbitrator each, and the two so shosen to shoose a thrid. The said arbitrators so

chosen shall hear both parties and the judgment or award of two of said arbitrators on the

question submitted shall be final, and shall be binding on my heris and on the executors

hereinbefore named.

IN WITNESS WHEREOF, I have hereunto set my hand this 16th day of August A.D. 1901.

Ezra T. Clark.

The foregoing instrument consisting with this, was at the date thereof by the said Ezra T.

Clark, published and declared to be his last will and testament, in the presence of both of

us, who at his request and in his presence and in the presence of each other haveunto sub-

scribed our names as witness thereto.

Ezra F. Richards, Farmington, Utah.

James H. Robinson, Farmington, Utah.

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[Conclusion by Anthropic's Claude, below]

The transcription is Ezra T. Clark's will, dated August 16, 1901, from Farmington, Davis County, Utah. It all describes one family, plus two witnesses who aren't related to anyone in it.

[Family 1]: Ezra T. Clark

EZRA T. CLARK (male, age 77 in 1901) - MARY S. CLARK (female) [Parents/Wife 1]

- SUSAN CLARK (female) [Wife 2]

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Children:

Mary E. Clark (female)

Joseph S. Clark (male)

Hyrum B. Clark (male)

Edward B. Clark (male)

Charles R. Clark (male)

Wilford W. Clark (male)

Amasa L. Clark (male)

Annie Clark Tanner (female) – married to a Mr. Tanner (name not given)

Sarah Clark Knowlton (female) – married to a Mr. Knowlton (name not given)

Alice Clark Steed (female) – married to a Mr. Steed (name not given)

Eugene H. Clark (male)

Nathan G. Clark (male)

Laura Clark (female)

Horace W. Clark (male)

Timothy B. Clark (male) – has a wife/family and minor children (unnamed)

John Clark (male) – "my son John"; he once had a watch in Palestine

[Not related to the family]

Ezra F. Richards (male), of Farmington, Utah, a witness to the will.

James H. Robinson (male), of Farmington, Utah, a witness to the will.

What the text doesn't say:

Which mother goes with which child. The will names two living wives in separate homes but never ties any child to either one, so I've grouped all the children under Ezra. The archive's homepage lists a third wife, Nancy Areta Porter, and gives Mary's and Susan's maiden names as Stevenson and Leggett. Those details come from the archive, not from this will.

John. He's called a son but is missing from the list of heirs. That could mean he had died by 1901, but the will doesn't say.

Timothy. He's kept apart from the other 14 heirs on purpose. He only shares in the estate after the others have received $14,000 in total, and a separate trust is set up for his family.

Daughters' husbands. The married surnames Tanner, Knowlton and Steed point to spouses, but none of them are named.

Child order. I've kept the order the will uses. It may be birth order, but the will doesn't say so.

If you have another record that says which children belong to Mary and which to Susan, I can split the tree by mother.