

PETITION OF Charles Bolz and August Bolz, in the matter of the
Last Will and Testament of Michael Bolz, Deceased
for Probate of Will and Letters Testamentary.

To the Hon. John H. Williams, Judge of the Probate Court of Kane County,
in the State of Illinois:

The petition of the undersigned Charles Bolz and August Bolz
respectfully represents that Michael Bolz who was at
the time of his death a resident of the County of Kane, State of
Illinois, departed this life at Elgin,
in Kane, County, State of Illinois, on or about the
28th day of November, A. D. 19 15, leaving a last Will and
Testament, duly signed, published and attested, as believed by your petitioner, and which by them
is herewith presented to your Honor for probate. That said Will is subscribed by Frank E. Shopen,
John Hauer and George Leitner as witnesses to the execution thereto

That said Testator in his said last Will nominated and appointed Charles Bolz
and August Bolz, your petitioner Executors thereof and that your
petitioners are willing and ready to accept and undertake the office and trust confided to them.

And this petition further shows that the said Michael Bolz
died seized and possessed of real estate, valued at about Twenty-five Thousand
(\$25,000.) Dollars, and Personal Property estimated to be worth about
Five Thousand (\$5,000.) Dollars.

That said deceased left surviving him, Christina Bolz, residing at
Elgin, Illinois, his widow, and the following named persons as his only
heirs at law and legatees, and their respective places of residence, so far as is known, are as follows:

Names	Residence. (If unknown so state)
✓ Lydia Heine (daughter) ✓	Danbury, Texas.
Augusta Howard (daughter) x	809 Prospect St., Elgin, Ill.
John Bolz, (son) x	444 Franklin St., Elgin, Ill.
Mary Bolz, (daughter) x	444 Franklin St., Elgin, Ill.
✓ Emil Bolz, (son) ✓	2556 Ainslee St., Chicago, Ill.
✓ Lena Ettner, (daughter) ✓	471 Columbia Ave., Elgin, Ill.
Charles Bolz, (son)	Dundee, Illinois.
August Bolz, (son) x	Dundee, Illinois.
✓ Lillie Flockem, (granddaughter)	15 Davis St., Norwich, N. Y.
✓ Clarence Hipfinger (grandson)	Dundee, Illinois.
✓ Leonard Boehning, (grandson)	c/o Bolz Bros., Dundee, Ill.
✓ Lester Boehning, (grandson)	R. D. 6, Elgin, Illinois.
✓ Harry Boehning, (grandson)	R. D. 6, Elgin, Illinois.
✓ Hazel Boehning, (granddaughter)	R. D. 6, Elgin, Illinois.

In consideration whereof, and to the end that said Will may be proved, established and performed
your petitioner prays that the subscribing witnesses aforesaid may be summoned to be and appear before
this Court at the December Term thereof, then and there to testify in the matter of said
Will, as it may please your honor to direct; and that probate of said Will may be thereupon granted, and
the same ordered for record.

And your petitioner further prays that it may please your honor to grant them letters
Testamentary of said last Will and Testament, upon their taking the oath prescribed by the
Statute and entering into bond in such sum and with such securities as may be approved by your honor.

Dated December 7th, 1915.

STATE OF ILLINOIS }
KANE COUNTY } ss.

Charles Bolz and August Bolz
being duly sworn, deposes and says that the facts averred in the above petition are true according to the
best of their knowledge, information and belief.

Subscribed and sworn to before me, this 7th
day of December, A. D. 19 15.

Arthur Paulsen
Notary Public.

Charles Bolz
August Bolz

Elgin Area
Historical Soc
Elgin IL
4/16/2014

Probate material
for Michael
BOLZ d
28 Nov 1915

Note: There was
also a court
case claiming
that the first
settlement proposal
was flawed. That
file is quite large.
However Mar 1925
the objections were
dismissed in
the probate file.
A typed copy of
the will is
included in this
file.

STATE OF ILLINOIS)
 :SS.
COUNTY OF K A N E)

IN THE PROBATE COURT OF SAID COUNTY,
TO THE MARCH TERM, A. D. 1925.

IN THE MATTER OF THE ESTATE)
) PROOF OF HEIRSHIP.
OF MICHAEL BOLZ, DECEASED)

CHARLES BOLZ, being first duly sworn in open Court, on oath deposes as follows: My name is Charles Bolz, my age is fifty-eight years, I reside in Dundee, Illinois, and am a son of said decedent. Said Michael Bolz was married once only, and then to Christina Bolz who died January 31st, 1917.

Of said one marriage the following children only were born: (1) Christina Bolz White, who died about thirty years ago and who was married once only and then to Fred White, and of which marriage two children only were born, being Lillie White (now Lillie Flocken) and also Wallie White who died prior to the death of said Michael Bolz, unmarried and without issue; (2) Katie Bolz Hepfinger, who died about thirty years ago and who was married once only and then to Carl Hepfinger and of which marriage one child only was born, being Clarence Hepfinger; (3) Charles Bolz, this affiant; (4) August Bolz; (5) Louisa Bolz Boehning, who died about twenty years ago and who was married once only and then to Henry Boehning and of which marriage four children only were born, being Leonard Boehning, Lester Boehning, Harry Boehning and Hazel Boehning; (6) William Bolz; who died about seventeen years ago unmarried and without issue; (7) Augusta Bolz Howard; (8) Lydia Bolz Heine; (9) Mary Bolz; (10) John Bolz; (11) Lena Bolz Ettner; (12) and Emil Bolz; also that no child or children were adopted by any of said persons who are now deceased.

I, therefore, say that the said Michael Bolz died leaving Christina Bolz as his widow but who has since died, and leaving Lillie Flocken, Clarence Hepfinger, Charles Bolz, August Bolz, Leonard Boehning, Lester Boehning, Harry Boehning, Hazel Boehning, Augusta Howard, Lydia Heine, Mary Bolz, John Bolz, Lena Ettner and Emil Bolz, as his only heirs at law.

Charles Bolz

Arthur Paulson

Subscribed and sworn to before me this

31st day of March , A.D. 1925.

Arthur L. Paulson
Notary Public.

*Elgin Area Historical Soc. Elgin IL 16 Ap 2014
This was part of a longer document in a law suit filed
by part of the heirs contesting the final report. The
law suit was later dismissed after adjustments were made.*

It is, therefore, by the court ordered that the exceptions filed to said Master's report be and the same are hereby sustained and said report is by this decree disapproved.

And this cause coming on now to be heard upon said consolidated cause and the court having considered the matter, and being now fully advised in the premises, and on considération thereof, finds:

That Michael Bolz late of the City of Elgin, Kane County, Illinois, departed this life, testate, on or about the 27th day of November, A.D. 1914, that the last will of said deceased was duly admitted to probate in the Probate Court of Kane County, Illinois, that letters testamentary thereupon were duly issued to Charles Bolz and August Bolz, executors named in said will, by the Probate Court of said Kane County on the 4th day of January, A.D. 1915, that said will of said decedent so admitted to probate was and is in words and figures as follows, to-wit:

I, Michael Bolz, of the City of Elgin, Kane County, Illinois, being of sound mind and memory, do hereby make, publish and declare this to be my last will and testament in manner following:-

1st. I do hereby direct that all my just debts and funeral expenses be fully paid.

2nd. I do hereby give, devise and bequeath unto my dearly beloved wife, Christina Bolz, all personal and real property owned by me at the time of my death, and wherever situated and owned by me upon the following conditions, and that is to say: that she shall have the use, income and profits arising therefrom during her natural life time, provided, however, that out of such profits, incomes and issues, she shall pay or cause to be paid, all insurance

premiums to keep all buildings properly insured, pay all taxes and assessments that may become due on the respective property and that she will keep all property in proper repair and condition during said period.

3rd. After the death of my said dearly beloved wife, Christina Bolz, I give, devise and bequeath Five Hundred Dollars (\$500.00) to my daughter Loda Heine, and all the rest, residue, and remainder of my property I give, devise and bequeath as follows: To be divided into ten equal parts, one-tenth to Augusta Howard, one-tenth to Charles Bolz, one-tenth to August Bolz, one-tenth to Lena Ettner, one-tenth to John Bolz, one-tenth to Emil Bolz, one-tenth to be equally divided between my grandchildren, Lillie and Wallie White, children of my deceased daughter, Christina White, one-tenth to Clarence Hipfinger, the child of my deceased daughter, Katie Hipfinger, and one-tenth to be divided equally between my grandchildren Leonard Boehning, Lester Boehning, Harry Boehning and Hazel Boehning, children of my deceased daughter, Louisia Boehning, and one-tenth to Mary Bolz.

And I further provide and direct that in the settlement of my estate, and the division thereof, that my farm of Two hundred acres, more or less, situated in the Town of Dundee, Kane County, and all machinery and stock located thereon, Illinois, go to my sons Charles Bolz and August Bolz at a price of Eighteen Thousand Dollars (\$18,000.00), and that my house and lot known as 444 Franklin Street, Elgin, Illinois, go to my daughter, Mary Bolz, at the price of Three Thousand Dollars (\$3000.00) and that my house and lot located at 691 Lily Street, Elgin, Kane County, Illinois, go to my daughter Augusta Howard at the sum of Twelve Hundred Dollars (\$1200.00) and that lot Three (3) in Block Nine (9) of Ludlow's Addition to Elgin, Kane County, Illinois, go to my son, John Bolz, at a price of Two Hundred and Ninety Dollars (\$290.00) and that Lot Five (5) in Block Nine (9) of Ludlow's Addition to Elgin, Kane County, Illinois, go to my son, Emil Bolz, at the price of Two Hundred and Ninety Dollars (\$290.00).

And further providing that in such division, the respective legatees, Charles Bolz, August Bolz, Mary Bolz and Augusta Howard, pay to the other legatees if necessary any amount or amounts that may be necessary from them respectively to equalize my bequest as provided in this my said last will and testament, meaning and intending that each of my legatees shall receive from my said estate a division thereof as first above named in this third paragraph of my said will.

Further providing and directing that in the settlement of my said estate that all amounts heretofore or hereafter advanced by me to the respective legatees herein named, be charged against their portion of this, my said estate in the final settlement thereof.

4th. I do hereby provide that in the event of any of my legatees contesting or attempting to contest or disturb this my last will and testament in any shape, manner or form, either by legal process or otherwise, that then and in that event, and as a penalty therefore they shall forfeit all bequest, rights and property to go to them or either of them under this my said last will and testament and such portion shall be divided among the rest of my legatees in proportion to the division made in the third paragraph of this my will.

5th. I hereby nominate and appoint my dearly beloved sons, Charles Bolz and August Bolz, as joint executors of this my last will and testament and as guardians over the property of any of my legatees that may be minors at the time of my death.

Further requesting that they be qualified as such guardians and executors without the giving of bonds.

LASTLY, hereby revoking any and all former Wills, testaments or codicils heretofore made by me.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 18th day of March, A.D. 1907.

Michael Bolz (SEAL)

Signed, sealed and declared by the said Michael Bolz, as and for his last will and testament, in our presence, who, at his request, and in his presence, and in the presence of each other, have set our hands hereto as witnesses on the day and year last above given.

Elgin, Ill.,

" "

Frank E. Shopen.

John Hauer

George Leitner

The court further finds that said Charles Bolz and August Bolz, executors, accepted the trust confided to them and since