

ESTABLISHMENT OF A LIBRARY

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(Compared Copy)

W I L L O F

* WILLIAM PENN HARBOTTLE *

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(Compared Copy)

crockery ware not otherwise disposed of, silverware, cutlery, vases, glass ware and the like, contained in cupboards, shelves, etc. etc.

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both in kitchen and front room, also all curries, one gold-headed cane. Having by this my last will and testament disposed of much of my personal belongings, I hereby give and bequeath to "The Salida Library Association", incorporated under the laws of the State of Colorado, their successors, Trustees and assigns in perpetuity, lots numbered twelve (12) and thirteen (13) in block numbered seventy-four (74) in the town of Salida, Colorado, as described in a deed thereto which, with an "abstract of title" thereto, will be found among my papers, together with all the buildings and improvements thereon situate, for the purpose of providing a place for and to establish a library to be forever known as "The Juliana Library" as a memorial of my mother, Juliana Penn Moland Knight, wife of William Harbottle, of whose marriage at Dayton, Ohio, March 9, 1830 I am the sole issue, together with all my books, magazines, papers, newspaper clippings and albums containing part of the latter, photographs of foreign and domestic scenes, persons, etc. etc. oil paintings, engravings (save one - "The Thin Red Line") framed and unframed, vacant picture frames, all the household furniture, dressing cases, small ornamental boxes and the like, the furniture being now listed as below, viz: one walnut roll-top desk, one side table, walnut with scroll legs or frame, the drawer front veneered with mahogany, one "hard coal" stove, one "Cameron" stove, one kitchen stove and all stove pipe, one small, low stand painted white, one upholstered easy rocking chair, one revolving office chair, one walnut dresser with mirror, all cooking implements, but all other bequests he may receive from those who are named as beneficiaries, following the directions which he may receive from those who are named as beneficiaries.

Library building and all other things which may be necessary for the library and shall be the property of the library, and shall be held for the use of the library.

crockery ware not otherwise disposed of, silverware, cutlery, vases, glass ware and the like, contained in cupboards, shelves, etc. etc. both in kitchen and front room, also all curios, one gold-headed cane, one cactus cane with a silver head set with a stone specimen, one Japanese cane - mother of pearl set in black laquer, one large chest painted blue (in store house) pencil and other drawings, all agricultural tools and a lawn mower, articles that may be found in the cellar of the dwelling house, one mattress, one wire bed spring, one bedstead, one carpet sweeper, all brooms, brushes, garden hose and nozzles, hydrants and iron water pipe, wash tub, wringer, wash board, mop, oil cans, in short all similar articles that enter into a housekeeping outfit as used by me on and in the premises described. My intent in bequeathing the furniture, housekeeping outfit, agricultural implements and like articles is to provide means whereby the garden and lawns may be kept in good condition, and if the house and my rooms are rented to supply some of the necessary articles for housekeeping therein. Farther on in this document I will more particularly explain and confirm my will as to the foregoing.

X In bequeathing to the Trustees of The Salida Library Association

the personal property and real estate hereinbefore mentioned it must be understood, and it is hereby expressed as my will that the executor hereof, shall, as soon after my death as he can legally do so, take possession of all my property, real and personal, to have and to hold the same in Trust, nevertheless, until he can comply with the following provisions and instructions, upon completion of which as herebelow set forth, he may turn over possession of such real estate and personal property as I bequeath to the "Trustees of The Salida Library Association", but all other bequests he may immediately fulfill, following the directions which he may receive from those who are named as beneficiaries.

dwelling house and my room addition thereto, shall be used as a library building and office therefor to be known as "The Juliana Library" and that all the paintings, pictures, photographs, furniture,

books, services, etc. heretofore specified shall form part of the trust. The executor of this, my will, shall hold the real estate, in useful and ornamental equipment of the several rooms. As to all books which I bequeath to "The Salida Library Association" and are found expenses to maintain the dwelling house in good order and repair and out of the net sum thereof pay to my nephew Palmer W. Rom, the sum of one hundred and twenty-five dollars, and to Evelyn Mamen, daughter of Oscar and Josephine Mamen, the latter the niece of my deceased wife Emma S. the sum of twenty-five dollars. The two beneficiaries above named may elect, and they shall be so notified by letter, whether the sums of money named shall be paid to them as they accrue, or be deposited in a Salida savings bank, and when such deposits shall amount to the full amount bequeathed to each be sent to them by a bank draft, with the accrued interest, if any.

When the trust as above shall have been completed as to Palmer W. Rom and Evelyn Mamen, the executor hereof shall confer with the Trustees of "The Salida Library Association", and if they officially accept the bequest herein mentioned and the terms upon which it is made and the purpose thereof, he shall so report to the Judge of the County Court of Chaffee County and conduct the business of Executor and Trustee to a conclusion.

Should the executor hereof find in possession of my estate after my death, sufficient money to pay, first, my funeral and medical expenses, and, second, the sums payable to Palmer W. Rom and Evelyn Mamen, he shall immediately send drafts to them respectively, thereby hastening the period when he shall be enabled to discharge the trust as to the "Salida Library Association" and put the Trustees thereof in possession of the premises and derive an income therefrom in rentals or occupy them as a place for the "Juliana Library".

The bequests hereby made to "The Salida Library Association" are made with the proviso, and it is declared to be my will that the dwelling house and my room addition thereto, shall be used as a library building and office therefor to be known as "The Juliana Library" and that all the paintings, pictures, photographs, furniture,

books, curios, etc. heretofore specified shall form part of the useful and ornamental equipment of the several rooms. As to all books which I bequeath to "The Salida Library Association" and are found to be suitable for a library of useful books I wish and will that such books shall have pasted on the inside of the front cover a label bearing a printed statement that the book is a bequest by me as part of a library by me established as a memorial of my mother. In case of gifts to The Juliana Library" of books by friends of the Association or in any other way acquired the label shall so state.

Should the Trustees of the "Salida Library Association" effect arrangements with the executor of this my will whereby "The Juliana Library" may the sooner be duly installed in the rooms heretofore mentioned so that the books, etc. may be open to study I earnestly hope steps may be taken to that end.

It is my wish and will that the said "Juliana Library" shall be a reference library as contradistinguished from a circulating library and that all donations thereto, whether by personal gift or by bequests thereto, shall be accepted with that understanding, and that "The Juliana Library" shall be kept separate and distinct from any other public library. It is to this end that I bequeath any furniture, stoves and the like so that the rooms of my house and office room may be furnished as far as they, the furniture, etc., will go for the comfort of patrons of the library while studying or otherwise using the books. The rooms shall be used only for study and reference and not a place in which to idle away time.

Should the Juliana Library ever become too large to be accommodated in my house and office room then the books and furniture may be housed elsewhere; but if housed elsewhere shall not be incorporated with any other public library, else it would lose its identity as a memorial to my mother. To obviate this a room or rooms shall be set aside for the memorial library wherever housed, so that such identity shall be maintained. Every case or shelf or the like holding the books

"Juliana Library" expressed my will and wish I leave the rest to the
of the "Juliana" library shall bear a printed card or painted sign
setting forth that the books, etc. therein or thereon belong exclu-
sively to the Juliana Library.

As to the kind of books constituting the "Juliana" library it
is my will and wish that the books shall be those that will diffuse
useful knowledge among the people of Salida and vicinity. When the
Trustees of the Salida Library Association come into possession of
my contribution of books they shall separate all books of fiction
from those that treat on history, the sciences and the like, placing
fiction with the books of the Association library, the remainder
with the "Juliana" Library; and in the purchase or acceptance of
gifts of books, etc. such purchase or acceptance shall be with a
view to the enlargement of the collection of books in the Juliana
Library for the purpose of diffusing useful knowledge such as
history, biography, physics, geography, steam and electrical engi-
neering, the languages and by means of a terrestrial globe, ther-
mometers of the three kinds, a barometer, and similar articles.

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Should "The Salida Library Association" elect to wait for the
period when the executor of this, my will, can discharge the trust
in him reposed to pay the sums of money aggregating one hundred and
fifty dollars out of the net income of rents of my house and the
rooms occupied by me as an office and kitchen, as they accrue, to
Palmer W. Rom and Evelyn Mamen, so let it be. On the other hand if
"The Salida Library Association" sees fit to procure sufficient
money by means of a loan or by subscription or otherwise wherewith
the above mentioned sum of one hundred and fifty dollars can be
sooner sent in lump sums to the parties named then possession of the
house and office may be taken and the "Juliana Library" installed
therein as soon as possible and opened to patrons thereof.

Having in the foregoing relating to the establishment of the

"Juliana Library" expressed my will and wish I leave the rest to the wisdom of the trustees of "The Salida Library Association" to carry out the work, to the chief end viz: the establishment, opening and maintenance of a library of such books as will impart useful knowledge to the patrons among the people of Salida and vicinity.

I give and bequeath to my dear and faithful friend and comrade of the Grand Army of the Republic, Eli W. Ten Brook, the following articles: one framed engraving entitled "The thin red line". All my carpenter tools, with the chest containing them. One set, in four volumes bound in leather, of the "Century" history of the Civil War, one book illustrated, containing descriptions and pictures of the work done by the United States in improving the battle field of Gettysburg. One steel crow-bar, all lumber, hardware, nails, screws, coal and wood fuel and miscellaneous like articles, paints and oils that may be found in or about my premises. I give and bequeath to the Trustees of School District No. Seven (7) of Chaffee County, Colo. as now bounded, all my maps on cloth and paper, illustrating my lectures on Mt. Vesuvius and the manuscript lecture therewith, together with two photographs of the mountain as seen 1 from Naples and 2 from Sorrento. These maps and diagrams I wish the said Trustees to cause to be hung on the walls of the upper corridor of the High school building and the two photographs framed.

The executor of this my will shall collect my wearing apparel (except neck wear, gloves and handkerchiefs, that are to be sent to Palmer W. Rom, Chicago) and place same in the hands of some charitable organization to be given to needy persons, residents of Salida.

In Witness whereof I have hereunto set my hand and seal this Patterning in a small way, and as a result of my visit to Girard College in Philadelphia, I hereby request the Trustees of
(Signed) William Penn Harbottle.

The Salida Library Association when financially able to comply herewith to procure a glass show case and place therein, where they may be preserved and viewed by visitors to the Juliana Library, all my Grand Army badges of silk and metal, curios and the like. A list thereof, properly marked, will be found in a paper separate from this document. I further request said Trustees, if they shall find it practicable, so to do, to cause to be hung over or near said show case and within the space occupied by the Juliana Library my oil painting of Harbottle Castle, and the pamphlet history thereof. Also the framed crayon portraits of my mother and of myself and my father in or near the same place above mentioned giving the framed portrait of my mother the principal place.

I hereby nominate Mr. Eli W. Ten Brook, of Salida, as the executor of this my last will and testament and request that no bond be required of him as such executor because I have implicit confidence in his integrity, and am certain that he will administer my worldly affairs in the best possible manner. To that end I ask the cordial cooperation of the Trustees of "The Salida Library Association" in the work of carrying out as nearly as possible compliance with the provisions of this my last will and testament relating to the establishment of "The Juliana Library".

I have probably been somewhat prelix in this document as to the founding of a library; but it is my chief thought while writing this to honor the memory of my mother to whose example and by whose precepts I am indebted for everything that is good in my character as a man and a citizen.

In Witness whereof I have hereunto set my hand and seal this twenty second day of March A. D. one thousand nine hundred and four.
(Signed) William Penn Harbottle.

The foregoing instrument consisting of twelve pages, besides this, was, at the date hereof by the said William Penn Harbottle signed and sealed and declared to be his last Will and Testament in presence of us, who, at his request and in his presence, and in the presence of each other, have subscribed our names as Witnesses thereto.

Wm. W. Roller
John Wallis Ohl

Salida, Colorado
March 22nd, 1904.



I, Arthur E. Smith, Clerk of the County Court of Chaffee County, Colorado, do hereby certify the above and foregoing to be a true, perfect and complete copy of that portion of the Last Will and Testament of William Penn Harbottle, duly admitted to probate in this said Court on March 5, 1906, which relates to "The Establishment Of A Library", as the same now remains on file and of record in my office.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Court this Third day of October, 1944.

(Signed) Arthur E. Smith

(SEAL OF COUNTY COURT)