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V I G O C O U N T Y , I N D I A N A

W I L L R E C O R D [1818 - 1848]

- C O N T E N T S -

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Eleazar Aspinwall - 1820
John Brocklebank - 1826
Japhet Bush - 1829
Alanson Church - 1818
Richard Cox - 1820
Abraham Elliot - 1821
Samuel Eversol - 1844
Joseph Grose - 1848
James Johnston - 1822
James Lee - 1819
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John Norris - 1828
James Porterfiled - 1846
William Souls - 1820
Benjamin Starke - 1831
Nicholas Stephenson - 1821
John F. Thompson - 1821
Isaiah Wallace - 1825
Gersham Tuttle - 1823
Jeremiah Wilson - 1828
James S. Winter - 1825
William Winter - 1818

ASPINWALL, ELEAZAR

In the name of God Amen

I Eleazar Aspinwall of Terre Haute Vigo County, state of Indiana do make, and declare this my last will and testament uniform following. My worldly estate I give and bequeath as follows:

First I give and bequeath that all my tenements with the appurtenances, situate, lying and being in Terre Haute Vigo Co. State of Indiana known and designated on the plot of said town as lot number one unto my wife Elira Aspinwall for and during the term of one year and until sold.

Also I give and bequeath unto my wife Elira Aspinwall all the household furniture which she bought from the state of New York with her all my _____ and one gold watch, and $400 in current money. Also I give and bequeath to my sister Ann Aspinwall the sum of $400 in current money, and finally all the rest and residue of my personal estate, and all my real estate after payment of all my debts the legacy and funeral expences, I give devise and bequeath to my brothers, Chester Aspinwall and Lewis Aspinwall, and my sister Roxa Campbell to be equally divided among them,

To witness whereof I have hereunto set my hand and seal this 20th day of Sept. in the year of our

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Lord 1820.

Signed sealed published pronounced and declared by the said Aspinwall as his last will and testament in the presence of us who in the presence of each other have hereunto subscribed our names

Lucius H. Scott

William C. Linton

Eleazar Aspinwall

(SEAL)

BROCKLEBANK, JOHN

State of Indiana Fountain Co. Nov. 24, 1826

I John Brocklebank being weak in body but sound in mind and memory make my last will and testament.

First I bequeath unto my neubew Samuel Jenison $50, and to his son John B. Jenison $50 also to my nephew Cains Mains Eaton $50, also to my nephew John B. Jenison $50 and residue of estate I bequeath unto my daughter Elinora Brocklebank.

It is my last request that Salmon Wright of Terre Haute, Indiana be my Executor to settle my estate in Indiana and Illinois and Abner Bunnell of Canandaigua New York be my Executor to settle my estate in N.Y. for the benefit of those to whom its bequeathed. This is my last will and teatament. I sign and seal in presence of

Auson Cone

Peleg Balecock

John Brocklebank

(SEAL)

BUSH, JAPHET

I Japhet Bush of the state of Indiana and County of Vigo do make and ordain this my last will and testament in manners and form as follows:

I give and bequeath to my dear son William Bush $1.00 and to my beloved daughter Caroline Putnam $1.00 and to my daughter Sally Jones $1.00 and to my son Warren Bush $10.00 all the residue of my lands, tenements hereiditaments also my stock of every kind with my household furniture of every sort and farming utentials of every sort description. I give to my dear beloved wife Hester Bush whom I nominate constitute and appoint sole executrix of this my last will and testament. Hereby revoke all other former wills by me at any time heretofore made.

In witness whereof I have hereunto set my hand and seal the 27th day of June 1829 in the year of our Lord. Signed sealed published and declared by the said testator Japhet Bush as for his last will and testament in the presence of us who have subscribed our names witness thereto in the presence of the said testator.

As witness my hand and

Eliphatet Shattuck

James Johnston

Nathan Andrews

Japhet Bush

(SEAL)

CHURCH, ALANSON

Be it remembered that I Alanson Church of Vigo in the State of Indiana being weak in body but of sound and perfect mind blessed the Almighty God for the same, do make and publish this my last will and testament in manner and form following:

I do give and bequeath unto my beloved Elisabeth Church two cows, two calves and all the hogs that I now own and all my household furniture.

I do give and bequeath unto my son Alanson Church all that my messuage situate lying and being in the Co. of Vigo and the State of Indiana containing 80 acres of land to hold to him the sail Alanson Church his heirs and assigns forever likewise two brown horses, two, two year old bulls and all receipts and notes which belong to me.

I do give and bequeath unto my daughter Elisabeth Harris $10.00.

I do give and bequeath unto my daughter Lucinda Church $5.00.

I do give and bequeath unto my daughter Lydia Church $4.00.

I do give and bequeath unto my daughter Sally Church $3.00.

I do give and bequeath unto my daughter Elisa Church $2.00 and lastly as to all the rest residue and remainder

of my personal Estate goods and chattels of all kind.

I give and bequeath the same to my said and beloved wife Elisabeth Church whom I hereby appoint to be Executor of this my last will and testament. In witness whereof I have hereunto set my hand and seal this 18th day of August 1818.

Signed sealed published pronounced
and declared by the said Alanson Church
as his last will and testament in the
presence of us who in the presence of
each other have hereunto subscribed our
names

William Henry

Willis Fellows

Henry Burlingame

his
Alanson X Church
mark

(SEAL)

COX, RICHARD

Be it remembered that I Richard Cox of the State of Indiana Vigo Co. being in health and of sound mind and memory to make this my last will and desire it be received as such by all whom it may concern.

I desire that just debts and funeral charges be paid as soon as they conveniently can after my decease and that my body be buried in a decent and christian manner at the descretion of my executors hereafter mentioned and for my worldly property I give and dispose of in the following manner:

I give to my son Thomas Cox $1.00 and no more.

I give to my daughter Mary Evans $10.00 and no more.

I give to my daughter Rebecca Pace during life 40 acres of land on south corner of the north east quarter of section 1 Town 10 range 10 and at her death to her son Daniel Pace his heirs and assigns forever.

I give to my sons David, Peter and Isaac one quarter section of land the South West quarter of No. 13 T.10 R.10 equally during Peter's life and at his death to be equally divided between David and Isaac their heirs, assigns forever.

I give to my sons Richard and William the N.W. quarter of section 13 t.10 r.10 to be equally divided by an east line. I leave in the hands of my executors for the use of my son Peter one feather bed and furniture, one sorrel mare and one cow and calf the profits of them to be kept for use

during his life and at his death to be sold and equally divided among his brothers and their heirs.

I give to my son John Cox the north half of the north east quarter No.1 T.10 R.10 to him his heirs and assigns forever.

I leave in the power of my executors to give to my grandson Amos Cox 40 acres the south east part of No.1 T.10 R.10 or not to give as they shall think best according to his behaviour. I appoint my son David, John and Isaac executors to this my last will and testament and (page was torn) son Peter and hereby revoking all other wills by me do ordain this my last will and testament.

In witness whereof I have hereunto set my hand and seal this 27th day of the 7th month in the year of our Lord 1820.

Signed and sealed and pronounced by the said Richard Cox to be his last will in the presence of us.

I aughorize my executors to sell all my property of mine not mentioned in the will at private sale or public auction, as they shall think best.

Elisha Bentley

John Harkness

Jeremiah Haworth

Richard Cox

(SEAL)

ELLIOTT, ABRAHAM

Be it remembered that I Abraham Elliott calling to mind the uncertainty of life and it is aopointed once for all men to die, do make this my last will and testament.

I reccommend my seal to Almighty God, and body to the earth to be buried in a decent manner, and all my just debts and feneral charges to be paid, as for what property it has pleased God to bless me with, I dispose of in the following manner, To wit: To my daughter Sarah and Elisabeth I give and bequeath $1.00 each, to my daughter Catharine I give and bequeath one dutch oven, also to my daughter (page torn)

To my son Joab I give and bequeath all my land and all the residue of my Estate, all debts due me and money arising from the sale of my property, to be appropriated to the paying the land out of the land office, and if there should be any remainder of such money it together with the rent of the farm to be appropriated to the benefit of my said son Joab. Also I give and bequeath to my said son Joab one large bible and writing desk which are to be exempted from sale. In case the land I now own should be forfeited, I ordain that any money appropriated to the use of my said son Joab or the paying for my land by my executors laid out for the purpose of purchasing him an other piece of land. I further ordain that my son shall not be permitted to sell or dispose of said land with-

out the consent of my executors till he shall arrive at the age of 21 years. I do hereby make and appoint my son Abner and my trusty friend David Lykins my executors and when Abner cannot be present my friend David Lykins to to have full power to act in move of both.

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I further empower my executors with John Pike to act as they may see best with my timber quarter section of land. I empower my executors to act with timber quarter section of land. I empower my executors to act with my land on which I live as circumstances may require and if it should be deemed necessary they may retain one half of such land and forfeit the other.

In Testimony whereof I have hereunto set my hand and seal this 10th day of March 1821.

Witnesses present

Jared Lykins
Elisabeth X Church
her mark

Abraham Elliott

(SEAL)

Be it remembered that I Abraham Elliott taking into mature consideration the above will and concludes and do make the following alterations. I do give and bequeath unto my daughter Elisabeth one spinning wheel and one chair also to my daughter Sarah one large dish and all my wearing interests, and I further give to my daughter Catharine, one looking glass and also to my housekeeper Elira one chair, also one half the cotton thats now a growing and one half

(over)

near Paoli. All the above property I declare exempt from sale.

In testimony whereof I have hereunto set my hand and seal this 10th day of March 1821.

Witnesses present

Thomas Brown

John Pike

Abraham Elliott

(SEAL)

EVERSOL, SAMUEL

I Samuel Eversol of Terre Haute Vigo Co. State of Indiana do make this my last will and testament hereby revoking and making void all former will by me heretofore made.

First I direct that my body be interred in a plain manner with as little expense or parade as decency will allow and I direct that my brother Joseph be particularly sent for to attend my funeral.

Next I direct that all my just debts cost of my last sickness and funeral expenses be paid as soon after my death as possible out of the first moneys that shall come unto the hands of my executors.

I give and bequeath to my dear wife Margaret all the household property kitchen furniture cattle and provisions that may be on hand at my death. It is also my desire that they have all the rents and profits of my real estate during her natural life (except what shall be mentioned hereafter) The keeping said property in good repair paying the taxes thereon also keeping the building insured in the Mutual Insurance office (say) Company and not doing or suffering any waste or injury to the said property.

It is my desire that my shop be rented for any business for shall it maybe ordered. My will is that all cooper ware stuff and tools and all personal property not already devised be sold on the usual credit for notes with good security and the money realized from said sales

and the debts due me and money on hand over and above what is ordered for the payment of my debts and funeral expenses and all other moneys coming in the hands of my executors or executrix should be as fast (say soon as collected loaned out on mortgage of read estate at legal interest payable semi annually which interest together with the dividend on my stock is to be enjoyed by my dear wife Margaret until my son Joseph becomes of legal age when the principal is to be paid over to him. It is my will that my son Joseph be kept constantly at some good school (if health permits) and for the last 3 or 4 years where the higher branches of English are taught where there are apparattus and lectures for teaching chemistry, Philosophy and the Mathematicks, should there not be a school in Terre Haute it is my wish he be sent from home to where such a school is, taught and that he be mantained and educated by my executrix free of all charges. My will is that at the age of sixteen my son Joseph be placed apprentice to some good mechanic who is master of his business or scientific farmer as the boy may choose to remain with said mechanic or farmer until he is 21 years old receiving 3 or 6 months schooling each year during his apprenticeship, but in the event his physical powers should overtake and keep pace with his mental faculties and he should feel still eager for learning he may be continued at school still longer.

It is my will that should my son Joseph die without children before the decease of his mother then it is my last will that she my wife Margaret should use and put the rents and profits of my real estate and interest on all money and bank stock as before mentioned during her natural life. After her death the principal and real estate to descend to my legal heirs. It is my especial will that my large family bible be given to my son after his mother's death and also my silver ware and etc.

Having a mortgage on a farm now owned and occupied by my brother Joseph Eversol my will is that my son Joseph have the exclusive claim to said mortgage if the land falls to my estate and that his guardian use the rents and profits of said land in improvements on the farm until my son Joseph becomes of legal age, if however the mortgage redeemed in money then it is my will that the money be loaned out on mortgage of real estate at legal interest the interest also loaned out as it is paid until he my son Joseph becomes of lawful age. I wish it expressly understood that on my real estate during her life and the interest on the money loaned out and dividends on my bank stock she relinguished all her right dower; also to maintain and educate my son free of all charges. And I heretofore make my dear wife Margaret and my esteemed friend Orson Barbour executrix and executor of this my last will and testament. In witness whereof I Samuel Eversol the testator have hereunto set

my hand and seal this 8th day of June in the year of our Lord 1844.

Samuel Eversol (SEAL)

Codicil

I also will and direct that my friend Orson Barbour after my death shall as my guardian of my son Joseph until he shall arrive at the age of 21 yrs. and as such he shall carry unto execution the unjunctions of this my last will and testament.

Done the aforesaid 8th day of June 1844.

Sam'l Eversol

GROSE, JOSEPH

I Joseph Grose of the county of Vigo and state of Indaina being of sound mind and memory knowing that its appointed for all men once to die do make this my last will and testament.

In the first place I want to be buried in a decent Christian burial, and all my funeral expenses paid, together with all my just debts, in the 2nd place I do give unto my beloved wife Sally Grose my home place as long as she remains my widow. My home place is known by bein southeast quarter of southeast quarter of section14 in township 11 borth of range 8 west, and at her death the above described real estate is then to be William Grose's my youngest son, if he shall then be living. If the said Wm. Grose should not be living nor have any heirs living then in that case the said land is to be sold, and the money to be divided between my daughter in equal portions, and if any of them should be dead and leaving heirs then the heirs shall receive the mother's portion. I also give unto my wife Sally Grose all my personal property except the young filly which I now give unto William Grose my son. I also do hereby appoint Thomas Carter, Esq. my executor, wishing him to settle my estate.

In testimony whereof I hereunto set my hand and seal this 22nd. day of March A.D. 1848.

his
Joseph X Grose
mark

Signed seal in the presende of

John Pady & George W. Armstrong

JOHNSTON, JAMES

In the name of God Amen.

Be it remembered that I James Johnston of the County of Vigo and State of Indiana being weak in body but sound and perfect of mind and memory blessed be Almighty God for the same do make and publish this my last will and testament in the manner and form following (that is to say)

First I give and bequeath unto my beloved wife Margaret Johnston my home place during her life then to be sold and divided amongst my children equally. I do also give and bequeath unto my son Charles Johnston or his heirs the east half of the north east quarter of section No.19 in township No. 10 N. of range No.8 west and the west half of the northwest quarter of section No.20 in township No.10 N. of range 8 west. I do also give and bequeath unto my son in law Nathan Poyner and my eldest daughter Nancy Poyner his wife or their children the north east quarter of section No.18 in township No.10 of range 8 west which I want paid for with money that is due me. I do also give and bequeath unto my son in law Jesse Kester and my youngest daughter Sarah Kester his wife or their children the west half of the north west quarter of section No.34 in township No.10 of range No. 10 W. and $100 current money of the United States and the land to be paid with money due me. I do also want 40 acres of the N.E. quarter of section 34 in township

No.10 N. of range 10 west reserved and the residue sold for the purpose of making my children even shares in my estate. I do also give and bequeath unto Jesse Kester aforesaid one lot in the town of Bloomfield, Butler Co., Ohio at $45.50 of his part of my estate. I do also give and bequeath unto my grandson James L. Poyner, one young horse saddle and bridle worth $60 when he is 21. I do also give and bequeath unto my beloved wife aforesaid, all the household furniture one horse and one cow. I do also want the sale of my goods and chattels to be sold for the payment of debts and to procure a horse saddle and bridle for my grandson as aforesaid if any remainder to be divided equally amongst my three children. I do hereby appoint Thomas Pounds and Benjamin Kerchival sole executors of this my last will and testament hereby revoking all former wills by me made.

In witness whereof I have hereunto set my hand and seal this 30th day of July 1822.

Signed sealed published pronounced
and declared by the said Johnston
as his last will and testament in the
presence of us who in the presence of
each other have hereunto subscribed our
names

William Welsh
Moses Evans
John Kester

James Johnston
(SEAL)

LEE, JAMES

In the name of God Amen

I James Lee of the County of Vigo and State of Ind. being weak in body but by the mercy of God sound in mind and knowing it appointed for all men once to die do of my own will and accord now and ordain this to be my last will and testament, and to be received and obeyed as such accordingly.

To my loving wife Polly Lee I give and bequeath the south half of the southeast quarter of section No.20 in town 10 north and range No. 10 west also the north half of the north west quarter of section 25 in No. 9 north in range No. 10 west also two horses the red wagon and harness and one cow and calf, one yoke of oxen and one saddle and bridle and all my household and kitchen furniture; also all my stock of hogs; also what money I now have in possession to be at her disposal, and four hundred dollars out of the money coming from John Good. The benefit of the above property, and money is for her use while she remains my widow. To my son John Lee I give and bequeath $80 to be paid the 15th of Sept. 1819. To my son Henry Lee I give and bequeath $160 to make two payments in the land office as they become due. To my son Samuel Lee I give and bequeath $240 to be paid for the quarter section of land on which he lives as the payments become due in the land office, also two pair of gears and one set of plow devices. To my son James Lee

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I give and bequeath the North half of the south east quarter of section No.21 in town No.10 north in range No.10 west also $200 when he becomes of age also one brown colt which he now claims. To my son Henry Lee I give and bequeath $40 in addition to the above $160. To my three daughters Elisabeth Furguson, Jane Southard and Ruth Denman I give and bequeath $30 each, also one grey mare and wagon to be sold and the money arising therefrom together with the money after discharging my debts to be equally divided among them also the three half quarter above described and all the household and kitchen furniture also to be equally divided among them at the decease of their mother, this I bequeath to them and their heirs. In testimony whereof I have hereunto set my hand and seal this 3rd. day of March in the year of our Lord 1819.

James Lee

(SEAL)

Witnesses Present

Jared Lykins

Ebenesar Paddock

Ebenesar Paddock Sr.

MARKLE, WILLIAM

I William Markle of the County of Vigo in the State of Indiana considering the uncertainty of this life being weak of body, but of sound mind and memory having a small Estate of my own right in fee simple and having many brothers and two sisters the latter of whom my eldest brother being married and by the advancement of my father are comfortably settled, other of my brothers being minors and under the protection and paternal care of my father and none of whom will arrive to a lawful age for several years yet to come except my brother Henry Markle who will in a months arrive if he should live to the age of 21 yrs; and having no partiality for one above another in the disposition of my real estate, but to divide a small estate amongst so many would render it of very little use to any immediately; I do therefore make this my last will.

1. I give and devise unto my brother Henry Markle all lands tenements and herediments with the appertinances whereof I am seized in fee. Situate in the Co. aforesaid near Fort Harrison in the Occupation of Amos Rice, and all the benefit to be devised from the contract or agreement heretofore entered between the said Rice and me for the improvement of the said land which contract I expect will be fully carried into effect. To have and to hold the said land tenements and hereditements unto the said Henry Markle his heirs and assigns for ever. Provided always and the above premises are given and devised the above reasons,

upon this express condition that if my father should die intestate or in his will should not take the above grant and devise into consideration in the disposition of his estate that on a final division of his estate the value of the above given and devised premises at the end of my decease shall be taken into consideration in allowing to my said brother Henry his portion until which time he shall have the sole use ownership and absolute possession of the said premises together with the rents issues and profits arising therefrom at which time an absolute title in fee simple shall vest in him the said Henry full to all intents and purposes according to the foregoing gift and devise.

2. It is my will that out of my personal property and the payment on an obligation which I hold against Samuel L. Richardson which will first become due, all my lawful and debts be paid.

3. I do give and bequeath unto my sister Aula, the wife of Nathaniel Huntington the sum of $200 to be paid to her out of the payment of the obligation against the said Richardson which last becomes due.

And lastly all the rest of residue and remainder of my personal estate goods and chattles of what kind as nature soever. I give and bequeath the same to my said brother Henry whom together with Abraham Harkle my father. I hereby appoint Executors of this my last will and testament hereby revoking all former wills by me made.

In witness whereof I have hereunto set my hand and seal

the _____ day of Feb. in the year of our Lord 1820.
Signed sealed published by the said William Markle to be his last will and testament in the presence of us who have hereunto subscribed our names or witness in the presence of the Testor

William Markle

(SEAL)

N. Huntington

S.R. Squire

William Briggs

NORRIS, JOHN

In the name of God Amen:

I John Norris of Vigo County and State of Indiana being weak in body but sound in mind and memory and judgment and considering the uncertainty of this mortal life blessed be the Almighty for the same I do make and publish this my last will and testament in the form as follows:

First I give and bequeath unto my beloved wife Ebby Norris the third part of all my personal property with her bed and bedding and saddle and all my real estate in Vigo County during her widowhood if she should marry then the property to be sold and to be divided equally amongst my small children viz: Stephen Nelson Norris, John Ketcher Norris, Samuel H. Thompson Norris, Marthia Jane Norris and Westley Norris my sons and daughter whereof I received $200 in cash belonging to William L.B. Veach it is my will that it should be refunded to him again by my Executors.

I do Further give and bequeath unto my daughter Winchell, Sency $10.00.

I do further give and bequeath unto my three sons William, Joel and James Norris the west half of the north west quarter of section twenty one in township nine south of range two east in the district of Shawney town and state of Illinois.

I do further give and bequeath unto my daughter Fanny Carpenter $5.00.

I give and bequeath unto my daughter Elizabeth Norris one cow.

I give and bequeath to my daughter Anna Norris one bed and bedding one cow and $10.00.

I give and bequeath unto my daughter Deborah Norris $10.00.

I further give and bequeath unto John Skinner $20.00.

I further give and bequeath unto my minor children my wearing apparel.

It is further my last request that John Cox and Robert Hoggatt should serve as my Executors.

This from under my hand and seal this ninth day of Sept. 1828.

Signed in presence of us

Robert Caldwell
his
William X Collins
mark
his
Benjm. X Powers
mark

John Norris

(SEAL)

PORTERFIELD, JAMES

I James Porterfield of Terre Haute in the County of Vigo and State of Indiana do make and publish this my last will and testament.

First I direct that all my just debts and funeral expenses be paid as soon after my decease as possible;

2ndly, I give and bequeath all my property and effects real and personal (after paying the debts and expenses aforesaid to my beloved brother Dixon Porterfield and my beloved sister Martha Porterfield, the same to be equally divided between them, and to be enjoyed in equal proportions between them. This bequest is however subject to this special bequest and appointment viz: that my executor pay our of my property and effects the sum of $100 to my niece Martha Jane Wallace (formerly Martha Jane Innis) and also the sum of $100 to my niece Mary Emelia Innis the same to be paid by my executor from time to time as the wants of my said nieces may require. The property and effects real and personal, herein and hereby given and bequeathed includes and covers all my property and effects in the state of Ind., and the state of Penn. or wheresoever else situated or being. And I hereby make and ordain my beloved brother Dixon Porterfield, the executor of this my last will and testament.

Signed, sealed published and declared by the above named James Porterfield, as his last will and testament this 6th day of Dec. in the year of our Lord 1846 in the presence of us who have hereunto, subscribed our names as witnesses thereto in the presence of the said testator and the presence of

each other.

I.N. Cunningham

Levi G. Warren

SOULS, WILLIAM

In the name of God Amen

I William Souls of Vigo Co. in the state of Indiana being sick and weak in body but of sound mind and memory consider the certainty of death and the uncertainty of the time thereof and being desirous to settle my wordly affairs and thereby be the better prepared to leave this world when it shall please God to call me hence do therefore make and publish this my last will and testament in manner and form following that is to say.

First and principally I commit my soul unto the hands of Almighty God and my body to the earth to be decently buried at the direction of my executors hereinafter named and after all debts and funeral charges are paid and my wifes third taken out I devise and bequeath as follows:

To my oldest son Charles William Souls 20 acres of land on the farm I now live on to be the south half of the east quarter of section 14 in town 12 north of range 9 west.

I give and devise to my son Nealon Souls 20 acres of land to be taken out of the half quarter as above described.

I further give and bequeath Charles William and Nealon Souls my sons all my farming interests together with two yoke of young cattle worth $25 each yoke and two horses worth $70 each to be equally divided between them.

I give and bequeath to daughter Elenor Souls one milk cow and heifer calf with the bed and bedding that is now called hers, with one set tea cups and saucers, six table platters, six table plates, and tea pot sugar bowl and creamer jug, six knives and forks, six table spoons, six tea spoons, one bay mare colt hind feet white, white strip in the forehead one side saddle, one tea kettle, bake pan, frying pan, tea kettle and spider.

I further give and devise to my daughter Elisabeth Souls $20 per year for five years to be paid (Charles Wm. and Nealon Souls after my decease.

I give and devise to my grandson Henry Souls, son of Moses Souls so soon as he is 21, one yoke of steers worth ten dollars to be paid by Charles William and Nealon Souls.

I give and devise to my grand daughter Mary Souls daughter of Moses Souls one heifer calf worth 5.00 when she shall arrive to age of 18 yrs. old, to be paid by Charles William and Nealon Souls.

And lartly I do hereby constitute and appoint my two friends Charles Modesitt and Era Souls my sole executors of this my last will and testament revoking and unulling all former wills by me here of ever made gratifying and confirming this and none other to be my last will and testament.

In testimony whereof I have hereunto set my hand and affixed my seal this 7th day of Sept, in the year of our Lord 1820.

Signed sealed published pronounced and declared by the said William Souls as his last will and testament in the presence of us who in the presence of each other have hereunto subscribed our names

Salem Pocock

John M. Mills

Chs B. Modesitt

William Souls

(SEAL)

STARKE, BENJAMIN

I Benjamin Starke of the county of Vigo and State of Indiana weak in body, but of a sound and perfect Judgment mind and memory thanks be to Almighty God for the same do hereby make and publish this my last will and testament vowel:

After paying all my just debts and funeral charges, I give and bequeath unto my beloved wife Phebe, one hundred dollars and one third of all my personal and real estate together with the property that she brought with when she and I was married; also appointing her executrix with Abraham Stark executor of this will: Also I give unto my son John $100 to be laid out for land for his special use. I also give unto my son Elijah Arnold $100 to be laid out in land for his special use; also I give unto my son Benjamin Franklin $100 to be laid out for land for his special use. And the rest of the estate after defraying all expenses. Elisabeth, Eyrena, Hulda Eddy, and Mry reserving $8.00 for Christiana making her up equal with Susannah and Meviah; as I have already heretofore set off to them their dowry; hereby revoking all former wills made or published by me.

Benjamin Starke (SEAL)

Made published signed and sealed in the presence and at his request have subscribed our names as witnesses of the same this 3rd day of Jan. 1831

Teste

Richard Canaday

Samuel B. X Lamar

STEPHENSON, NICHOLAS

State of Indiana

Vigo County

Be it remembered that on this day to wit the 13th day of August in the year of our Lord 1821 before me Curtis Gilbert Clark of the Circuit Court of said Co. personally came Mahlon, Stephenson, Ruth Stephenson, Hanna Stephenson and Hannah Stephenson who being duly affirmed solemnly and sincerely declared that on the 19th day of the seventh month in the year of our Lord 1821 Nicholas Stephenson sent of the Co. of Vigo and State of Indiana being weak in body but of sound and disposing mind memory and understanding, being desirous of settling his wordly affairs did in their presence make and exhaust the following to be his last will and testament to wit: That he gave and bequeath to his wife Mary Stephenson and his daughter Hannah Stephenson the whole of his real and personal property that he at the time of so doing requested the said Mahlon Stephenson to bear witness that the same was his last will and teatament, that the time of his so doing was in his last sickness and at his own house and that the said deceased died on the 21st day of the same month and year last aforesaid and further that they did not know of any other will having been made by the said deceased.

In testimony thereof I have hereunto set my hand and seal the day and year first above mentioned.

Curtis Gilbert Clark

Recorded Aug. 30th A.D. 1821 (SEAL)

THOMPSON, JOHN F.

Be it remembered that I John F. Thompson of Vigo Co. and state of Indiana being weak in body but of sound mind and memory and calling to mind the mortality of my body and that it is appointed for all men once to die; do make this my last will and testament viz:

First I give to my beloved wife Margaret all my lands and tenements contained in the two half quarterr sections whereon my farm and building now stand during her widowhood or her youngest child may becom of age and in case of her departure from widowhood she shall have one third part of the cultivated land and the mansion house during her natural life, and when her youngest daughter Pricilla shall arrive at lawful age or when her family all leave her said premises may be sold to the best advantage with the consent of my wife on condition a sufficient and suitable maintainance be personally secured to her. I also give to my wife all my household and kitchen furniture together with my farming utensils, and all my hogs and horses with the exception hereafter mentioned and four milk cows, two young steers and fifteen head of sheep at next harvest if so many be then living; thereby bushels of wheat and all my crop of corn except one hundred and fifty bushels and a crop of wheat now growing on the farm, under the express condition that if she depart from her widowhood she shall give securety for two thirds valuation of the forementioned personal property which shall be inven-

toried and appraised as in case of intestate estates except the wheat and corn aforementioned which money shall be paid when her y ungest child comes of age, shall not be included in the valuation and also she shall give William three and John six months schooling so soon as a suitable opportunity may offer and the younger children so far as is practicable and Alfred taught arithmetic as far as the single rule of three.

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2ndly. My sons Samuel and James being already provided with land give unto them one big patent plough jointly also to each of them I give one ewe lamb.

I give to my son James three sows with pig and four year old hogs. I give to Samuel one weeding hoe and one pair of drawing chains, and it is further understood that if my wife should receive from my son Thomas a horse given to him for a sheep then all donations of sheep to cease and if there should be a greater no. of sheep than is here bequeathed at next harvest than the residue shall be sold for the benefit of the estate.

3. I give to my children namely, Jane, Thomas, William, John, Polly, Alfred, Peggy and Pricilla, two hundred each to be paid in the manner hereafter described and mentioned.

I give to my daughter Jane one feather bed and furniture one black colt and one decent sig coat purchased with the produce of the farm or pork next fall. I also give to my son Thomas twenty and to William and John 40 bushels of wheat each provided they get out and clean the whole crop, if

so much here be after paying some wheat debts if not then their Mother to take a proportionable quanity of the above number of bushels but if there should be a surplus quanity then my wife together with the younger children to have and receive the same to purchase any article of usefulness of which they may stand in need.

I also give to my son Thomas 150 bu. of corn now in the crib and 1/2 of the tobacco raised last summer, also $800 in money when he may set out to prosecute his business.

4. I give to my brother James Thompson 10 acres of land in the south corner of my farm during his life or until the said premises shall be sold also fifty sugar trees nearest his house, and the house wherein he now lives together with the privilege of fallen timber for fire wood and all the debts paid due form him to me. I give likewise to his wife one two year old heifer of 3rd choice and one ewe and lamb.

It is my will that the farm and quarter section on Prairie Creek be sold by the executor of my will so soon as it shall bring three hundred dollars and if it should not sell for that sum to be disposed of in the following manner to wit: my sons Samuel and James to have five acres each the first year and the profits of the remaining part of the farm to be given to my sons William and John for the purpose of procuring them clothing unless my son Thomas should continue with the family in that case he shall have a equal share with William and John and if it should remain unsold

for the 2nd year, then my wife shall have one half of the profits thereof for the purpose of procuring weather boarding and other materials for the house and the other half to be applied for the benefit of the estate for paying legacies or otherwise and on the third year and thereafter or until it may be sold, the premises should be rented by the executors of my will or the sole use of the estate of the executors it shall be expedient to sell it for what it will bring after the third year they shall be admitted so to do.

I direct the executors of my will to sell all my stock of cattle either at public or private sale as to them may appear most expedient except such part of cattle as herein before bequeather also three waggons to be sold in like manner.

I also direct that two several obligations held by my sons Samuel and James shall be discharged on or before the first day of Sept. next together with all others just and lawful debts shall be paid. And it is further stated that as monies become due and collected that the executors purchase or enter half a quarter section of land in such place as may be most valuable and advantagious for each of my children namely Thoman, Jane, William, John, Polly, Alfred, Peggy and Pricilla which will make $100 each of the forementioned donation. I also give to my last mentioned children $100 each as monies may be collected and they may become of age or the mansion house and place be sold which will be $300 of the forementioned donation provided there shall be so much after former donations are paid if a def-

iciency shall appear then a due proportion to each one; but should a surplus appear after the payment of $100 to each of the last mentioned childred then an equal dividend of such surplus shall be made among all my children.

I aughorize the Executor of my will to make complete deed of conveyance to George French for two half quarter sections of land whereon his farm lies and he now lives. Provided he shall $35 on or before the first day of September next.

I have instructed the Executors of my will respecting a dispute between myself and Samuel May which instructions I earnestly request them to perform.

I constitute my trusty friends William Kelso, Moses Hoggatt and Samuel C. Thompson executors of this my last will and testament revoking all former wills and bequests ratifying this and no other.

In witness whereof I have hereunto set my hand and seal this 3rd day of Dec. in the year of our Lord 1821.

Signed in the presence of

George French

Moses Hoggatt

Supply Butterfield

Jno. F. Thompson

John F. Thompson

(SEAL)

WALLACE, ISAIAH

I Isaiah Wallace calling into mind the mortality of my body and that its appointed for all men once to die being weak in body but sound in mind and memory do make this my last will and testament and I do hereby dispose of my wordly estate where it hath pleased Providence to bless me in the following manner Viz;

First of all it is my express will and desire that all my just and lawful debts to be paid together with my funeral charges.

2ndly. I give and bequeath to my beloved wife Wealthy four, cows and one horse worth $30 two beds and bedding, six chairs and two best spinning wheels, all her wearing apparel and enough moveable property to purchase a descent suit of clothes, also one fourth part of the proceeds of the whole farm whereon I now reside and here after designated by No. during her natural life.

3dly. I give and bequeath to my eldest son Nathan Wallace all the monies he may have collected by a power of attorney from me Allen Wallace in the state of N.Y.

4thly. I give and bequeath to my daughter Clarinda $10.00 to be paid to her in articles of clothing if anything remains after other bequeaths are satisfied.

5thly. I give and bequeath to my daughter Roxana Denton $50 worth of property at the appraised value to be set off by the executors of my will after the debts are paid or previously according to circumstances.

6thly. I give to my son Anson Wallace the south half of the S.E. quarter of section 31 in township 11 north of range 9 west.

7thly. My son Salmon Wallace having heretofore previously and subsequently to his marriage been furnished with more than a just dividend of property, and expenses for his benefit with my other children and as I have existing, accounts against him I think proper to make nor further bequeaths to him.

8thly. I give and bequeath to my daughter Lophena Wallace 40 acres of land lying north of the half quarter given to my son Anson divided by an east and west line in the same quarter section and range also four chairs and a bed and bedding.

9thly. I give to my three sons James Madison Wallace Elbridge, G. Wallace and Andrew J. Wallace the N.E. quarter of section 32 in town eleven north in range 9 west also 40 acres on the north side of the southeast quarter to be divided according to quality and quantity so as to be ewual in value when the first mentioned sons Madison and Elbridge shall arrive at the age of 21 years the aforementioned division of land amongst my three sons to be made by the executors of my will in an equal discrissionary manner, also two yoke of oxen, yokes and claims, two best horses together with a full set of harness, also all the plough harrows and other farming utensils with two waggons.

10thly. I give and bequeath to my daughter Lydia Wallace so much of the meat proceeds of my farm to be applied to her support and schooling shilst in minority as may complete the same. I also give to my second daughter $40 to be made from the sales of the amt. bequeathed property to be saved out at interest until she shall arrive at the age of 18.

All my personally property not expressly bequeathed to be sold for the purpost of paying lawful demands and if a surplur should remain it shall be appropriated to the benefit of that part of the family remaining in minority.

I do hereby appoint Moses Hoggatt and John Cox and Robert Hopkins executors to this my last will and testament. In witness whereof hereunto set my hand and seal this 11th day of Feb. 1825.

In Presence of

John Phillips

John More

John Cox

Isaiah Wallace

(SEAL)

TUTTLE, GERSHAM

I Gersham Tuttle being weak in body but sound of mind do make this my last will and testament.

1. I consign my body to the mother earth and my soul to the Almighty.

2. I give and bequeath unto my wife Permela Tuttle all my estate both real and personal wishing her to retain the whole of it during her natural life subject however to the payment of my just debts and manner she may think proper or beneficial to herself or for any of our children for whom she may think necessary to provide during her life after her death.

And lastly for the purpose of carrying into effect my will thereby nominate and appoint my said wife executrix and Nathaniel Huntington Esquire my executors of this my last will and testament.

In testimony whereof I have thereunto set my hand and seal this 29th day of August in the year of our Lord 1823.

Signed and Sealed in presence of

Peter Flagher

Ralph White

Gersham Tuttle

(SEAL)

WILSON, JEREMIAH

Be it remembered that I Jeremiah Wilson calling to mind that it is appointed for all men to die and being weak in body, but sound in mind and memory do make this my last will and testament. I do dispose of my worldly estate in the following manner.

Viz: First of all it is my will that all my just and lawful debts be paid.

2. I give and bequeath to my beloved wife Elizabeth all my household and kitchen furniture. Two cows one yoke of oxen and one horse also one sow and six shoats also 30 acres on the north end of my farm bieng one half thereof together with all tenements and buildings thereon during her widowhood, also one small wagon and its harness.

All the residue of my personal estate to be sold by my executors to the best advantage also the south end of my farm to be rented annually for a term of years as may appear most advisable the proceeds of which sale and rent to be put to interest or vested in same or available funds, well secured until my youngest child become of lawful age at which time there may be an equal distribution of this fund amongst my following named children. Namely Elizabeth Foster, Edith Miles, Henry Wilson, William Wilson, Jeremiah Wilson, John Wilson, Aron Wilson, Reben Wilson, Samuel Wilson, and Miles Wilson (my eldest son Gabriel having received his patrimony or share in 80 acres of land and other

property. In case my wife should depart from her widowhood then all the property bequeathed to her to be sold and the proceeds put to interest, as mentioned in a former part of this will. Also the whole farm may be rented and applied as aforesaid to wit: The neat proceeds to be put to use as aforesaid.

And I wish to have it understood that the present crop of corn is not to be sold, but left for the benefit of my family.

I hereby appoint and ordain Edward Miles and Robert Hoggatt executors of this my last will and testament ratifying this and no other.

In testimony whereof I have hereunto set my hand and seal this 20th day of Dec. 1828.

Signed and sealed in
Presence of
Moses Hoggatt
Eliphalet Shattuck

Jeremiah Wilson
(SEAL)

WINTER, JAMES B.

I James B. Winter of Honey Creek Township County of Vigo state of Ind. being weak and low circumstances, but of sound mind and memory do make this my last will and testament revoking all others.

1. I recommend that all my just debts be paid.

2. I give and bequeath to my brother John Winter all my right, title interest and claim to all the real estate decended to me by the last will and testament of my father, also one silver watch also all my wearing apparel except my great coat.

3. I give and bequeath to my sister Betsey Harmond my large family Bible.

4. I give and bequeath to my brother-in-law, Elisha W. Brown two volumns of Westleys notes.

5. I give and bequeath to my sister Mary Colman my spy glass.

6. I give and bequeath to James Hall and Mahala his wife all my share of the crops of corn now growning on the ground also my great coat.

7. I give and bequeath to my sister Hannah Winter my bay horse, one new trunk and one mycroscope.

I further give and bequeath to James Hall and Hannah Winter all the remaining property I possess and out of it all my debts must be paid also the family grave put in printing and stone monuments exected at their head and feet properly lettered.

8. I appoint John Winter and Elisha W. Brown executors of this my last will and testament.

In testimony whereof I have hereunto set my hand and affixed my seal at Honey Creek Township this 24th day of July 1825.

In presence of

Ashley, Harris

Ausel Harris

James B. Winter

(SEAL)

WINTER, WILLIAM

In the name of God Amen

I Wm. Winter of the Co. of Vigo state of Indiana being sick and weak in body but of perfect mind and memory and calling into mint the mortality of my body and knowing that it is appointed for all men once to die do make and ordain this my last will and testament that is to say.

First I recommend that all my just and lawful debts be paid.

2ndly. I give and bequeath to my beloved wife Sylvia Winter during her natural life the northeast quarter of section 35 in township 11 north of range 10 west together with a certain tract or parcel of land in east fraction 22 of the township and range aforesaid contained in the following boundary, beginning at the southeast corner of said fraction thence west along said fraction line to its intersection with a bayou thence with the several courses of the bayou until it strikes the town plot of Smyrna thence on a south direction along the town plot to the south west corner of the said town plot thence to the place of beginning containing by computation 30 acres be the same more or less all of which may hereafter be borne and in case of the death of said child before arriving at maturity then the said east to descend to my children hereinafter mentioned.

I also give and bequeath to my beloved wife one grey mare and one gray horse, two sets of harnesses one bull plow, one shovel plow, one harrow, three cows and three yearling heifers, a small wagon and its harness and it being my express desire and wish that my son James Winter may live and board with my beloved wife during 3 years for the purpose of receiving a literary education on condition of which I also give and bequeath to my beloved wife all my stocks of hogs, one beef cow, three stacks of wheat, my part of the crop of corn and potatoes now growing on the premises, also all the flax wool, one chopping ax, two hoes, and all my house hold furniture except two bedsteads, together with the property of every description she possessed previous to our marriage.

3. I give and bequeath to my daughter Mary Winter the north half of the south west quarter of section 35 in township 11 north range 10 west also one bay mare, one cow bought of T. Blackman $30 cash to be raised out of my estate at the time of her marriage also one bed, furniture curtains and bedstead which decended to me at my daughter Sarah and decease.

I give and bequeath to my daughter Mahala Hall the south half of the southwest quarter of section 21, in township 11 north of range 10 west, also one sorrel mare.

I give and bequeath to my daughter Hannah Winter the north half of the south west quarter of section 20 in town 11 north of range 10 west also one pied cow bought

of T. Blackman and one black yearling mare colt, one bed and its furniture and bedstead and all the wearing material of my daughter Sarah except four gowns and $30.00 cash to be raised out of my estate when she arrives at lawful age.

I give and bequeath to my son John Winter the west half of the northeast and southeast quarters of section 26 in township 11 north of range 10 west also two yoke of steers the largest of my stock until my son James shall arrive at the age of 21 years at which time they shall be given up to him also I give my large wagon to John until James arrives to lawful age when John shall do the necessary repairs and James shall have an equal interest in the wagon; also I give to John one patten plough one set of harrow teeth, two sets of horse harnesses.

I give and bequeath to my son James Winter the east half of the northeast and southeast quarters of section 26 in town 11 north of range 10 west also one two yr. old sorrel colt, one silver watch one rifle gun, and all my wearing apparel and $100 to be paid Sept. 1819 and $100 to be paid Sept. 1820 to his lawful guardian to be appropriated solely to defraying the expense of his schooling and literary education. And whereas there is a suit at law pondering in the county of Ontoria state of N.Y. between Olas Bardon the heirs of Thomas Bardon, and John Livingston and Bougard his counsel, in regard to the title of land and in which I am concerned in case the suit should terminate unfavorable to the said Bardons. I

therefore appropriate the northwest quarter of section 26 in town 11 north of range 10 west and 55 acres of the northwest quarter of section 27 on the east end in the said town and range and also 55 acres of east fractions 21 or 22 west of the big bayou to be sold by my executor on the most advantagous terms to discharge the debt incurred in case of an unfavorable termination of said suit and further bequeath all the remaining part of the said fraction of 21 and 22 to be divided among my children hereafter named, in proportion to the quarterly of land bequeathed to them namely Anne Brown, Mary Winter, Hannah Winter, John Winter and James Winter and furthermore sh uld there be found a remaining part of my estate after all the debts are paid the same to be equally divided among my children. And morever I do constitute ordain and appoint Moses Hoggatt Oriel Harmon executors and my beloved wife Sylvia Winter executive of this my last will and testament, revoking all former wills and testaments ratifying this and no other.

In testimony whereof I have hereunto set my hand and seal this 18th day of September in the year of our Lord 1818.

William Winter

(SEAL)

Signed sealed published pronounced and declared by the said Winter as his last will and testament in the presence of us who in the presence of each other have hereunto subscribed our names

James Jones Martin Patric Moses Hoggatt

Emeline Fairbanks Memorial Library
TERRE HAUTE, INDIANA

FLORENCE CRAWFORD
LIBRARIAN

July 19, 1937

Dear Miss Poucher:

Thank you so much for your appreciation of our work. I might tell you how much our patrons appreciate your assistance and how nicely they speak of you when they return from your library.

Those wills were copied some time ago from the Vigo County Records by our W.P.A. girls. In fact they did the work when they were copying the marriage licenses . I had misplaced them but came across them the day Miss Smith was going to Indianapolis so I very hurriedly put them together and sent them over. She did not see you nor Miss Merritt.

The Winter will was the first will probated in Vigo Co., so says The Vigo County History. I f you have "Routk across the Rocky Mountains" by Overton Johnson and William H. Winter, pub. by Princeton University Press, look on page X and you will see Winter was born in Vigo County in 1819. I think he must have been a son of the Winter who wrote the will altho he does not mention him in the will.

Aspinwall was one of our early settlers. The other wills were also of early settlers.

I wish I could go over to see you some day .

Cordially yours,

Florence Crawford

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