

Last Will & Testament

Perated November Term 1931.

J B McClellan Decd.

I, J B McClellan, of Sullivan County, Tennessee, do make, declare and publish this my last will and Testament, hereby revoking all other wills by me at any time made.

First: It is my will and I hereby direct my Executors hereinafter named to pay my funeral expenses and all my just and lawful debts as soon after my death as they may have sufficient funds in their hands with which to do so. In this connection, I owe my brother Samuel M. McClellan, fifteen hundred dollars (\$1500⁰⁰) for which he holds my note, and which, by agreement with my said brother, does not bear interest since the year 1895. I also owe my said brother the sum of seven hundred and thirty-four dollars (\$734⁰⁰), additional, for which he has no note and which latter sum does not bear interest. I expressly direct my Executors to pay to my said brother, Samuel M. McClellan, the full amount I am due him.

Second: It is my will and I direct my Executors hereinafter named, to sell all my farming implements, machinery, fixtures, etc; horses, cattle and other live stocks, of every kind and description, except such part of my household furniture as my beloved wife, H. J. McClellan, may desire to keep. I will and desire to my said wife, H. J. McClellan, all or such part of my household furniture as she may want absolutely. My Executors will sell said personal property, either at public or private sale and upon such terms as to them shall seem best and collect the proceeds thereof. I also direct my said Executors to collect all sums due me as speedily as possible after my death.

Third: It is my will and I direct my Executors to sell all my real estate wherever situated, most of which lies in Sullivan County, Tennessee, but some of which lies in the City of Bristol, Virginia, as soon after my death as can conveniently be done, said sales to be made either publicly or privately and upon such time and terms and at such price or prices as shall be deemed best by my Executors, and to collect the proceeds thereof. My Executors will exercise their best judgment in making disposition of my property, real and personal, and I expressly give them full power and authority to do all things necessary or incident thereto, and to make such

therefor, it being my will and purpose to authorize and direct my Executors to convert my estate, both real and personal into money.

Fourth: It is my will and I direct that a sum not to exceed (\$5000⁰⁰) of the funds which shall come into the hands of my Executors from the sale of my property shall be used and applied in purchasing a suitable house and lot, or in the purchase of a lot and the erection of a house for a suitable home for my said wife and our two children Ruth Rogan McClellan and Jonathan Bachman McClellan, Jr., said home to be located in the City of Bristol, Tennessee, or in such other City as my said wife shall direct. I will and direct that the title to said home property so to be purchased shall be vested in my said wife H. J. McClellan, for and during her natural life, with remainder in fee simple to our said two children, Ruth Rogan McClellan and Jonathan Bachman McClellan, Jr.

Fifth: It is my will and I direct that the entire balance of the funds coming into the hands of my Executors, after the payment of my debts and the purchase of said home, shall be loaned out by my Executors, at legal interest, the same to be secured by good real estate security. I direct my Executors to collect and pay over to my said wife the entire interest or income from said fund so to be loaned out, until our younger child Jonathan Bachman McClellan, Jr., shall arrive at the age of twenty-one years, said interest or income to be used by my said wife for her own maintenance and support and for the maintenance, support and education of our said two children, and I charge my Executors with the duty of seeing that a reasonable portion of said income is used in the proper education of our said children.

Sixth: I now will and direct that when my said younger child, Jonathan B. McClellan, Jr. shall reach twenty-one years of age my Executors shall pay over to each of my said two children one-third of the principal of said fund remaining in their hands after payment of my debts and the purchase of said home. The other one-third of said fund will be kept at interest, as above directed, during the natural life of my said wife, and my Executors will collect and pay over to my said wife the interest or income therefrom so long as she shall live. At her death I will and direct that my Executors pay over the principal of said remaining one-third of said fund to my said two children, one-half thereof to each.

Seventh: In the event my said wife should die before said younger child should reach twenty-one years of age I direct my Executors to apply all or such part of the interest from said fund as they may deem necessary to the

proper education and maintenance of said two children and the balance, if any shall be loaned out upon the same terms as provided for the principal. In no event shall the principal of said fund be paid over to said two children until they become twenty-one years of age. Eighth: In the event of the death of one of my said two children, without issue, before reaching the age of twenty-one years, the surviving child shall take the full share of the funds that would go hereunder to such deceased child if living.

Ninth: I hereby nominate and appoint W.D. McClellan and Jno R. Snow, Executors of this my last will and testament.

In the event of the death or resignation of one of said Executors the other shall have as full power and authority to execute this will as is herein expressly delegated to both of them. Should both of said Executors die or resign pending the execution hereof I direct that a Trustee be appointed and qualified by the County Court of Sullivan County, Tennessee, to take charge of, loan and re-loan the funds hereinbefore directed to be loaned and to collect and pay over the income therefrom as hereinbefore provided and to do and perform all other things devolving upon him hereunder.

In testimony whereof, I have hereunto signed my name in the presence of N.D. Bachman and E.H. Bachman, who, at my request, in my presence and in the presence of each other, have hereunto signed their names as subscribing witnesses, this the 22nd day of October, 1901.

W.D. McClellan

Witnesses

N.D. Bachman
E.H. Bachman

The foregoing written instrument was proven in open Court by the oaths of N.D. Bachman & E.H. Bachman subscribing witnesses thereto, on this the 14 day of November, 1901 and thereupon said written instrument was adjudged, declared and decreed by the Court to be the last will & testament of Jonathan W. McClellan, dead and ordered to be recorded in the Book of Wills:

Teste:

Jno R. Snow, Clerk

Last Will & Testament of
Maggie E. Snodgrass dec'd, Probated January Term 1902.

I, Maggie E. Snodgrass, of the City of Bristol, Sullivan County, Tennessee, being of sound mind, disposing memory and good physical health, but mindful of the uncertainty of life and the certainty of death, do make and publish this my last will and testament hereby revoking and making void all former wills at any time made by me, as follows:

First, It is my will and desire that my executor pay my funeral expenses and all my just debts out of my estate.

Second, I will desire and bequeath to my husband L.H. Snodgrass all of the property both real and personal, situated in the State of Tennessee and in the State of Virginia or elsewhere of which I may die seized and possessed, after paying my funeral expenses and just debts.

In the payment of my funeral expenses and debts my executor, hereinafter appointed, shall have the right and power to make sale of any of the property, either real or personal, either at public or private sale as he may deem best of the property, or such parts thereof of which I may die seized and possessed.

Third, I hereby constitute and appoint my said husband L.H. Snodgrass, executor of this my last will and testament and waive the legal requirement of giving bond as such.

In testimony whereof, I have hereunto subscribed my name and requested the subscribing witnesses hereto to attest my signature on this the 23rd day of November, 1900.

Maggie E. Snodgrass

Attests.

A.C. Keibler
Lelia B. Sheppard

The foregoing written instrument was proven in open Court by the oaths of A.C. Keibler and Lelia B. Sheppard subscribing witnesses thereto on this the 6th day of January, 1902, and thereupon said written instrument was adjudged, declared and decreed by the Court to be the last will