

Georgia, In the name of God, Amen
 Cass County
 I, Levi Spencer of said State and
 County, being of advanced age, and knowing that I must
 shortly depart from this world, and being also of weak body, but
 sound mind, deem it right and proper that I should make a disposition
 of the property with which a kind Providence has blessed me
 I therefore make this my last Will and Testament, hereby revoking and
 annulling all others heretofore made by me.
 Item 1st I desire, ^{and direct} that my body be buried in a decent and christianlike
 manner suitable to my circumstances and condition. My soul, I trust,
 shall return to rest with God, who gave it, as I hope for eternal
 salvation, through the blessed Lord and Saviour Jesus Christ, whose
 religion I have professed, and I humbly trust enjoyed for many
 years. (Item 2nd). I desire and direct that all my just debts be
 paid without delay by my Executor or administrator hereinafter to be named.
 (Item 3rd) I give and devise to my beloved son Thomas Spencer of the County
 and state aforesaid, one quarter section of land containing forty
 acres, situate, lying and being in the County of McMinn and State
 of Tennessee, and situate in the first range west of the Meridian,
 second Township, twenty second section, and of the south side
 of the south east quarter of said section, beginning at the
 South East Corner of said quarter, with all the rights, mem-
 bers and appurtenances to said quarter section of land, in any
 wise appertaining or belonging free from all charge or limita-
 whation, to his own proper use, benefit and behoof forever
 with full power to dispose of the same at any time that he may think
 proper. I also give and bequeath to my said son Thomas Spencer,
 in the same unreserved manner, one certain note of hand, under
 seal, and reads as follows, to wit: Three years after date I promise
 to pay Levi Spencer four hundred and fifty dollars in current
 State Bank Notes, with interest from the date to be paid
 yearly, it being for value received, of him as witness my hand
 and seal, this the 29th day of March 1841, and signed John ^{his son} ~~Spencer~~
 and tested by James ^{his son} ~~Herman~~, which note was given ^{made} for
 a certain tract of land it being the east half of the south
 east quarter of section twenty township second range first
 west of the Meridian, Tennessee district and state of Tennessee.

beginning on the south east corner of ~~the~~ and to which
 tract of land I wish my Executor or administrator hereafter to
 be named, whom my son Thomas ~~Spencer~~ may receive the money
 for said note to make a good and warrantee title to the said
 John Burnett or his assigns. I also give and bequeath to my
 said son Thomas Spencer my mare, a sorrel about years old
 to use and dispose of as he may think proper and I also give
 my ox Cart or wagon to him and his heirs to use and dispose
 as he or they may think proper. (Item fourth) The rest of my
 property both real and personal wherever and whatever
 it may be I devise and bequeath to my said son Thomas Spencer
 to him and his heirs forever. (Item fifth) I further direct
 and require that my beloved wife Susanna shall be nursed and
 provided for and live with my said Thomas Spencer during
 her lifetime and be well taken care of by him, and at
 her death be buried in a decent and christian like manner
 and this I sign as my last will and Testament. This the
 twenty fifth day of April Eighteen hundred and forty four

Levi Spencer

Signed sealed declared and published by Levi Spencer
 as his last will and Testament in the presence of us the
 subscribers who subscribed our names hereto in the presence
 of said Testator and of each other this April 25th 1844

William D. Russell

Robert Russell

John J. Wood

Georgia I Thomas Spencer do solemnly swear the within
 Cass County writing contains the true last will of the
 within named Levi Spencer deceased so far as I know or
 believe and that I will well and truly execute the same
 by paying first the debts and then the legacies contained
 in the said will as far as his goods and chattels will
 therunto extend and the law charge me and that I will
 make a true and perfect Inventory of all such goods
 and chattels so help me God. Sworn to in open
 Court July 1st 1844

attest

Thomas A. Wood

Thomas Spencer

Georgia Personally came before us in open Court William D.
 Cass County Russell Robert Russell and John J. Wood
 the subscribing witnesses of the last will and Testament
 of Levi Spencer deceased who appeared before us

lay on oath that they saw the Testator subscribe the said will and
that they also signed the same in his presence as witnesses to the same
and that the Testator was at the time of signing of the same of a
sound disposing mind and that he executed the same freely
and without compulsion. Sworn to and subscribed before
us this 1st July 1844.

James Milner J.L.C. 3
Nathl Nicholson J.L.C. 3
John Dobbs J.L.C. 3

W. L. Russell
Robert Russell
John J. Worz

It appearing to the Court that the last will and Testament
of Geo. Spencer deceased was proven according to law
It is therefore ordered by the Court that the same be
and is hereby admitted to Record July Term 1844
Recorded September 25th 1844
Thomas A. Ford Clk. Ct.