

Felix Mc Ardle: Will Continued

Moscow County, Georgia Wills
1862-1875
www.georgiapioneers.com

Georgia
Moscow County

3 Court of Ordinary

February Term 1873

The foregoing instrument of writing admitted to Record and Probate in Common form of law as the last will and testament of Felix Mc Ardle deceased

F. W. Prookes
Ordinary

James Rumph: Will

The State of Alabama
Bullock County

In the name of God Amen
I, James Rumph of the County of Bullock and State of Alabama, considering the uncertainty of this life, and being of sound mind and memory, do make and publish this my last will and testament, hereby revoking and making null and void, all other last wills and testaments by me heretofore made

First My will is, that my remains shall be decently interred and that a proper tomb-stone be erected over my grave

Second I desire that all my just debts, and funeral charges shall be by my Executors herein named, be paid out of my Estate as soon after my decease as shall be by them found convenient

Third I devise, give, and bequeath unto my son Deater Rumph, who now resides on my plantation in said Bullock County, my son Oliver, N. H. Chabers, and my two daughters Mary Magdalene and Ardemia who are daughters of Mary Ann a Colored woman who now resides with me, all my property of every description real, personal and mixed to be equally divided among the said Deater, said Oliver said Mary Magdalene and said Ardemia each to receive an equal share with the others

Fourth I hereby confirm unto the said Mary Ann the House and lot at the foot of the hill on the Montgomery Road, near my residence which I have heretofore given her, and it is my will that said House & Lot shall belong to said Mary Ann absolutely, and in Fee Simple to her and her heirs forever. But she shall not sell it

Fifth I hereby authorize and empower my Executors herein after named to sell any of my real or personal Estate should they deem it necessary for a division under the provisions of this will or should they think any of said property is then depreciating in value. And should my Executors herein after named fail to qualify, die, or resign, I invest the Administrator or Administrators of my Estate with the same power of sale

James Rumph's Will Continued

Muscogee County, Georgia Wills
1862-1875
www.georgiapioneers.com

Sixth Should I die before the completion of the Stone Building, which I am having erected on the lot adjoining Hays & Franklins Drug Store in the town of Vernon Springs Ala, I hereby authorize and empower my Executors herein after named to have it completed out of my Estate, and should my Executors fail to qualify, die, or resign, I authorize and empower my Administrator or Administrators to complete said building out of my Estate

Seventh I nominate and appoint my said son Decatur and Indgr Thom as Pullham to be the Executors of this my last will and testament

Eighth I hereby exempt my said Executors from giving bond as such, in order to qualify as the Executors of this my last will and testament

In witness whereof I hereunto set my hand and seal this the twenty sixth day of September A.D. 1871
Signed & sealed in our presence 26th Sept 1871

James Rumph (S)

C. N. Franklin

B. F. Carborough

J. N. Arrington

State of Alabama } Probate Court of said County
Bullock County }

In the matter of the Probate of the last will and testament of James Rumph deceased

Before W. H. Black Judge of the Probate Court personally came in open Court B. F. Carborough and J. N. Arrington who having been by me first respectively, duly sworn and examined did, and do, depose and say on oath, that they are subscribing witnesses to the instrument of writing now shown to them, and which purports to be the last will and testament of James Rumph deceased late an inhabitant of this County, that said James Rumph since deceased signed and executed said instrument on the day the same bears date, and declared the same to be his last will and testament, and that affiants set their signatures thereto on the day the same bears date, as subscribing witnesses to the same, in the presence of said testator, that said testator was of sound mind and disposing memory, and in the opinion of deponents fully capable of making his Will at the time the same was so made as aforesaid. Affiants further state, that said testator was on the day of the said date of said Will of the full age of twenty one years and upwards.

Sworn to & subscribed before me
this 13th day of November 1871

W. H. Black

Judge of Probate
Bullock County—

B. F. Carborough
J. N. Arrington

James. Rumph's Will Continued

Muscogee County, Georgia Wills

1862-1875

www.georgiapioneers.com

The State of Alabama } I. W. H. Black Judge of the Probate Court in and for
Bullock County } said County and State do hereby certify that the
within instrument of writing has this day, in said Court, before
me as the Judge thereof been duly proven by the proper testimony
to be the genuine last will and testament of James Rumph deceased
and that said will, together with said proof thereof have been
recorded in my office in Will Record Book A pages 44-45 & 46
In witness of all of which I have hereto set my
hand this the 13th day of November 1871

W. H. Black
Judge Probate Court
Bullock County

The State of Alabama } In Probate Court.
Bullock County } Special Term October 21st 1871
Present the Hon. W. H. Black Judge
In the Matter of the Estate of }
James Rumph deceased } Order appointing day for proof of will

And now, on this day comes Thomas Pullam
and Decatur Rumph and produces to the Court an instrument of
writing purporting to be the last will and testament of James
Rumph deceased, duly signed and published by him, and
attested by C. H. Franklin B. F. Scarborough & J. N. Arrington
as witnesses, and therewith also presents his petition in writing
under oath praying that the said instrument of writing be
admitted to Probate and Record, as the true last will & testament
of James Rumph deceased, and it appearing to the satisfaction
of the Court, from the allegations contained in the said petition &
from other good and sufficient evidence, that the said James
Rumph departed this life at Union Springs on or about the 21st
day of September 1871, being at the time of his death an inhabitant
of this State, leaving assets in this State, and that Thomas Pullam
the said Petitioner, is named in the said will as an Executor,

It is therefore ordered by the Court that the said petition be
filed, and that the 13th day of November 1871, be set as the day
for hearing testimony in proof of the execution of said instrument
as said last will and testament of James Rumph deceased, and
it further appearing that C. H. Franklin, B. F. Scarborough & J. N.
Arrington are the witnesses to said will, And it further appearing
that the said deceased left surviving him his next of kin as
follows O. N. P. Moorman, Sarah A. Pease, Orinda Snow and Olivia
Borneau, all of whom are over the age of twenty one years, and
reside in the County of Cowden in the State of Alabama,

It is further ordered that notice of this application, and the
time above set for hearing the same be given to the said O. N. P.
Moorman Sarah A. Pease Orinda Snow & Olivia Borneau
by citation, at least ten days before the day above set for
hearing

W. H. Black
Judge of Probate
Bullock County

James Rumph's Will Continued

Muscogee County, Georgia Wills
1862-1875
www.georgiapioneers.com

The State of Alabama } In Probate Court, Regular Term
Bullock County }

November 13th 1871

Present the Hon W. H. Black Judge

In the Matter of the Estate of } Order Probating Will and granting Letters
James Rumph deceased } Testamentary

This being the day appointed for hearing the application heretofore filed in this Court by Thomas Pullam and Decatur Rumph praying for the Probate and Record of a certain instrument of writing purporting to be the last will and testament of James Rumph deceased. Now comes Thomas Pullam and Decatur Rumph the said petitioners and move the Court that said application be granted, and it appearing to the satisfaction of the Court, that notice of said application, and the time for hearing the same, has been duly given in pursuance of law and the requirements of an order of this Court in the premises, entered on the 21st day of October 1871 by notice served upon O. H. P. Moorman Sarah A. Beake Prinda Snow and Olivia Bowman, now on motion of the said Thomas Pullam and Decatur Rumph petitioners, the Court proceeds to hear said application.

And it appearing to the satisfaction of the Court from the testimony of C. H. Franklin B. F. Scarborough & L. A. Arrington the said attesting witnesses who appear in open Court and duly sworn say that they the said C. H. Franklin B. F. Scarborough & L. A. Arrington were present and saw the said James Rumph sign the said instrument in writing, purporting to be the last will and testament of said deceased, which instrument is now shown to them, on the day of the date thereof, that said instrument was then duly exhibited to them, and that they heard the said James Rumph then and then declare that the said instrument in writing was his last will and testament, and that they respectively subscribed their names as witnesses thereto, at the request of the said James Rumph, and in his presence and in the presence of each other. And it further appearing that the said testator was at the time of making such will of sound and disposing mind and memory, of full age, and under no constraint and that he died an inhabitant of Bullock County, the Court being now advised sufficiently by said testimony of the proper and legal execution of said will. It is therefore ordered, adjudged and decreed by the Court that said instrument of writing be considered probated and admitted to Record as the true last will and testament of James Rumph deceased. It is further ordered that the said petition be recorded.

This day also come Thomas Pullam & Decatur Rumph and present to the Court their petition in writing under oath praying that Letters Testamentary may issue to them as Executors of the last will and testament of James Rumph deceased, and the Court being now already fully satisfied advised concerning the death of the said James Rumph, and that his will heretofore duly admitted to probate in this Court, the said Thomas Pullam and Decatur Rumph named as Executors thereof. And it now further appearing to said Court from the allegations contained in said petition, and from other good and sufficient evidence, that the said petitioners Thomas Pullam and Decatur Rumph are of the full age of twenty one years, inhabitants of this State and are fit persons under the law, and in the estimation of the Court

James Rumph's Will Continued

Muscogee County, Georgia Wills

1867-1875
www.georgiapioneers.com

to serve as said Executors, and that the value of the Estate both real and personal of the said deceased is about thirty thousand Dollars, and probably not more, and no one having appeared to oppose the granting of Letters, or to show cause why the prayer of the said petition should not be granted. It is ordered that the same be granted. And it is further ordered that the said petition be recorded. And it appearing to the Court from an inspection of the Will, that the deceased exempted his Executors from giving Bond.

It is therefore ordered, adjudged, and decreed by the Court that Letters Testamentary be granted to the said Thomas Pullum & Decatur Rumph as Executors under said Will, and that the said Thomas Pullum and Decatur Rumph, proceed to collect and take into their possession the goods and Chattels, money, books, papers, and evidences of debt of the deceased, and make due return to the Court of a full inventory thereof within sixty days.

It is further ordered that Lewis Sessions and George A. O'Glover & S. W. King, be and are hereby appointed Appraisers of the personal property of said Estate, and that a warrant of appraisal be issued to them notifying them of their appointment, and that they make due returns to this Court under oath of their proceedings within sixty days.

W. H. Black
Judge of Probate
Bullock County -

State of Alabama }
Bullock County } Probate Court

Petition of Thomas Pullum for the probate
of the will of James Rumph deceased.
To the Hon. W. H. Black Judge
Probate Bullock County.

The petition of the undersigned Thomas Pullum, respectfully represents to your Honor that James Rumph who was at the time of his death an inhabitant of this County departed this life at his residence on or about the twenty sixth day of September 1871, leaving assets in this State, and leaving a last will and testament, duly signed and published by him, and attested by C. H. Franklin B. F. Scarborough and L. N. Arrington. That your petitioner as he verily believes, is named in said Will as an Executor, and does now surrender said Will to the Court, and prays that after proper proceedings and proofs, it may be probated and admitted to Record, as the true last will and testament of said deceased. Your petitioner further represents, that the names, age, residence and condition of the next of kin are as follows to wit: O. H. P. Moore, Sarah A. Baker, Orinda Snow and Olivia Bowman, all of whom are over the age of twenty one years, and reside in the County of Cowdree State of Alabama.

Thomas, Pullum

James Rumph; Will Contested

Muscogee County, Georgia Wills

1862-1875

www.georgiapioneers.com

The State of Alabama } Thomas Pullam being duly sworn deposes and says that
Bullock County } the facts alleged in the above petition are true according
to the best of his knowledge and belief

Subscribed & sworn to before me this 21st day of October 1871

Thomas Pullam

W. N. Black

Judge of Probate

Bullock County

Endorsed. Filed in the office of the Judge Probate Court this 21st day
of October 1871. Prayer granted and ordered Recorded this 13th day
of November 1871

W. N. Black

Judge Probate

Bullock County

Petition for Letters Testamentary

The State of Alabama } Probate Court
Bullock County }

Petition of J. Pullam and Decatur Rumph for
Letters Testamentary on the Will of James Rumph deceased
To the Hon W. N. Black Judge Probate Bullock County -

The Petition of
the undersigned Thomas Pullam and Decatur Rumph respectfully represents
unto your Honor, that in the last will and testament of James Rumph
deceased, which will and testament has been duly probated and admit-
ted to record in this Court, and your petitioners are named as the
Executors thereof that the said testator died, seized and possessed
of certain real and personal estate, consisting chiefly of House and Lot
in Union Springs, some stock and horses in action, all of said real and
personal Estate being estimated to be worth about Thirty Thousand Dollars
and probably not more, that your petitioners are inhabitants of this
State, above the age of twenty one years, and in no respect disqualified
under the law for serving as Executors, To the end therefore, that the said
property may be collected, and preserved for those who shall appear to have
a legal interest therein, and the said will executed according to the
request of the said testator, your petitioners pray that your Honor will
grant Letters Testamentary to your petitioners as Executors of the last
will and testament, Petitioners further allege that they are exempt
by said Will from giving Bond as is required by law of Executors
and Administrators

Arrington & McCall

Attys

State of Alabama } Thomas Pullam being duly sworn deposes and says that the
Bullock County } facts averred in the above petition are true according to the best
of his knowledge information and belief

Thomas Pullam

Subscribed & sworn to before me this 13th day of November 1871

W. N. Black

Judge of Probate

Bullock County

James Rumph's Will

Muscogee County, Georgia Wills
1862-1875

www.georgiapioneers.com

Endorsed - Filed granted and ordered recorded this 13th day
of November 1871

W. H. Black

Judge of Probate
Bullock County

A true Copy of the Original petition and indorsement
W. H. Black Judge

Executors Letters

The State of Alabama }
Bullock County } Probate Court

The will of James Rumph of said County
having been duly admitted to record in said County. Letters Testamentary
are hereby granted to Thomas Bullum and Decatur Rumph the
Executors named in said Will, who has complied with the requisitions
of the law, and is authorized to take upon himself the execution of
said will
Dated this 13th day of November 1871

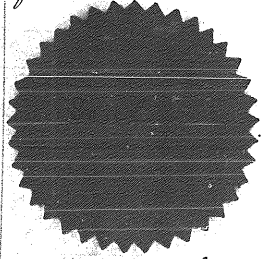
W. H. Black

Judge of Probate
Bullock County -

State of Alabama } I, W. H. Black Judge of Probate in and for the County
Bullock County } and State aforesaid, do hereby Certify that the foregoing
pages numbered from 1 to 13 inclusive contain a true copy of the last
will and testament of James Rumph late of said County deceased
and the probate thereof, together with all the proceedings in relation
thereto, on file and on record in this Court, This being the Court in
which said last will and testament was proven, and I do further
Certify, that said last will and testament was duly proven in this
the County of Bullock and State of Alabama, and that this Court
had regular jurisdiction of the probate of said last will & testament
And I do further Certify that there is no clerk to said Probate Court
of Bullock County Alabama, the Judge being the only officer of said Court
Given under my hand and seal of
office this 27th day of February 1873

W. H. Black

Judge Probate Court
Bullock County Ala



State of Georgia }
Muscogee County } By the Court of Ordinary for said County

April Term 1873 -

By special order entered on the minutes of said Court of Ordinary
the above and foregoing Certified copy is admitted to Record as the
last will and testament of the within named James Rumph deceased
This 7th day of April 1873

A. M. Brooks

Ordinary
Muscogee County Ga