

LAST WILL & TESTAMENT OF LEVI J. CALDWELL.

I, Levi J. Caldwell, of the aforesaid County and State, being of sound mind, but considering the uncertainty of my earthly existence do make and declare this my last will and testament.

1. My executor hereinafter named shall give my body decent burial suitable to the wishes of my friends and relatives and pay all burial expenses together with all my just debts out of the first moneys which may come in their hands belonging to my estate.

2. I hereby bequeath and give to Arthur B. Caldwell, Dorsey E. Caldwell, Fearby L. Drum, wife of C. B. Drum three parcels of land the T. B. Bumgarner tract including the Jones land, joining the lands of T. J. Bradshaw, M. P. Abernethy and others, containing fifty-five acres more or less, adjoining the lands of Jacob Abernethy, George Baal, and others, and the Herr tract containing twenty five acres, more or less, adjoining lands of J. W. Jones and my entire interest in the store of M. P. Abernethy & Co. each one to have an equal share to sell or divide to suit themselves.

3. I bequeath and give to my son A. B. Caldwell, one note I hold against him, the amount twenty-five dollars without interest.

4. I bequeath and give to my son D. E. Caldwell twenty five dollars in money to come out of my estate.

5. I hereby bequeath and give to my daughter Ella C. Cline, wife of P. H. Cline Fifty acres of land on the southwest side of my home place beginning at a small post oak on Smiths Landing line P. H. Clines and my corners; thence to run a straight line S.W. to the branch below P. H. Cline's garden; thence down said branch far enough to make fifty acres after leaving said branch and running in a Southerly direction as near square as possible.

6. I hereby bequeath and give to my son Tate H. Caldwell, all the remainder of my lands not heretofore disposed of provided he gives his mother a decent and comfortable living during her natural life, and at her death to give her a decent burial at his own expense, provided he fail to comply with the forgoing conditions, the above named lands to go to my wife, Mary R. Caldwell, and at her death, Tate H. Caldwell to have fifty acres out of the above named lands, and the remainder to be sold and equally divided with all my heirs, A. B. Caldwell, D. E. Caldwell, Fearby Drum, Ella C. Cline, T. H. Caldwell.

7. I bequeath and give to my son T. H. Caldwell and P. H. Cline my son-in-law all my entire stock of farming tools including reaper and drill each equal share and set of black-smith tools.

8. I bequeath and give unto my beloved wife, Mary R. Caldwell, and my son T. H. Caldwell all my stock of Cattle that may be on hand at my death.

9. I bequeath and give unto my son, T. H. Caldwell, one buggy known as new buggy one half of buggy and harness he now owns.

10. I hereby bequeath and give unto my beloved wife Mary R. Caldwell, all my house-hold and kitchen furniture during her natural life and at her death to be equally divided between my two daughters Fearby L. Drum and Ella C. Cline.

11. I hereby bequeath and give unto beloved wife Mary R. Caldwell, all the fowls that may be on hand at my death.

All moneys or property that may be on hand at my death to be equally divided between my heirs above named that has not been construed by this will.

12. I hereby constitute my trusty friends P. H. Cline & T. H. Caldwell my lawful executors to all intents and purposes to execute this my last will and testament according to the true intent and meaning of the same, and every part and clause thereof, hereby revoking and declaring utterly void all other wills and testaments by me heretofore made. In witness whereof, I the said L. J. Caldwell do hereunto set my hand and seal, This 12th of March, 1906.

Levi J. Caldwell (Seal)

Signed, sealed, published and declared by the said L. J. Caldwell to be his last will and testament in presence of us who at his request and in his presence do subscribe our names as witnesses thereto.

P. J. Klutz, witness,

W. C. Caldwell.