

and testament, made and expressed the 26th day of July 1837
in our presence who subscribe to this instrument the 29th
July 1837. Joseph Toon, Robert W. Chambers, Henry Jordan.

The foregoing Will was admitted to probate and
Ordered to be recorded, see Minutes & page 144.
Recorded September the 1st 1837.

James H. Craig, clk.

James Hatcher's Will

"In the name of God amen I James Hatcher of the County
of Dallas & State of Alabama now of sound and disposing mind
but being mindful of my mortality do this in the year of our
Lord one thousand eight hundred & thirty six make and publish
this my last will and testament in the following manner, that
is to say, First I desire that so much of the valuable part of
my Estate not including Slaves as may be necessary be immediately
sold after my decease as will pay my just debts and funeral
expenses, the Sale to be by executors in such a manner as they
may think proper. Second, After my debts and funeral expenses
are paid it is my will and desire that my property both real
and personal be kept together by my executors as the common part-
ship of my wife and children to be owned by them in equal
shares in common except as is herein after excepted. Third it is my wish
and desire that fifty dollars should be paid to my son Robert
together with a negro woman named Polly & family a negro
boy Ezigan & the proceeds of land which he has already
sold and received their value which negro he has also has
in possession amounting in all to thirty two hundred &
fifty dollars. Fourth it is my will and desire that my daughter
Martha Vaughan besides the negroes which she has received to wit
Sarah and her family and a negro boy named Jerry, receive the
value of eleven hundred & fifty dollars to be laid out in negroes
by my executors and to be kept in trust with them for the use and
benefit of her and her children together with one horse bed and
furniture the said horse and bed having been received together
amounting in all to thirty two hundred & fifty dollars.
Fifth it is my wish and desire that my daughter Ann Holmes
after the negroes which she has received, to wit, Malinda & her
children whose names are as follows Priscilla Ellen & a
young child together with the future increase of said Malinda
received a boy named Charles & fourteen hundred & seventy five
dollars to be laid out in negroes by my executors and that said boy
Charles with what negroes the above named Ann may purchase
be kept in trust by said executors for the use and benefit of her

and her children together with one horse bed and furniture
amounting in all to thirty two hundred & fifty dollars. Sixth it is
my wish and desire that my son John after the negroes which
he has received to wit. a girl Antoinette & two children & the
negro boy Washington Deal & Bug receive one negro boy named
Phill & five hundred dollars in money amounting in all
to thirty two hundred & fifty dollars. Seventh it is my wish and
desire that Reuben his wife and three children a negro named
Dick & three hundred dollars in money with one horse bed and
furniture be given to my son James amounting in all to
thirty two hundred & fifty dollars. Eighth it is my wish and desire
that a negro woman named Roddy & her five children with their
future increase if any, a negro boy named Ben & seven hundred
dollars to be laid out in negroes be given in trust to my execu-
tors for the use and benefit of my daughter Mary and her
issue together with one horse bed & furniture amounting in all
to thirty two hundred & fifty dollars. Ninth it is my wish
and desire that Saron & his wife & the four owning children
of said Saron and wife, to wit. Isabel Catharine
Lewis Adeline Rodney Elmer Saborn Sophia & an infant
with their increase one horse bed & furniture be given
to my son Henry Crawford amounting in all to
thirty two hundred & fifty dollars. Tenth it is my wish
and desire that the negro boys Peter & Zachariah and
the following negro girls, to wit. Amanda Caroline
Vina Matilda & Martha & two hundred dollars be given
in trust to my executors for the use and benefit of my
daughter Sarah and her issue together with one horse bed
& furniture amounting in all to thirty two hundred & fifty
dollars. Eleventh it is my wish and desire that Black Ma-
ry & Rachel both in the possession of my daughter Ann
Holmes with hundred dollars be given to my grand
daughter Amelia Parks provided the same shall begi-
d at a debt due from me to her father's estate which is
not allotted off by the foregoing part of this will be kept
together for the use and benefit of my wife so long as she
shall live a widow. If she should marry I wish her to
take only a child support & the remainder if any be divided
equally among my children. I further wish my executors in case she
should marry to require her husband to give bond and security
for the forthcoming of the property at her death all of which
I wish equally divided among my children it being understood
that the portion that falls to my daughters will as that
which has already been specified be vested in my executors
for their use and benefit and that of their issue. I further
wish that the property which has been partitioned off in the

fore going part of this will to my minor unmarried
children be kept in common with which has been
allotted to the use of my wife for the mutual benefit of each.
It is further my wish that the said Minor be Educated
and supported out of the property in common.
It is also my wish that my lands lying on both
sides of the River which I then have in Township 16
Range 10 should not be disposed of until my young-
est child becomes of age and not then of during the life
of my wife without her consent. If she should con-
sent to sell the same I wish it sold on a credit
of one two & three years & the proceeds of the same
be equally divided among my children or their law-
ful heirs, the daughters portion still being vested
in my executors for their use and benefit. In testimony
whereof I have hereunto set my hand and affixed
my seal, this the third day of February in the year
of our Lord one thousand eight hundred & thirty six
I am James Hatcher Esq. signed and sealed in the presence
of us R. E. B. Baylor & W. Vaughan Wm F. Daniel Paul
H. Earle & James Hatcher sons having united to
appoint executors to carry into effect my intentions in
the foregoing will do hereby as a condition to said will
appoint Martha Hatcher Robert S. Hatcher Fielding
Vaughan & Williams S. Phillips Executors to this my
last will and testament who or a majority of whom are
lawfully fully authorized to carry into effect all the provision
of the foregoing will. In witness whereof I have set my
hand and seal this the third day of February in the year
of our Lord one thousand eight hundred and thirty six
I am James Hatcher Esq. signed & sealed in the presence of us
R. E. B. Baylor Paul H. Earle Wm F. Daniel & W. Vaughan
State of Alabama Dallas County I Will E. Bird
Judge of the County Court of Dallas County do hereby
Certify that Paul H. Earle Wm F. Daniel & J. W. Vaughan
appeared in open Court & being duly sworn did depose &
say that they saw James Hatcher affix his name and seal
to the foregoing instrument and that he was at the time
of disposing mind and memory. Given under my hand
and seal in Court this 13th of Aug 1838 Will E. Bird Judge
J. W. Vaughan Wm F. Daniel Paul H. Earle
The foregoing will was admitted to Probate
and ordered to be recorded & be minutes of the
(243) Recorded August 31st 1838
James D. Craig clk