

33<sup>rd</sup> 3<sup>rd</sup> I give and Bequeath to my Daughter Mary  
the Wife of Henry Matthews for the Natural Love I bear  
her My Negro Women Maria French about Twenty Years  
of age with her eldest Son Maria Warren and all her  
future increase Except the present increase. Intended in her  
lifetime to her and the heirs born of her body to her own  
survivors as the law stands in Pennsylvania to Married  
Persons. Paper of the last Testament of the late  
Hon 3<sup>rd</sup> I give and Bequeath to my Daughter Margaret  
Widow of the late Dr Walter Dorr for the Natural Love  
and good Will I bear her My Negro boy Maria Jacob  
about 12 years of age with her Mother Rachel  
and old Maria and Mary the third Child of mine to  
and their increases Intended in the joint lives of her to  
her own survivors and entailed to her and the heirs born  
of her body and I should the aging Mary Jacob Negro  
to be bound to her by the law stands leaving to Maria  
Jacob her own property. Which give and Bequeath  
I wish to be fully and mutually attended after my  
death that no Contention or ill Will may arise after I  
am no more I signed sealed and delivered this 28<sup>th</sup>  
day of December A.D. 1868 Henry the 1<sup>st</sup> of the 1<sup>st</sup> of the 1<sup>st</sup>  
before me and others in presence of Thomas D. Allen the  
Notary Public of the County of Allegheny

35 after due deliberation and reflection I with the late Sign  
Witness Rachel in the 3<sup>rd</sup> of the last to remove with my Wife  
Mary her life and my Negro boy Maria French by Willing  
I do to appear in the Court of the County of Allegheny  
appeal 1869. Henry the 1<sup>st</sup> of the 1<sup>st</sup> of the 1<sup>st</sup>  
I J. H. H. H. H.  
The foregoing Will was admitted to probate and recorded  
at Allegheny, Pa. 1869  
Recorded this 11<sup>th</sup> Dec 1869 This is the 1<sup>st</sup> of the 1<sup>st</sup>

When I my legs Will.  
The State of Alabama, Dallas County  
I being possessed of my sound mind and memory  
of body and my worldly matters in reference to  
myself which is at all times possible and  
eventually certain, I do declare this my last  
Will and Testament. 1<sup>st</sup> I Will and Bequeath  
to my Daughter Margaret Ann Graham five  
hundred Dollars to be paid to her at the time  
of my death by my Executor or Executor if the  
same be in hand, if not then on hand then  
so soon as the same can be realized from the  
Estate of my late

2<sup>nd</sup> To My son Samuel Smyler Six hundred and forty Acres of  
being a tract of Land owned by me and lying in the County of  
Dallas above Brevins, with in said County and the following  
Bill, Nancy, and her son Melly and daughter Betty, Abert  
and Caroline his Wife and their three Children Abert, Henry  
and an infant Nelson and Will = 3<sup>rd</sup> To My son  
John Caldwell Smyler Six hundred and Eighty Acres of Land  
lying in the County of Dallas on which he now lives and the Gilman  
and Slavin his wife and son his Wife and son the late John  
Melly and Peter Scipio and his Wife Sylvia, Aaron and  
Pence their Children, = 4<sup>th</sup> To My daughter Nancy & her  
Wife of John Bender Seven hundred and twenty Acres  
of Land lying and situate on Boone Christian the County  
of Dallas and the following Slaves Isaac and Joseph his Wife  
and their Children Caroline and Melly to her can sole and  
to share use during her natural life and that be equally  
divided between her Children to go however with the hands  
of the Trustees hereafter appointed at the time of my death  
5<sup>th</sup> To My daughter Susannah Smyler five hundred and thirty  
nine Acres of Land be the same where as her husband  
of Land lying situate on his own land that of the above  
Christ in the County of Dallas and the following Slaves  
Wey and his Children William, Robert, John and Henry  
and his Wife Jane and Betty and his Children  
and a son, to her can sole and to share use during her  
natural life and to be equally divided at her death between  
her Children and of my death to go with the hands  
of the Trustees to be hereafter appointed at the time of my death  
6<sup>th</sup> To My daughter Margaret Soliman Six hundred and  
half of the tract of Land on which I now live  
in the County of Dallas containing fifty five hundred  
and forty Acres to the same with her husband  
half of which is his own as in several Chances of the  
Will and a such under restriction as before made  
in Clause 3<sup>rd</sup> of the same having reference to the above  
Wife, the delivery of which is to be made by Commissioners  
to be appointed by the proper authorities and to be paid  
that time and not to be paid or paid by and the following  
Slaves Cyres and his Wife, West, John and his Wife  
to my be paid to Cyres and his Children to the same  
another Mary, Abert, William and Sarah to be paid to  
me and to her during her natural life and at her death  
to her Children to be equally divided among them to go  
however at my death into the hands of the Trustees hereafter  
appointed to be made to the Trustees of the County of Dallas  
the Peter James Smyler the other half of thirty Acres

50 I wish in Clause 6<sup>th</sup> of this Will and Testament  
Restricted as in said Clause 6<sup>th</sup> and the following Slaves  
Tobe and Eliza said Eliza also to be subject to my  
bequest in Clause 8<sup>th</sup> and their Children Mitty, Abner,  
Shantou, Anderson, The said Tobe and young and Abner  
the Child of Mitty. — 8<sup>th</sup> In my beloved Wife Rebecca  
Smith the wife of Section twenty eight on which is my  
New Residence in said County of Dallas, the guardian  
ship of Tobe lying east thereof and an eighty acre  
tract West thereof as my Tobe her tract, being part of  
Tract Niquaitha in Clauses sixth and seventh of my Will  
to have and to hold to her use during her Natural life  
and then to go as bequeathed in said Clause, and the  
following Slaves Peter and his Wife Violet, Henry and his  
Wife Mattie, Buntin and Winnie, together with all of  
my Stock of every order, Horses, Mares, Cattle &c. plantation  
tools, weapons, Kents Smith Tools and my Crop of Cotton  
and Corn, Money (I care as before bequeathed) notes  
accounts and claims of every kind and my house hold  
and Kitchen Furniture (Says the piece a New in my house  
which I hereby bequeath to my daughter Susan  
Smith) the said to dispose of at her death  
as she may think proper, also my Slaves Estate  
to be subject at her death to Clause 6<sup>th</sup> and to go as  
stated in Clause 6<sup>th</sup> Eliza subject to and to go as in  
Clause 7<sup>th</sup> and her children and her Children and  
children and their and their issue to  
have and to hold during her lifetime and then  
to be equally divided between Henry C. Vander  
and Rebecca Smith and I desire my wife and I desire that  
as before their mother (says) issue in that case  
the issue to represent and take as the mother or  
mother's estate the under that Will — 9<sup>th</sup> It is  
further my Will that the future increase of the  
under Slaves hereby bequeathed between them and  
my death be the property of those of my Children  
to whom they are hereby bequeathed and on the  
same terms and restrictions; — It is not probable  
that two or more of my daughters may die  
in Natural issue in my Will that in that event  
before or after marriage that the property herein  
bequeathed to such as may die, shall immediately  
in the happening of such an event (unless it occurs  
before my death) return to and be equally divided  
between their brothers and sisters or their heirs  
should either be dead, if the persons, provided

Each of my daughters to be their duty their natural life  
and after to their children to be raised and held to the same  
or Trustees herein after appointed for the benefit and use in this  
Will mentioned. - 11<sup>th</sup> To Carry out the object of this Will I do  
hereby appoint Samuel Smyth and Dan Caldwell my  
Trustees for and on behalf of my said daughters (Maze  
- Ret. Anna Graham by c/o) who are entrusted and  
commanded by this Will to take and receive the same in  
trust for the life of my said daughters the same to be  
paid to them for their support and are paid  
from the Estate of all persons who may be entitled to the same  
of either of my daughters from and to be paid to her or her  
heirs or the legal estate herein bequeathed to my daughters  
in the several Clauses of this Will. 12<sup>th</sup> I do hereby constitute  
and appoint Samuel Smyth and Dan Caldwell my  
Executors 13<sup>th</sup> In testimony of all things aforesaid I  
sign this Will the 22<sup>nd</sup> of October 1849. John Smith  
In presence of W. S. Whelan W. D. B. Kin and J. S.  
Hunt. The State of Alabama, County of Shelby,  
Special Sessions Court at day of December 1849.  
Personally appeared in open Court the said John  
one of the subscribing witnesses to the foregoing Will  
of John Smith who being duly sworn depose that  
he saw the Will he saw it last night the 21<sup>st</sup> of  
said Will as and he has last witnessed and  
and that he saw the other two subscribing wit-  
- nesses W. S. B. Kin and Samuel C. Smith sign  
the same at Wetumpka in the presence of said  
and in the presence of each other that he  
testifies that he saw and depose that he  
and that none of recollecting the same that he  
deponent said two other witnesses sign the same at  
Wetumpka in the presence of and at the  
request of said Testator and in the presence of each  
other on the day and year therein mentioned  
I am a Subscriber. W. S. Whelan  
in open Court the 8<sup>th</sup> day of December 1849  
John Smith  
The said the 8<sup>th</sup> day of December 1849  
W. S. Whelan, Clerk