

55 and Geo Phillips subscribe their names as witnesses
in presence of the testator and in the presence of each
other; and the deponent further says that the testator was
at the time of executing the same of sound mind and
disposing memory. Written and subscribed to before
me. Dec. 8th 1838 John Chandler

W. S. Saffold

Recorded Dec. 8th 1838

State of Alabama In the name of God Amen. I James
C.allas County Vassor of said County being sick and
Considering the uncertainty of this life, but of sound memory
and mind, do as to defer of my earthly concerns, do make and publish
this my last Will and Testament in manner and form following, that
it is say. First I give bequeath & devise unto my beloved Sam an oba
a negro woman Elaria, and three boys Hampton, Jesse & Nathan, Sarah
and Leah, to have and to hold as her absolute and unconditional
property; also the quarter section on which I now live during her natural
life and then to be equally divided amongst my lawful heirs. To have and
to hold during her natural life provided that my Daughter Eleanor who
is to be the ultimate proprietor is to have the privilege of remaining
at all times in joint possession during said term. I then to Lawrence
Augustus Davis and Ann Caroline Davis children of my deceased
Daughter, I give and bequeath the negro Anna, Peter, and Louisa
and their mother Hannah to be their sole right, but subject
to my executors management until Lawrence arrives at the age
of 21 years, disallowing all other persons, to interfere with said negro
but my lawful Executors to be hereafter mentioned, and also that
they be educated at the expense of my Estate and when they come
at the age of twenty one years the property above named to be
equally divided between them or in case Caroline should marry before
that time she get her half, and if they die, the property in that case
must revert to my lawful heirs. I then to my Daughter Martha
I give and bequeath the negro girl Charlotte, Sam, Sam, Dinah, Henry,
Otha and their increase, to, and for her own proper use and benefit
forever. I then to my Daughter Rebecca I give and bequeath a
negro girl Rachel and a boy Frank as her absolute property to be
had and received by her at the time of her marriage. I then I give
and devise to my son Doct. Jos. C. Vassor the S. E. 1/4 of Section 11 in the
Township of and Range 12. which he now occupies to have and to
hold to himself and his heirs in fee simple, and to him also
I give and bequeath forever a negro boy Omar and Robert.

I then to my son Perry I give and bequeath the 1/2 Quarter
on which Mysses Davis now lives and also a Quarter section
in Range 11 Township 11 known by the name of Fields place. To
have and to hold to him and his heirs in fee simple and I also

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give and bequeath a negro boy named Lebarber to possess and enjoy
forever. Item I give and bequeath to my Daughter Eliza two young
girls Fanny and Manassa for her own proper use and purpose
forever. My further will and desire is that my undistributed negroes
those that are herein specifically bequeathed shall after my demise
be equally divided between my wife surviving children and I also
will that my houses and stock of every description at such time as
my Executors may deem convenient shall be equally divided
between my wife and surviving children. Item I also will and
desire that all my household and kitchen furniture remain as it is
also my farming utensils to remain on the farm. And I do hereby
Constitute and appoint my son John Valler and my Daughter
Martha Valler my Executor and Executrix of this my last will
and testament. In witness whereof I have hereunto set my
hand and affixed my seal this the day of September the 9th 1828.

Signed & Signed Samuel Valler (Seal)

Signed Sealed published, declared by said testator
as his last will and testament in our presence and in the pres-
ence of each other have subscribed our names as witnesses thus
James Smiley Jr. (Seal)
H B Mc Donald (Seal)
Thomas Walker (Seal)

The State of Alabama, Dallas County
Personally appeared before me Jas Saffold Judge of the County
and Orphan Court in and for the County and State aforesaid
James Smiley Jr who being first sworn deposes and says that
he saw the Testator to the foregoing will, sign, seal and deliver
said will, and that he subscribed his name to said will at the
special request and in presence of said testator, and that he saw
Thomas Walker and H B Mc Donald subscribe their names as wit-
nesses at the request of the testator and in presence of each
other; And this deponent further says that the said testator was of
sound mind and disposing memory at the time of executing
the same. Sworn and Subscribed to before me this 5th
Decr 1828. Jas. Saffold Jcds.
Recorded this 10th Decr 1828.

J. D. Craig, clk