

reading this notice to their Mother Jan'y 24th 57. Geo. W. Watkins left
by J. H. Skinner N. C.

Anno In the Matter of the Probate of the
Last Will & Testament of George W. Watkins Deceased

To Hon. J. A. H. G. of the County of Marengo
We undersigned Robert H. Wright appointed by your Honor
guardian ad litem for John F. Watkins & Martha F. Watkins Minors
heirs of said Geo. W. Watkins dec'd come & having taken oaths
said appointments for answer say, that the said last will
& Testament is not the last will & Testament of said dec'd
& that said dec'd died intestate. Wherefore your Honor to hold
the parties offering same will for Probate to strict legal
proof of the same & will be paid &c.

At on ad litem for Jn F. Watkins & Martha F. Watkins Minors -

Order on the State of Alabama: Probate Court held March 7th 1857
of Will. In the Matter of the Probate of the
Last Will & Testament of George W. Watkins Deceased

Geo. W. Watkins & Archibald W. Wright the subscribing witnesses
being first duly sworn, depose say, that they were present on
the day said will was made, & saw the same executed
& published by said Geo. W. Watkins as his last will &
Testament, that they subscribed their names thereto as
witnesses, at the Request, & in the presence of said
Geo. W. Watkins & in the presence of each other they
further depose, that said Geo. W. was at the time of
executing said will of said & disposing of said
Marengo

It is therefore ordered & decreed by the Court that said
instrument in writing be admitted to Record as the last
will & Testament of said Geo. W. Watkins
deceased, & that letters testamentary be granted
to J. A. H. G. of the County of Marengo

Last Will of George W. Watkins } In the Name of God Amen:
I George W. Watkins of the County of Marengo
+ State of Alabama, do make public
this my Last Will and Testament, hereby Revoking and Making
void all former wills by me at any time heretofore made, and
first I direct that all my just debts be paid out of the first Mon-
ey that shall come into the hands of my Executors hereafter named
also I direct that after valuation or appraisement be made by three
judicious neighbors of all my said estate, including my houses -
hold furniture, crop &c. also I direct that all my stock be sold
at public auction, for good current money, upon a credit of
three months, and that all the real estate of which I am now
possessed, shall not be sold until in payment of my just
debts. Also my desire is, that all the slaves I now own, shall
be kept together so long as my wife remains single, or until
the youngest child arrive at twenty one years of age - And I do
hereby Make and appoint my beloved wife Mary L. Watkins
Executor of this my Last Will and Testament.

In witness whereof, I George W. Watkins have set
my hand and seal, this Oct 6. 1854
Witness my hand & seal, this Oct 6. 1854
Geo. W. Watkins
& H. Wright - Marengo State -

Probate Court Marengo Term held for Marengo County in
the State of Alabama on the 10th day of Jan'y 1857. Hon. James A.
H. G. of said County, Presiding

(Estate of Warren Massey dec'd) By Minutes of Page 606
This day came William B. Massey &
John B. Massey an instrument purporting to be the last will &
Testament of Warren Massey and pronounced the same for Probate
and at testifying that said Massey died about the day of
December 1854 in Marengo County, wherein was the place of
Residence. It is ordered by the Court that said will be set for
probate on the first Monday in February next & that citation issue to
the next of kin named in the petition of the said Massey, pronouncing
and that W. B. Massey be appointed guardian ad litem for
the minor heirs named in said petition.

To the Honorable James A. H. G. of said County, Judge of
Alabama

The Petition of Mary Massey (deceased) respectfully sheweth
unto Your Honor, that Warren Massey late an inhabitant of
Marengo County, departed this life on the 15th day of Dec-
1854 in said County leaving a last will & Testament
fully signed & published by him, and attested by W. B.
Massey & J. A. H. G. who reside in said County
of Marengo in which said will as your petition
has been informally sworn to believe, is named as ex-
ecutor thereof, which said will is herewith produced
to your Honor, & is subscribed for Probate & Record
in this Court. Your petitioner prays that she be

Petition

that she is the widow of said decedent and that the next of kin of said decedent, as his children Mr. C. Massey who is of full age. Annan Massey, a minor under the age of 21 years, Eliza P. Massey, Nannie M. Massey, John S. Massey & Napoleon C. Massey Minors under the age of fourteen years of age who are residents of Macon County, and Mary F. Maxwell, wife of Mr. H. B. Maxwell who resides in Clarke County. In consideration of all which, your petitioners pray, that a day may be set for the hearing of the matter of this petition. That said probate may cease to do any in said subsequent order as to testify on such appointed day and that such order & decree may be made in the premises as may be requisite proper to effect the due and legal Probate Record of said will sworn to and subscribed as before the year 21 of 1888.

Wm. H. Lambell C. C. } Mary Ann Massey

Citation
 The State of Alabama
 Marengo County
 Probate Court Jan Term 1858
 To my Sheriff of the State of Alabama - Greeting:
 You are kindly Commaanded, without delay, to cite William D. Massey, James Massey, Eleaz S. Massey, Harmon M. Massey, John S. Massey and Napoleon S. Massey if to be found in your County, to be before me before the Honorable Judge of the Probate Court, at a Court to be holden in Graham, for the County of Marengo, on the 1st Monday of February 1859, and show cause if any they have why an instrument for probate as by Mary Massey, as the last will of Harmon Massey dec'd. should not be admitted to probate as such. Return fail not and have you then & then this Citation, with your endorsement thereon - With up: of A County Judge of said Court at office, this 1st M^o 1859 & on the 23^d day of the Independence of the United States
 Return
 Executed in full Jan 12, 59
 By S. Haydon D.C.

The State of Alabama
- Worcester County } Probate Court Term Term 1857
To my Sheriff of the State of Alabama - Greeting:
You are hereby commanded, without delay, to take Wmth
Barnwell & Mary S Barnwell his wife, if they be found
in your County, to be taken before the Honorable
Judge of the Probate Court at a Court to be holden in
London, for the County of Worcester, on the 1st Monday of
February 1857 & show cause if any they have why an
attachment should issue as the last will of William Mays
is a valid one in relation to Probate in such.
Return full Not & have you then & there this Citation made your
appointment there. Witness of A Conny people of said Court etc
of us, this 10th day of May 1857 & in the 83rd year of the
Independence of the United States Jas^d Loving Judge &c

Returned 37th January 1857 by leaving a copy of this Relation with W.
H. Barnwell and Mary Barnwell his wife, G. P. Chishman Sheriff
R. F. P. Martin D. S.

Answer of
Guardian
ad litem

the State of Alabama } Probate Court July Term Aug 1857
Marion County }

In the Matter of the Probating the instrument purporting
to be the last will and testament of Warren Massey deceased. The undersigned duly appointed Guardian ad litem to defend the interest of
Wm M Massey, & Massey, Elias St. Massey, Warren M Massey, John
P. Massey and Napoleon L. Massey Minor children of said deceased
Come into Court & accept said appointment, and for an answer
denies that said instrument is the will of said Warren M Massey
deceased, and prays the Court to require strict proof before
admitting the same to probate as the will of said Warren Massey
deceased

W H Grant

Order on Probate of Will

The State of Alabama - Marengo County

In the Matter of the Probate of -
the will of Warren Massey

3 Probate Court
doceased. February Term 1857

This day came on to be heard the probate of
the will of Warren Massey deceased, and it appearing that all the
just of said deceased have had her day, notice of the term
of probate, said Probate, and it is Grant Large appear-
ing as guardian ad litem for the minor heirs of said de-
ceased, and it is the Subscribing witnesses to said
will, being first duly sworn as a witness, deposed &
said, he was present on the day said will was dated,
and saw said Warren Massey execute said will -
that he and Wm. B. Maxwell & S. S. Stoney the other sub-
scribing witnesses attested said will at the request
of the said testator, and in his presence, and
in the presence of each other - He further says
that said testator was at the time of said will
disposing of his

It is therefore ordered and decreed by the Court upon the foregoing testimony of H. B. Gleason & others and subscribed by them in open Court that said instrument in writing be received and recorded as the last will and testament of said Warren in Massy deceased, and that letters testamentary be granted thereon to said James Pollock Clerk of said County of said Town of New Bedford.

Witness my hand and seal of said Court the 15th day of May 1854.

James Pollock Clerk of said County of said Town of New Bedford.

Last Will of
Nathan Massey of the County of Marengo and State of Alabama, being of sound and disposing Mind and Memory, and being impressed with the uncertainty of life and certainty of death, do Make, ordain and publish this as my last will and testament as follows, to wit:-

Article 1st. It is my will that all my just debts be paid by my Executor as soon as possible. Article 2nd. I hereby will and bequeath to my beloved wife Mary Massey all my property both real and personal of whatever description or kind to be held and enjoyed by her during her natural life or widowhood. Article 3rd. It is my will that each one of my Children, shall have on their marriage or at the age of twenty one years the sum of one thousand and twenty five dollars in money to be paid by my Executor as soon as the said Book can be paid after such Marriage, or arrival at the age of twenty one years, and should the proceeds of such Book be insufficient to pay said sum or sums the said sum of one thousand and twenty five dollars, then my Executor is hereby requested & required to see personal property sufficient to make up the deficit, and as my daughter Mary B. Russell has received the sum of one thousand & twenty dollars she is hereby exhorted in the foregoing provisions of this Article.

Article 4th. It is my will that my son William B. Massey shall not receive any portion of my Estate, until my youngest child becomes of age, or arrives at the age of twenty one year.

Article 5th. It is my will that each and every one of my Children shall be maintained and liberally educated in the English Language, and the Expenses thereof paid by my Executor out of my Estate, Extra & independent of any other bequests herein made. Article 6th. It is my will that at the death of my wife or at the time of her Marriage, that my property both Real and personal of every kind be divided among my wife and all my Children, according to the Statute Law of the State of Alabama, not to conflict with any former bequest in this my last will and testament, and in the final division of my Estate, it is my will that all my property both Real and personal be sold on a credit of twelve months, perched upon giving good personal security.

Article 7th. I hereby constitute and appoint my beloved wife Mary Massey, Executor of this my last will and testament
 W. B. Russell
 S. S. Russell
 H. B. Russell
 } **Nathan Massey** (Seal)

Annunciation
 of Executors

The State of Alabama, Marengo County
 To the Honorable James A. Coyle Judge of Probate of said County:-
 I Mary Massey the Widow of the late Nathan Massey deceased, do hereby certify that the above is the last will and testament of the said Nathan Massey deceased, as the same is contained in the office and trust confided to me in and by said will, and all rights to letters testamentary upon the same, and pray that this my Requestion, may be duly entered of Record for
 Wm. B. Russell
 S. S. Russell
 H. B. Russell
 } **Mary Massey**
 Decr 21st 1858

Samuel R. Jackson Jr. Notary.

Last Will of
Nathan B. Bryan of the County of Marengo and State of Alabama, being of sound and disposing Mind and Memory, and knowing that all men must die, do Make and constitute this further writing to be and contain my last will and testament in manner and form following, to wit:-
 First. It is my will and desire that after my death, the whole of my Estate of every description be kept together and worked for the benefit of my beloved wife, Mary Ann B. Bryan, and my son Nathan B. Bryan, and that my wife be supported, and my son raised and educated out of the yearly proceeds of the same.
 Secondly. It is my will and desire that when my son Nathan B. Bryan attains the age of twenty one year, or is married, that the whole of my Estate be equally divided between him and my wife, and should either my son or wife die before my son is twenty one year old, or is married, then and in that event I give the whole of my Estate to the survivor for ever.
 Thirdly. It is my will and desire that should my son Nathan B. Bryan hereinafter have any issue, that after the death of my wife said issue shall inherit all the Estate hereby given to my wife and son.

Fourthly. It is my will and desire that all my just debts be paid out of the yearly proceeds of my Estate, and should there not be enough to meet the payment of such debts, I leave it discretionary with my Executor & Executors hereafter named to make such provision to pay the same out of my Estate as may be best for the interest of my Estate.
 Lastly. I hereby nominate and appoint my friends and relatives Nathan B. Whitfield Executor, and my beloved wife Mary Ann B. Bryan Executrix to this my last will and testament, and as guardians to my son Nathan B. Bryan with full power jointly or singly, to manage my Estate, and to superintend the education of my son, and to execute this to wit without bond or security for the faithful performance of the same, without requiring them to render a regular account, agree required by law, having

of discretion with them to manage in any way they may consider to be most advantageous to my estate. And should it become necessary I should commit them with full power friendly or enemy to appoint a successor to this trust -

In witness whereof, I have hereunto set my hand and affixed my seal, this 7th day of October in the year of our Lord 1857

Nathan Bryan *(Signature)*
do hereby read and declare by the testator to be his last will and testament in presence of us -

J. R. Pinner - A. J. Bryan
The testimony of A. J. Bryan, one of the subscribing witnesses to the foregoing instrument, who being first duly sworn in open Court, deposes and says that he was present, and saw Nathan Bryan execute aforesaid last will and testament as his last will and testament - that he, and J. R. Pinner the other subscribing witness, subscribed their names as witnesses at the request and in the presence of said Nathan Bryan, and in the presence of each other on the day the same were made, and he further deposes that said testator was of sane mind and disposing mind at the time of the execution of said will -

Order on Probate of Will
Probate Court Marengo County, State of Alabama
Shall be Term. Files the 10th day of January 1859
On the Matter of the will of Nathan Bryan
This day came on for probate the last will of Nathan Bryan deceased, and at appearing from the testimony of A. J. Bryan that said will was duly executed as well more fully appearing by reference to his testimony annexed to said will and by me by him. It is ordered and decreed by the Court that said instrument be received as the last will and testament of said Nathan Bryan deceased - and it is further appearing that Mary Bryan widow of said testator is nominated as Executrix, and that it is provided that she shall not be required to give bond as such - And the said Mary having qualified as such Executrix, it is further ordered by the Court that letters testamentary on said will be granted to the said Mary Bryan

J. R. Pinner
Judge &c

Last Will & Testament of
Jenisha A. Dixon
dec'd

The State of Alabama:

To any Sheriff of the State of Alabama, Greeting:

You are hereby commanded to summon Daniel Pinner, Thomas Pifer and J. H. Pifer to be and appear before the Honorable the Judge of our Probate Court at the Court to be holden for the County of Marengo, at the Court House thereof in Linton, on the 4th Monday of May 1859, on the 1st day of said Term, as also to be and appear from term to term, and from day to day, of each Term of said Court, to testify and give evidence in a certain cause pending in said Court, in the Matter of the Probate of the will of Mrs Jenisha Ann Dixon, and here you then and there this last, with your endorsement thereon.

Witness J. A. Young Judge of said Court, at office, this 2nd day of May 1859, on Monday next, Tuesday and Friday next, and 13th year of the Independence of the United States - J. A. Young, Judge &c
Executed in full May 13th 1859 at Watlington Shiff By J. H. Skinner &c

Return

The State of Alabama

Citation Marengo County Probate Court May Term A. D. 1859

To any Sheriff of the State of Alabama - Greeting:

You are hereby commanded, without delay, to cite Robertus P. Dixon if he be found in your County to be and appear before the Honorable Judge of the Probate Court, at a Court to be holden in and for the County of Marengo, on the 4th Monday of May, 1859, and show cause if any he may why a certain instrument purporting to be the last will & testament of Mrs Jenisha Ann Dixon deceased should not be admitted to Probate as such - Herein you shall have you then and there this citation with your endorsement thereon.

Witness J. A. Young, Judge of said Court, at office, this 2nd day of May 1859, and in the 13th year of the Independence of the United States - J. A. Young, Judge &c

Return

Will

I Jenisha Ann Dixon of Marengo County and State of Alabama, do hereby make my last will and Testament in manner and form following - that is to say: - 1st. It is my will and desire, that my body be decently interred - 2nd. I desire that all my just debts and burial expenses be paid out of my personal estate - 3rd. I will and bequeath to my son Robertus Cunningham Dixon all my real and personal estate, of whatever kind or quality, after my just debts and burial expenses is paid during his natural life, and to be equally divided between his lawful heirs at his death if he should have any - 4th. It is my will and desire, that my son Robertus Cunningham Dixon should die without any debt, that all the bequests bequeathed to him by me, together with their children, be paid at private sale, at reasonable prices giving them the privilege of selecting their wishes, and all the monies arising from such sale together with all the rest of the aforesaid estate, be applied to building of Churches or houses for Christian worship, within the Counties of Marengo and Clarke in the State of Maryland, or other denomination of Christians. In witness whereof, I have set my hand and seal, this 2nd day

of December 1858 -
 signed, sealed, published and delivered by the said testator as, and for
 her last will and testament, in presence of us, with at her request, and
 in her presence here subscribed our names as witnesses thereto -

Samuel Paine
 Thomas Paine
 J. A. Paine

The State of Alabama Probate Court held the 20th day of May
 Macon County 1859. Judge Roney for reading -
 This day came on to be heard the Probate of the will
 of Mrs. Jennie A. Dixon, late of Macon County deceased, and it
 appearing that Robert P. Dixon, the only heir at law of said
 deceased, has had ten days notice of the term of taking said Probate
 and Thomas Paine, one of the subscribing witnesses, being duly sworn,
 deposes that he was present on the day the same were made - and
 saw Mrs. Jennie Ann Dixon sign and publish said instrument
 as her last will and testament, that William Paine and J. A.
 Paine, the other witnesses to said will, were present and signed said
 will as witnesses, and that he saw said witnesses all signed the
 same in the presence of said Jennie Ann Dixon. He further
 deposes that said testatrix was of sane and disposing mind
 at the time of executing said will -
 Thomas Paine

It is therefore ordered and decreed upon the foregoing
 testimony signed by said Thomas Paine that said instrument
 be received and recorded as the last will and testament of said
 Jennie Ann Dixon, and that letters of administration upon the
 estate of said Jennie Ann Dixon be and they will annexed be
 granted to
 J. R. Helling, George & C.

Last will statement
 of
 Wm. R. Warner
 Rec^d
 March twenty eighth 1851
 to Cornelius H. Warner -

Dear Brother -
 Perhaps I may hear from you again, so I
 might you a few lines to let you know what my wishes are re-
 specting my property, if I should die before you get here to see
 me. I wish you to settle all my debts properly from what you
 have here and apportion forever - upon the following conditions:
 First - Pay all my bills incurred in my sickness. 2^d - Pay
 and burial expenses. Second - All my other debts that
 I am in justice bound to pay. Third - Pay over to my brother
 Alexander Lawler one hundred dollars - Fourth - And if our
 brother-in-law Orville Brown is a lawful heir, pay him one
 hundred dollars, if he is not a lawful heir pay him nothing.
 Now, after my debts and other property is sold, and all the
 above stated charges are complied with, you must then have
 my negroes valued by two disinterested persons, pay
 your self for your trouble, and expenses, then divide the
 balance of the appraisement in two equal parts.
 you portion you must pay over to sister Eleanor Waters

Martha Ann Pritchett late by her
 last will and testament of
 Richard H. Pritchett
 of Macon County Alabama

Interrogatories propounded by petitioner to Mary M. Heccey + Martha
 Williams witnesses for petitioner whose answers are taken as to be
 read in evidence in the hearing of said petition -

Int 1st Where do you reside? How you acquainted with Martha A. Pritchett
 deceased, the former wife of Richard H. Pritchett, of Macon
 County in her lifetime? Where did she reside at the time of
 her death? Where did she die?

Int 2nd 3rd 4th 5th 6th 7th 8th 9th 10th 11th 12th 13th 14th 15th 16th 17th 18th 19th 20th 21st 22nd 23rd 24th 25th 26th 27th 28th 29th 30th 31st 32nd 33rd 34th 35th 36th 37th 38th 39th 40th 41st 42nd 43rd 44th 45th 46th 47th 48th 49th 50th 51st 52nd 53rd 54th 55th 56th 57th 58th 59th 60th 61st 62nd 63rd 64th 65th 66th 67th 68th 69th 70th 71st 72nd 73rd 74th 75th 76th 77th 78th 79th 80th 81st 82nd 83rd 84th 85th 86th 87th 88th 89th 90th 91st 92nd 93rd 94th 95th 96th 97th 98th 99th 100th 101st 102nd 103rd 104th 105th 106th 107th 108th 109th 110th 111st 112nd 113rd 114th 115th 116th 117th 118th 119th 120th 121st 122nd 123rd 124th 125th 126th 127th 128th 129th 130th 131st 132nd 133rd 134th 135th 136th 137th 138th 139th 140th 141st 142nd 143rd 144th 145th 146th 147th 148th 149th 150th 151st 152nd 153rd 154th 155th 156th 157th 158th 159th 160th 161st 162nd 163rd 164th 165th 166th 167th 168th 169th 170th 171st 172nd 173rd 174th 175th 176th 177th 178th 179th 180th 181st 182nd 183rd 184th 185th 186th 187th 188th 189th 190th 191st 192nd 193rd 194th 195th 196th 197th 198th 199th 200th 201st 202nd 203rd 204th 205th 206th 207th 208th 209th 210th 211st 212nd 213rd 214th 215th 216th 217th 218th 219th 220th 221st 222nd 223rd 224th 225th 226th 227th 228th 229th 230th 231st 232nd 233rd 234th 235th 236th 237th 238th 239th 240th 241st 242nd 243rd 244th 245th 246th 247th 248th 249th 250th 251st 252nd 253rd 254th 255th 256th 257th 258th 259th 260th 261st 262nd 263rd 264th 265th 266th 267th 268th 269th 270th 271st 272nd 273rd 274th 275th 276th 277th 278th 279th 280th 281st 282nd 283rd 284th 285th 286th 287th 288th 289th 290th 291st 292nd 293rd 294th 295th 296th 297th 298th 299th 300th 301st 302nd 303rd 304th 305th 306th 307th 308th 309th 310th 311st 312nd 313rd 314th 315th 316th 317th 318th 319th 320th 321st 322nd 323rd 324th 325th 326th 327th 328th 329th 330th 331st 332nd 333rd 334th 335th 336th 337th 338th 339th 340th 341st 342nd 343rd 344th 345th 346th 347th 348th 349th 350th 351st 352nd 353rd 354th 355th 356th 357th 358th 359th 360th 361st 362nd 363rd 364th 365th 366th 367th 368th 369th 370th 371st 372nd 373rd 374th 375th 376th 377th 378th 379th 380th 381st 382nd 383rd 384th 385th 386th 387th 388th 389th 390th 391st 392nd 393rd 394th 395th 396th 397th 398th 399th 400th 401st 402nd 403rd 404th 405th 406th 407th 408th 409th 410th 411st 412nd 413rd 414th 415th 416th 417th 418th 419th 420th 421st 422nd 423rd 424th 425th 426th 427th 428th 429th 430th 431st 432nd 433rd 434th 435th 436th 437th 438th 439th 440th 441st 442nd 443rd 444th 445th 446th 447th 448th 449th 450th 451st 452nd 453rd 454th 455th 456th 457th 458th 459th 460th 461st 462nd 463rd 464th 465th 466th 467th 468th 469th 470th 471st 472nd 473rd 474th 475th 476th 477th 478th 479th 480th 481st 482nd 483rd 484th 485th 486th 487th 488th 489th 490th 491st 492nd 493rd 494th 495th 496th 497th 498th 499th 500th 501st 502nd 503rd 504th 505th 506th 507th 508th 509th 510th 511st 512nd 513rd 514th 515th 516th 517th 518th 519th 520th 521st 522nd 523rd 524th 525th 526th 527th 528th 529th 530th 531st 532nd 533rd 534th 535th 536th 537th 538th 539th 540th 541st 542nd 543rd 544th 545th 546th 547th 548th 549th 550th 551st 552nd 553rd 554th 555th 556th 557th 558th 559th 560th 561st 562nd 563rd 564th 565th 566th 567th 568th 569th 570th 571st 572nd 573rd 574th 575th 576th 577th 578th 579th 580th 581st 582nd 583rd 584th 585th 586th 587th 588th 589th 590th 591st 592nd 593rd 594th 595th 596th 597th 598th 599th 600th 601st 602nd 603rd 604th 605th 606th 607th 608th 609th 610th 611st 612nd 613rd 614th 615th 616th 617th 618th 619th 620th 621st 622nd 623rd 624th 625th 626th 627th 628th 629th 630th 631st 632nd 633rd 634th 635th 636th 637th 638th 639th 640th 641st 642nd 643rd 644th 645th 646th 647th 648th 649th 650th 651st 652nd 653rd 654th 655th 656th 657th 658th 659th 660th 661st 662nd 663rd 664th 665th 666th 667th 668th 669th 670th 671st 672nd 673rd 674th 675th 676th 677th 678th 679th 680th 681st 682nd 683rd 684th 685th 686th 687th 688th 689th 690th 691st 692nd 693rd 694th 695th 696th 697th 698th 699th 700th 701st 702nd 703rd 704th 705th 706th 707th 708th 709th 710th 711st 712nd 713rd 714th 715th 716th 717th 718th 719th 720th 721st 722nd 723rd 724th 725th 726th 727th 728th 729th 730th 731st 732nd 733rd 734th 735th 736th 737th 738th 739th 740th 741st 742nd 743rd 744th 745th 746th 747th 748th 749th 750th 751st 752nd 753rd 754th 755th 756th 757th 758th 759th 760th 761st 762nd 763rd 764th 765th 766th 767th 768th 769th 770th 771st 772nd 773rd 774th 775th 776th 777th 778th 779th 780th 781st 782nd 783rd 784th 785th 786th 787th 788th 789th 790th 791st 792nd 793rd 794th 795th 796th 797th 798th 799th 800th 801st 802nd 803rd 804th 805th 806th 807th 808th 809th 810th 811st 812nd 813rd 814th 815th 816th 817th 818th 819th 820th 821st 822nd 823rd 824th 825th 826th 827th 828th 829th 830th 831st 832nd 833rd 834th 835th 836th 837th 838th 839th 840th 841st 842nd 843rd 844th 845th 846th 847th 848th 849th 850th 851st 852nd 853rd 854th 855th 856th 857th 858th 859th 860th 861st 862nd 863rd 864th 865th 866th 867th 868th 869th 870th 871st 872nd 873rd 874th 875th 876th 877th 878th 879th 880th 881st 882nd 883rd 884th 885th 886th 887th 888th 889th 890th 891st 892nd 893rd 894th 895th 896th 897th 898th 899th 900th 901st 902nd 903rd 904th 905th 906th 907th 908th 909th 910th 911st 912nd 913rd 914th 915th 916th 917th 918th 919th 920th 921st 922nd 923rd 924th 925th 926th 927th 928th 929th 930th 931st 932nd 933rd 934th 935th 936th 937th 938th 939th 940th 941st 942nd 943rd 944th 945th 946th 947th 948th 949th 950th 951st 952nd 953rd 954th 955th 956th 957th 958th 959th 960th 961st 962nd 963rd 964th 965th 966th 967th 968th 969th 970th 971st 972nd 973rd 974th 975th 976th 977th 978th 979th 980th 981st 982nd 983rd 984th 985th 986th 987th 988th 989th 990th 991st 992nd 993rd 994th 995th 996th 997th 998th 999th 1000th 1001st 1002nd 1003rd 1004th 1005th 1006th 1007th 1008th

The State of Alabama Marengo County.

Answer

By virtue of the process Commission to the directed from the Judge of the Probate Court of said County to take the deposition of Martha Ann Williams in a certain cause pending in said Court wherein Martha Ann Pritchett Etals is Plaintiff and R. H. Pritchett is Defendant, I have caused the said entry of hers is personally known to me (or whose personal identity is made known to me by proxy made before me) to come before me at the residence of Mrs. Amaladeo 1st day of May A.D. 1857. And after causing her to be sworn to speak the truth, the whole truth and nothing but the truth as a witness in said cause she deposed and answered, as follows -

Answer to

Q. 1st

At the residence of Mrs. Amaladeo in Clarke County. I had a slight acquaintance with her in Marengo County. In August or September 1857, I think.

Q. 2^d

Her children. Their names are Elizabeth, Noble, James -

Q. 3rd

Matthew and Martha. I do not know their ages. In Marengo County from the best of my knowledge and belief I think that is my signature - I signed it in the room where Mrs. Pritchett was -

Q. 4th

She did not. I did not see her sign it - She did not - No she did not. I am not - I do not know. I did not hear her - No - No she did not - No she knew nothing about it -

Q. 5th

Her health was very bad. She did speak of dying at the time I signed the paper - I did hear deceased say that the paper I signed would show that she had given her daughter Martha to Mrs. Pritchett. It was bad, she could not - I have answered all that I heard her say about dying or about her children - It was -

Q. 6th

I know of nothing more that would benefit the Plffs in this suit - Further witness saith not -

Martha Williams

I Thomas H. Skinner Commissioner of said County do hereby certify that the foregoing testimony of said witness was taken down by me in the language of said witness, by me carefully read over to her, and by her fully approved and signed by her in her own hand writing in my presence and under my hand and seal this day and year above written.

Th. H. Skinner Commissioner

The State of Alabama Marengo County.

Answer

By virtue of the process Commission to the directed from the Judge of the Probate Court of said County, to take the deposition of Mary M. Hecaton in a certain cause pending in said Court wherein Martha Ann Pritchett Etals is Plaintiff, and R. H. Pritchett is Defendant, I have caused the said witness who is personally known to me (or whose personal identity is made known to me by proxy made before me) to come before me at residence of R. Hecaton on the 11th day of May A.D. 1857. And after causing her to be sworn to speak the truth, the whole truth and nothing but the truth as a witness in said cause she deposed and answered, as follows -

Answer to

Q. 1st

In Marengo County. I only had a slight acquaintance

Q. 2^d

once with her. In Marengo County. She died in Sept 1857 I think. Her children - Her names are Elizabeth, Noble, James, Matthew and Martha Ann - In Marengo County.

Q. 3rd

It looks like my hand writing and however I wrote my name, and from the best of my knowledge and belief it is my signature - No she was present when I signed it - No she did not - Not in my presence - No she did not - She did not. I am partially acquainted with her writing - It looks like Mrs. Pritchett's hand writing - No she did not - No she did not say in my hearing - No she knew said to in my hearing - No she did not - If she did I have no recollection of it -

Q. 4th

Very bad - Yes she spoke of dying. She did not that I recollect of - Yes her health was very bad - No she could not - Not a word in my presence that I have any recollection of - She said that there was an instrument of writing showing that I have given Martha Ann to sister Ann (Mrs. Pritchett) of the Pritchett's - Yes she was said to know - This was at the time of signing the paper -

Q. 5th

I know of nothing more that will benefit the Plffs in this suit - Further this deponent saith not -

Mary M. Hecaton

I Th. H. Skinner Commissioner of said County do hereby certify that the foregoing testimony of said witness was taken down by me in the language of said witness, by me carefully read over to her, and by her fully approved and signed by her in her own proper hand writing in my presence - Given under my hand and seal this day and year above written.

Th. H. Skinner Commissioner

The State of Alabama Marengo County

Estate of Martha H. Pritchett } Probate Court State of Ala. held the 2nd day of May 1857 George County
deceased } Presiding. The following order was made to wit - The Probate of the Will of said deceased be allowed for want of objection in the case -

At a Public term of the Probate Court held for Marengo County in the State of Alabama on the 2nd Monday day of June A.D. 1857, the Hon. James A. Young Judge presiding the following among other proceedings were had to wit -

Order

Estate of Martha H. Pritchett } This day came on for Probate the last will and Testament of said Martha H. Pritchett, and it appearing that Richard H. Pritchett & Cynthia Ann Pritchett who are the next of kin of said deceased have had ten days notice of the time & place of taking said Probate & of further appearing from the testimony of Martha Williams & Mary M. Hecaton the subscribing witnesses to said will, whose deposition by answer to said will that the said will was duly & in time by said witnesses on the day of its date in their presence & attested by them as procured by law, and of further appearing that said will was at the time of executing said will of sound mind. It is therefore ordered by the Court that said instrument be so pronounced as aforesaid, be admitted to record as the last will & Testament of said Martha H. Pritchett deceased.

James A. Young Judge

Last Will & Testament

Mary A. Glover dec'd

See Minute Entry G. 586 + 631

Petition

To the Hon James A. Young Judge of the Probate Court of Macon County in the State of Alabama -

The undersigned would respectfully entreat your Honor, that Mary A. Glover, late of said County, died on the 2nd day of October A.D. 1858, leaving the proper heirs apparent, desiring to be her last will and testament - that by reference to said paper it will be seen that Benjamin W. Glover & Thomas H. Foster are the subscribing witnesses to the execution thereof - that the said Benjamin W. Glover resides in said Macon County - and that the undersigned is informed that the said Thomas H. Foster is dead - that the said Mary A. Glover left her personal property at the time of her death, the following persons who are her heirs or heirs of her body: Anne C. Lyon, wife of George C. Lyon, Laura Elbert, wife of David S. Reub, and George S. Glover, all of whom reside in said Macon County, and are over twenty one years of age, and who in the said Will be called in said will as legatee &c. all of which is respectfully submitted for.

Geo. S. Lyon
Geo. S. Glover

Will

The last Will and Testament of Mary A. Glover of Macon County in the State of Alabama -

"I Mary A. Glover considering the uncertainty of this mortal life, and being of sound mind and memory do make and publish this my last Will and Testament in manner & form following, (that is to say)

First

I give and bequeath to my son George S. Glover the sum of three thousand (\$3000) Dollars of the portion of my Estate that I received under the will of my late husband Allen Glover dec'd - I further give and devise to my daughter Anne C. Lyon the wife of George C. Lyon, and to the heirs of her body one third of my Estate after paying the three thousand dollars and interest above devised. I further give and devise to my daughter Laura S. Glover, and to the heirs of her body one third of my Estate after paying the three thousand dollars and interest above devised. I further give and bequeath to my son George S. Glover, one third of my Estate after the payment of the three thousand Dollars and interest devised to him above - and I hereby appoint George C. Lyon & George S. Glover my Executors of this my last Will & Testament, hereby revoking all former wills by me made -

In witness whereof I have hereunto set my hand and seal, this 17th day of September A.D. 1852.

Mary A. Glover *Test*
Say and sealed in the presence of
B. W. Glover
Thos. H. Foster

Probate Court Macon County Term 1859

In the Matter of the Estate of this day came in to be heard the Probate of the will of the said of Mrs Mary A. Glover dec'd and of the said Benjamin W. Glover one of the subscribing witnesses being first duly sworn states that he was present on the day said will came into court, and saw the same executed by Mrs Glover, that he and Thomas H. Foster the other subscribing witness signed the same as witnesses at the request, and in the presence of Mrs Glover, and in the presence of each other, and that Mrs Glover was at the time of said and disposing mind. deponent further says he wrote the will, and that the clauses were made by Mrs Glover after the will was executed, and that she informed deponent that she had made the same -

B. W. Glover

It is therefore ordered and decreed by the Court that said instrument be admitted to probate upon the solemn affirmation as the last will and testament of said Mary A. Glover deceased and that all other testamentary be granted thereon -

Geo. S. Lyon
Page 20

Petition

Last Will & Testament

Rachel W. Melcher dec'd

See Minute Entry G. 619

To the Hon James A. Young Judge of the Probate Court of Macon County in the State of Alabama -

The petition of the undersigned Lucinda W. Melcher who is a citizen and resident of said County, respectfully sheweth that Rachel W. Melcher, who in her life time was a citizen and resident of said County, departed this life at Andover, in said County, on the 10th day of January inst. and that the said Rachel W. Melcher on the 10th day of January A.D. 1855, published and declared his last Will and Testament in words and figures following -

"I Rachel W. Melcher of the town of Andover in the State of Alabama, do hereby make public and declare this my last Will and Testament in manner and form following, that is to say - In consideration of the kindness and affection shown to my daughter Lucinda W. Melcher by me for many years past, I give and bequeath to her, and her heirs forever all my property of every kind and description whatever which I may have at the payment and discharge of my funeral expenses - and I appoint her my said daughter Lucinda W. Melcher - and as I have no debts I direct that she be not required to give bond as such Executor -

In witness whereof I have hereunto set my hand and seal this January 16th 1855

(Signed) Rachel W. Melcher

Signed, sealed, published and declared by the said testator as and for her last will and testament in our presence and at her request and in her presence and in presence of each other have subscribed our names as witnesses (Signed) C. H. Skinner - B. W. Glover - and by which said will said Rachel W. Melcher is the only child and daughter of said testator - born within said State of Georgia - and now residing in said County of Macon

Informant for Probate - That said Rachel left her surviving
the following children and only here at Law - James Mitcheson
a son who is over twenty one years of age, and who as petitioner
is informed and believes is a non resident of this State, and whose
residence unknown to petitioner. Lucetta Lawmiller Gorda,
her daughter - who is the widow of Franklin B. Gorda dec^d, who
is over twenty one years of age, and a non resident of this State,
and whose residence is Memphis Tennessee in the State of
Tennessee. Fannie Murray, her daughter, widow of William
Murray dec^d, who is over twenty one years of age, also a
non resident of this State, and whose residence is Memphis in
the State of Tennessee - Fannie Miller, wife of George
Miller, who is over twenty one years of age, and resides at Linden
in said Marengo County - Alice or Alicey, a grand daughter,
wife of Matthew D. Kent, who is over 21 years of age and resides
in Choctaw County in the State of Alabama, and also your
petitioner, Lucetta Mitcheson, who resides in Laws County of
Georgia. Your Petitioner brings these into Court, and
prays that the same be admitted to Probate.

Bill
 & Rachel. Mitcheson of the Town of Annapolis in the State
 of Maryland, do hereby make, publish and declare this
 my last will and Testament in manner and form follow-
 ing that is to say - First - In consideration of the Sundry
 and attention of my daughter Execution Witness to me
 for many years past, I give and bequeath to her and to her
 heirs forever all my property of every kind and description
 whatever, which I may leave after the payment & discharge
 of my funeral expenses, and I appoint her my said daugh-
 ter Execution my sole Executor - and as I see no doubt, I direct
 that she be not required to give bond as such Executor.

A. Spencer
B. N. Glover

Order In the Matter of the Probate
of the Will of Rachel
Mitchem &c &c.

Probate Court Maricopa County
January Term 1888

The Probate of the will of Rachel
McIntoshson concerning on this day to be heard, and it is af-
firming that Letters have been duly served upon the heirs
at Law residing in the State of Alabama, and it
further appearing that notice of the time & place of hear-
ing said Probate has been given by publication of three
successive weeks in the London Jeffersonian, and Eliza-
b. Prince, one of the subscribing witnesses being

Q^d Last Will & Testament

Pelition

George H. Rainey

Die Minze & Pfeffer

To be taken & taken since the death of George, of the State
 of Virginia County in the State of Alabama -
 I have to say, your petitioner, Henry D. Dancy,
 of said Virginia County - that he was the lawful wife
 and in the death of George H. Dancy sole of said County,
 deceased, was his and she was a married wife in the
 10th of the last year, in the year 1848 and she then
 was the wife of said County, and she was
 a widow of a last will and testament, or
 writing, according to be such, having state, and
 which was - in her and executed by him, on the
 10th day of November in the year 1848 - and
 was all written, dated and signed by his own
 proper hand, and which writing is herewith
 given to you Honorable Court, as is the legal
 thing of said George H. Dancy was in the age
 of 21 years, and your petitioner does not know of
 and although she has examined the papers of the
 said George H. Dancy, and does not find any other writing
 purporting to be intended by him to be his last will
 or testament, that the said George H. Dancy was not
 married to her or descendant of any - nor any other
 or sister, or descendant of any, from surviving,
 that the only next of kin of the said George H.
 of whom your petitioner has any information
 in Georgia, North Carolina or State of Georgia
 in the County of New London in the State of Georgia
 is dead - and for her other persons - (but if
 any they are unknown to your petitioner) - of
 said State of the State of Rhode Island, and
 that the said George H. left a large estate
 real and personally situated in the County of
 Maryland and Choctaw in the State of Alabama
 your petitioner, therefore, prays, the writing
 above as the last will & testament of

their George H. Barney. And pray notice thereof to be given according to law, to the test of him, and that said writing to be given and established as such last will by your Honorable Court. And as in duty bound will ever pray &c.

Wm. H. Barker
for Geo. H. Barney

The above named Mary L. Barney, being duly sworn, deposes that the allegations in the foregoing petition, are according to the best of her knowledge, information and belief, true in substance and in fact.

Sworn to & subscribed before me as within

My hand & seal of the Probate Court of Mobile Co. Ala. this 11th day of July 1859
Jas. H. Barker
1859 Jas. H. Barker

470

The Last Will and Testament of George H. Barney made this 11th day of November in the year of our Lord 1845. I, the undersigned, do hereby certify that the sum of \$100,000 dollars is to be paid to his administratrix out of my estate. I & the undersigned believe in my property both real and personal to me and his heirs forever. I disclaim my power of the Probate Court of this my last will.

The Probate Court of the State of Alabama
Mobile County
Jas. H. Barker
1859

In the matter of the will of George H. Barney, deceased, the testimony of Charles H. Barker, sworn to before the Probate Court of Mobile County, Alabama, at the term of said Court held on the 11th day of August 1859, in the matter of the will of an instrument in writing, and sworn to by me as the last will of said George H. Barney, and the said Charles H. Barker being first duly sworn, deposes and states that he has known Col. George H. Barney ever since 1845, and has from that time to the present seen his hand writing and thinks he is well acquainted with it, that he has seen said will in the hand writing of said Barney, and that the signature is his genuine signature. That Col. Barney has been a resident of Marengo County ever since he first knew him until the day of his death, and that he was at the time as far as he knows ever known or heard of down since, up to the time within last saw him which was at the New Term of the Circuit Court of Marengo County 1859. Thinks Col. Barney was about 60 years of age when he first knew him in 1845. He is itself

And said Charles H. Barker being also first duly sworn, states that said George H. Barney resided in Marengo County, that he and said Barney became acquainted before or between 1841 and 1845, that for the last ten or twelve years he kept an occasional correspondence with Col. Barney, and is well acquainted with his hand writing, and from his knowledge of his hand writing is well satisfied that said will is in the hand writing of said Barney, and that the signature is his genuine signature. That Col. Barney was a very intelligent man, was well known to him, and that his mind was at all times when writing clear and sound, and that although never known or heard of his being or having been otherwise than perfectly sane, that if at any time Col. Barney had been of unsound mind, Barker thinks he would have heard of it. Barker says further that Col. Barney died in possession of a large real and personal estate a portion of which is in Marengo County and a portion in Choctaw County in the State of Alabama, and has been in possession of a large property, real and personal from the first acquaintance of Barker with him. Barker thinks from his acquaintance with him, became acquainted with Col. Barney that he was about 60 years of age when he first became known to Barker, and considers him a temperate man and of a steady and regular habit.

Charles H. Barker being also sworn, states that he has known Col. Barney since 1847, that he is Clerk of the Circuit Court of Marengo County, has had correspondence with him, and that he has been acquainted with his hand writing, and that of any one else, and believes said will is in his hand writing, and that his signature is genuine.

And said Charles H. Barker being also sworn, states that he is the Clerk of the Probate Court of Marengo County, that he became acquainted with Col. George H. Barney at the time of his death about the year 1841 or 1842, and has known him ever since up to the time of his death, that at intervals during nearly all the time since his first acquaintance he has had correspondence with him, or kept up the nature of becoming acquainted with his hand writing, that about the year 1841 or 1842, while in said County in the practice of law, with William M. Brooks Esq., the firm of Brooks & Barker were employed by Col. Barney as Counsel, and with up saw his hand writing frequently, and he thinks he is well acquainted with it, and with his signature from his knowledge of them, he believes the said will to be in the hand writing of Col. Barney, and that the signature is his genuine signature. He further says that Col. Barney was at all times since his first acquaintance with him of clear and strong mind, and was a man of sound and ordinary intelligence.

47
Order of Probate

Probate Court Marengo County. This day came on for Probate the
Special Term held August 3rd 1857. ^{continued by Mrs Mary L. Barrow}
as the Last will and Testament of said George W. Barrow dec^d.
And it appearing to the Court that notice of the time & place of
hearing said Probate has been given by Publication for three
successive weeks in the Union Jeffersonian, a newspaper
published in said County, that the Hon. Justices of
said Marengo Court appear if they thought proper, And
it further appearing by the testimony of 16 ems J. H. Holt,
Doct Chas. L. Jy, J. M. Hardy and James A. Loring taken
down in writing and now read to said will and substituted
by them in open Court, that said will is in accordance with the
last writing of said George W. Barrow and that he was at
about the time of the date of said will and was in ex-
istence the period of his last sickness of said will. It is
therefore ordered by the Court that said instrument be
perfected as aforesaid be admitted to record as the last
will and Testament of said George W. Barrow as to his
personal Estate, and that letters of administration be
granted thereon.
J. A. Loring
Judge &c

Probate

Probate Court Marengo County. This day came on for Probate the
Special Term held August 3rd 1857. ^{continued by Mrs Mary L. Barrow}
as the Last will and Testament of said George W. Barrow dec^d.
And it appearing to the Court that notice of the time & place of
hearing said Probate has been given by Publication for three
successive weeks in the Union Jeffersonian, a newspaper
published in said County, that the Hon. Justices of
said Marengo Court appear if they thought proper, And
it further appearing by the testimony of 16 ems J. H. Holt,
Doct Chas. L. Jy, J. M. Hardy and James A. Loring taken
down in writing and now read to said will and substituted
by them in open Court, that said will is in accordance with the
last writing of said George W. Barrow and that he was at
about the time of the date of said will and was in ex-
istence the period of his last sickness of said will. It is
therefore ordered by the Court that said instrument be
perfected as aforesaid be admitted to record as the last
will and Testament of said George W. Barrow as to his
personal Estate, and that letters of administration be
granted thereon.
J. A. Loring
Judge &c

Probate

Probate Court Marengo County. This day came on for Probate the
Special Term held August 3rd 1857. ^{continued by Mrs Mary L. Barrow}
as the Last will and Testament of said George W. Barrow dec^d.
And it appearing to the Court that notice of the time & place of
hearing said Probate has been given by Publication for three
successive weeks in the Union Jeffersonian, a newspaper
published in said County, that the Hon. Justices of
said Marengo Court appear if they thought proper, And
it further appearing by the testimony of 16 ems J. H. Holt,
Doct Chas. L. Jy, J. M. Hardy and James A. Loring taken
down in writing and now read to said will and substituted
by them in open Court, that said will is in accordance with the
last writing of said George W. Barrow and that he was at
about the time of the date of said will and was in ex-
istence the period of his last sickness of said will. It is
therefore ordered by the Court that said instrument be
perfected as aforesaid be admitted to record as the last
will and Testament of said George W. Barrow as to his
personal Estate, and that letters of administration be
granted thereon.
J. A. Loring
Judge &c

Probate

Probate Court Marengo County. This day came on for Probate the
Special Term held August 3rd 1857. ^{continued by Mrs Mary L. Barrow}
as the Last will and Testament of said George W. Barrow dec^d.
And it appearing to the Court that notice of the time & place of
hearing said Probate has been given by Publication for three
successive weeks in the Union Jeffersonian, a newspaper
published in said County, that the Hon. Justices of
said Marengo Court appear if they thought proper, And
it further appearing by the testimony of 16 ems J. H. Holt,
Doct Chas. L. Jy, J. M. Hardy and James A. Loring taken
down in writing and now read to said will and substituted
by them in open Court, that said will is in accordance with the
last writing of said George W. Barrow and that he was at
about the time of the date of said will and was in ex-
istence the period of his last sickness of said will. It is
therefore ordered by the Court that said instrument be
perfected as aforesaid be admitted to record as the last
will and Testament of said George W. Barrow as to his
personal Estate, and that letters of administration be
granted thereon.
J. A. Loring
Judge &c

if to be found in your County, to be sent before the Honorable Judge of
the Probate Court at a time to be held in person, for the County of Marengo, on the
2nd Monday of Nov. 1858, and then come why a certain instrument is being
disputed by Mrs Green as the Last will of said Robert L. Green dec^d.
Should not be admitted to Probate. Green said that, and then you then and
then this Citation, with your endorsement thereon.

Return

Answer
of Robert
L. Green

Probate

Probate Court Marengo County. This day came on for Probate the
Special Term held August 3rd 1857. ^{continued by Mrs Mary L. Barrow}
as the Last will and Testament of said George W. Barrow dec^d.
And it appearing to the Court that notice of the time & place of
hearing said Probate has been given by Publication for three
successive weeks in the Union Jeffersonian, a newspaper
published in said County, that the Hon. Justices of
said Marengo Court appear if they thought proper, And
it further appearing by the testimony of 16 ems J. H. Holt,
Doct Chas. L. Jy, J. M. Hardy and James A. Loring taken
down in writing and now read to said will and substituted
by them in open Court, that said will is in accordance with the
last writing of said George W. Barrow and that he was at
about the time of the date of said will and was in ex-
istence the period of his last sickness of said will. It is
therefore ordered by the Court that said instrument be
perfected as aforesaid be admitted to record as the last
will and Testament of said George W. Barrow as to his
personal Estate, and that letters of administration be
granted thereon.
J. A. Loring
Judge &c

Probate Court Marengo County. This day came on for Probate the
Special Term held August 3rd 1857. ^{continued by Mrs Mary L. Barrow}
as the Last will and Testament of said George W. Barrow dec^d.
And it appearing to the Court that notice of the time & place of
hearing said Probate has been given by Publication for three
successive weeks in the Union Jeffersonian, a newspaper
published in said County, that the Hon. Justices of
said Marengo Court appear if they thought proper, And
it further appearing by the testimony of 16 ems J. H. Holt,
Doct Chas. L. Jy, J. M. Hardy and James A. Loring taken
down in writing and now read to said will and substituted
by them in open Court, that said will is in accordance with the
last writing of said George W. Barrow and that he was at
about the time of the date of said will and was in ex-
istence the period of his last sickness of said will. It is
therefore ordered by the Court that said instrument be
perfected as aforesaid be admitted to record as the last
will and Testament of said George W. Barrow as to his
personal Estate, and that letters of administration be
granted thereon.
J. A. Loring
Judge &c

Still

Probate Court Marengo County. This day came on for Probate the
Special Term held August 3rd 1857. ^{continued by Mrs Mary L. Barrow}
as the Last will and Testament of said George W. Barrow dec^d.
And it appearing to the Court that notice of the time & place of
hearing said Probate has been given by Publication for three
successive weeks in the Union Jeffersonian, a newspaper
published in said County, that the Hon. Justices of
said Marengo Court appear if they thought proper, And
it further appearing by the testimony of 16 ems J. H. Holt,
Doct Chas. L. Jy, J. M. Hardy and James A. Loring taken
down in writing and now read to said will and substituted
by them in open Court, that said will is in accordance with the
last writing of said George W. Barrow and that he was at
about the time of the date of said will and was in ex-
istence the period of his last sickness of said will. It is
therefore ordered by the Court that said instrument be
perfected as aforesaid be admitted to record as the last
will and Testament of said George W. Barrow as to his
personal Estate, and that letters of administration be
granted thereon.
J. A. Loring
Judge &c

beauty, I appoint my cousin James L. Child to be administrator or Executor under this will
Test. No Christian - M. F. Stone

Last Will & Testament
of
W. G. Grayson

See Minute Entry No 628

Citation the State of Alabama Probate Court
County of 3 January Term A. D. 1837
It is my duty as Sheriff of the State of Alabama - Greeting:
You are hereby commanded, without delay, to cite Mrs. Emeline Grayson and her children James G. Grayson, Robert H. Grayson, William G. Grayson and Mary L. Grayson, Minors of the late George W. Grayson, County to be and appear before the Honorable Judge of the Probate Court at a Court to be holden in London, for the County of 3 January, in the 31 day of January 1837, and show cause if they think proper why an instrument purporting to be the last will of said George W. Grayson should not be admitted to Probate. Return call that and do no more than, and then this Citation, with four endorse ments thereon -
Witness my hand and Great Seal of said Court at the City of Montgomery, 24 day of January 1837, and in the 33 year of the Independence of the United States.
Dated 24 day of Jan and 1837.
Executed in full of my duty 29th 1837.

In the Matter of the Probate of the Last Will & Testament of W. G. Grayson dec'd
vs
The Hon. Geo. Thomas George & c of said Court
vs
Robert D. Hunt appointed Guardian ad litem for Grayson, and
Grayson, Minors heirs of the late W. G. Grayson dec'd to represent them in the above matter, Come & showing notice, receipt, and appointment of said guardian to the Probate of W. G. Grayson in the above matter, says in answer that said instrument being purporting to be the last will & testament of said deceased, I pray your Honor to have said will admitted to Probate as proof of the same - and as will ever Gray & c.

Robert D. Hunt
Guardian ad litem for Minors heirs of W. G. Grayson dec'd
The State of Alabama in Probate Court
In the Matter of the Will of W. G. Grayson dec'd
This day came on to be heard the Probate of the instrument heretofore shown and as the last will & testament of William G. Grayson dec'd and it appearing that the heirs at law, and Part of him of him deceased have been legal Parties of the Term of said said Probate and Robert D. Hunt having been appointed Guardian ad litem for the Minors he came of said the estate, &

appeared in open Court and accepted said appointment and filed his plea in behalf of said Minors, and Oliver S. Grayson one of the subscribing witnesses to said will being sworn & examined in open Court, deposes and says that he was present on the day said will was made and saw said W. G. Grayson execute said instrument as his last will and testament - that he and W. H. Riddle and W. H. Grayson, the other subscribing witnesses all signed the same at the Probate and in the presence of said testator and that the name of the testator was written & signed to said instrument by W. H. Riddle at the request of the testator being unable to see how to write his name at the time - further deposes that said testator was of sane mind at the time - He further says, the will was written in French because the French & other was convenient, and was twice read over in the presence of the testator.

O. S. Grayson
I, the Judge, rejoined, returned & decreed upon the testimony of said Oliver S. Grayson as herein stated & signed by him, that said instrument be and is admitted as the last will & testament of said W. G. Grayson, and it is further ordered that letters testamentary should be granted to W. G. Grayson the testator named in said will, upon his entering into satisfaction Bond in 10 thousand Dollars.

The State of Alabama in Probate Court
vs
The Hon. Geo. Thomas George & c of said Court
vs
Robert D. Hunt appointed Guardian ad litem for Grayson, and
Grayson, Minors heirs of the late W. G. Grayson dec'd to represent them in the above matter, Come & showing notice, receipt, and appointment of said guardian to the Probate of W. G. Grayson in the above matter, says in answer that said instrument being purporting to be the last will & testament of said deceased, I pray your Honor to have said will admitted to Probate as proof of the same - and as will ever Gray & c.

Last Will & Testament
of
W. G. Grayson
See Minute Entry No 628
The State of Alabama Probate Court
County of 3 January Term A. D. 1837
It is my duty as Sheriff of the State of Alabama - Greeting:
You are hereby commanded to summon Mrs. Emeline Grayson to be and appear before the Honorable Judge of the Probate Court at a Court to be holden in London, for the County of 3 January, in the 31 day of January 1837, and show cause if they think proper why an instrument purporting to be the last will & testament of said George W. Grayson should not be admitted to Probate. Return call that and do no more than, and then this Citation, with four endorse ments thereon -
Witness my hand and Great Seal of said Court at the City of Montgomery, 24 day of January 1837, and in the 33 year of the Independence of the United States.
Dated 24 day of Jan and 1837.
Executed in full of my duty 29th 1837.

Last will & Testament

of
Olinus B. Hoadley
Secy

See Minutes p. 757 & 763

Return To the Hon. James A. Hany Judge of the Probate Court of the County of
Bibb, the State of Alabama

The Application of William E. Clarke. Respectfully
represents to your Honor Court, that Oliver B. Boodie late of said
County dead on the 17th day of July A.D. 1857 in said County -
that at the time of his & his said death he was an inhabitant of the
said County - that on the 16th day of July 1857 the said Boodie made his Last
Will and Testament which were duly attested by S. H. Hoff and Thomas
H. Prince in his presence and by his declaration - that at the time of
his death he was possessed of a large & clear and personal estate
that he was over the age of 21 years - that he left him no children
his nearest, Josephine Boodie, and the following children, to wit:
John B. Boodie, Oliver P. Boodie, George H. Boodie and
Thomas D. Boodie - said Thomas under the age of 21 years -
all of whom reside in said County; & the said children desire with
their said mother, and that he duly appointed her administratrix and
she now possess him as Executor of his said Will - that said applicant
further sheweth that the said Josephine requires to be appointed
her co-administratrix - and therefore your applicant in
consideration of the premises sheweth that the said Will may be
admitted to Probate in the said Court, and in furtherance thereof
prays that the said Will may first be Read May have ten days
within the space of this application and that said Court may
grant her leave to be sworn in as co-administratrix to said W. E. Clarke

12/11/1880
 11. Mr. T. C. Williams, Marquette, Canada

To the Honorable Justices of the said Court -
 I have the honor to acknowledge the receipt of your letter of the 14th inst. in relation to the late case of B. Boardin - John B. Boardin, Peter B. Boardin, George B. Boardin and Thomas A. Boardin and William E. Boardin against the children of the said Oliver B. B. to be and appear before the Honorable Probate Court of the said County, on the 1st instant of October A.D. 1877, at Spencer, in said County, in the said Court to be holden at Spencer in said County, in and on
 cause if any they have why a certain instrument purporting to be the last will and testament of the said Oliver B. Boardin, late of said County, should not be admitted to Probate in said Court on the application of William E. Boardin filed in said Court, as taken out of the said will, under the misimpression the said will for the purpose of proving the said will and then to cause Messrs. of the said Court to be held in said Court.

Given under my hand at
 this day of December 1859
 I certify that he is worthy of having a copy of you
 His brother John B. Braden, Oliver B. Braden, George
 B. Braden, Thomas B. Braden, Mary Braden, John
 Braden, and the wife of the same, all of whom are
 of the same family.

In the Matter of the Probate of the
last will and testament of Oliver B
Broadie dec'd

the decess of Anson Springfield guardian ad litem of John Brodie -
Oliver Brodie, George Brodie Edmund Brodie and Mary Louisa Brodie
infants under the age of 21 years and heirs at law of Oliver B Brodie
late of Macon County dec'd. to the petition of William E. Clarke who has
forwided an instrument in writing for potate at the last will & testament
of Oliver B Brodie dec'd. to said Court the said Anson Springfield
as guardian ad litem for said infants & on their behalf, says he
receives cash and every allegation in said instrument is the truth set
forth and says that he may be held to strict proof of the same
Done at Springfield 5th 1859 Wm E. Clarke
Springfield

to
will.

To the Hon. James A. Lund Judge of Probate of Macon County in
the State of Alabama

The undersigned Josephine Hodder widow
of Oliver P. Hodder late of said County deceased, have sent you
Honor that she was lawfully married to said Oliver^{decd} Hodder,
that the said Oliver died on the day of July 1867 having executed
his last will & Testament which has been proven and is now
before your Honor, and that the Probate thereof is set for trial
the undersaid and her sister have that the provisions of said will
in her favor are not adequate, and as she believes not much as
her said husband intended to have made would have made
under other circumstances. She therefore, presents from said will
and the provisions thereof in her said for her benefit, and prays
your Honor to let her have the same of record, and as soon as
the same can lawfully be done without prejudice to the
estate of her late husband and to the interest of her chil-
dren who are legatees under said will to cause the legal dis-
tribution of her said estate to which she may be entitled
& her share to be allotted & set off to her —

Josephine Hodder

Filed Aug. 13th 1889. H. L. Langer, Secy. 7c

12
epistolary

In the Matter of the Estate of
the Late Willm and Parliament 3. In Probate Court of
of Oliver B. Boddie dec'd.) Hallowe County State of Kentucky
ext a Term held the 8th day of Oct. A.D. 1858.
This day came W. & C. Clarke one of the executors nominated by the
B. Boddie in the instrument provided by him as the last
will of said Oliver B. and likewise came those persons
who have been appointed guardians ad litem for John Boddie
Oliver Boddie George Boddie Edmund Boddie and
John Boddie Boddie heirs of said testator and accept
said appointment and appear on behalf of said minors
and the said William & Clarke move that said instrument
be admitted to Probate as such last will & Testament, that
Thomas H. Co. Priner one of the subscribing witnesses to said
will being first duly sworn in open Court testifies as
follows to wit: that he was present at the house at

I agree to give
Wife for her Separate use a judgement & decree against
Mr. Barker this assignment I satisfy and adopt as a
part of my will. I exchange and empower my wife
Executing to sell at private sale any part of my personal
property she may prefer to sell and to reinvest the
proceeds in the way she prefer till held subject to the terms of

691 this my last will

In witness whereof I have hereunto
set my hand & seal this 12 day of Oct. 1859
Signed Thos. H. Walker (C)

Witness
O. H. Hines
R. M. Campbell

13

And your petitioner further
represents that said Thos. H. Walker died leaving a
considerable Estate in this, Marengo County, Georgia
County, he was a resident & citizen at the time of
his death and that your petitioner resides in this
County & the aforesaid two children Thos. H. Walker
and Francis L. Walker live in this County with her
and your petitioner proposes said will
for probate & prays that the same may be
probated according to law. Witness & Hines
Silas H. Co. 1859 by her Council
At Young Judge Lewis & Prince

State of Ala. Probate Court
Marengo County January Term A.D. 1860.

To any Sheriff of the State of
Alabama Greeting

You are hereby commanded without delay to cite
Thos. H. Walker & Francis L. Walker minor heirs at law
of Thos. H. Walker dec'd if to be found in your County
to be and appear before the Honble Judge of the
Probate Court at a Court to be holden in this
County for the County of Marengo on the 2nd Monday
of February 1860 and show cause if any thing
wherein a certain instrument or writing
purporting to be the last will of Thos. H. Walker deceased
propounded by his widow Victoria H. Walker should not
be admitted to stand as such last will, shewing
said not and have you there & there this Citation
with your endorsement thereon

Witness said Young Clerk of said Court at Office
this 2nd day of Jan. 1860 and in the 2nd year of the Independence
of the United States. James H. Young Judge
Signed 2nd day of January 1860

Executed on the above Thos. H. Walker & Francis L. Walker
in the presence of their Mother by reading the same to them
& having Copy Read 14th 1860 By O. H. Hines & R. M. Campbell

In the Matter of the Probate
Court of the last will testament
of Thos. H. Walker deceased
April Term 1860

Residing in the Probate
Court of Marengo County
Alabama
The undersigned and Thos. H. Walker

appointed by your Honor Guardians addition for 4th
James L. Thos. H. Walker minor heirs of said Thos. H. Walker
dec'd to represent them in the Probate Court of said last will
testament now comes and making further notice a receipt date
appointment and for answer to said he desires that said
will is the last will and testament of said Decedent and
prop your Honor to hold the testament thereof to strict legal
proof thereof and as duty could will continue to pay
R. D. Hart
Your address

Siled Apr 2nd 1860
James H. Young

Will 3. I Thos. H. Walker of the Town of Decatur County of Marengo
and State of Alabama do make public and declare my
last will and testament in manner and form following to wit
First It is my will and desire that after and all just debt I may
owe at the time of my death be punctually paid and discharged
Secondly I give bequeath and devise to my wife Victoria H. Walker
and to my two sons Thos. H. Walker & Francis L. Walker all my property
estate, goods, real, personal, accounts & choses in action of every
kind and description in equal shares upon the following terms
and conditions to wit. If my said wife during her widowhood
and during the minority of my said children it is to be in her
possession and under her control all the property estate & effects
I may have of every kind and description with the right to use
expended and employ any part thereof or any part of the profits
or income thereof as she may deem necessary to her own
support and the support and education of our two children
and should without being compelled or required to account
therefor either to any court or to our said children or either
of them - If upon either of my said sons attaining to his
majority if my wife should marry again then upon the
happening of either of these events it is my will and desire
so that whatever of the property estate I may have or
the income thereof may remain undisputed shall be equally
divided between my wife and two sons aforesaid that if
these aforesaid I will and devise to my said wife Victoria
H. Walker the custody Victoria H. Walker and two
children before named and hereby appoint her executor
Executor of this my last will and testament and compel
her from my obligation to give bond and security as
such Executor or as guardian of my children and
desire that she shall not be required to return to Court
an inventory or appraisement of my property and estate or
to make settlement of her administration with the Court
I feel authorized to make this exception because my estate
will not be embarrassed and my debts will be paid
within a reasonable short time and I assigned to my
wife for her separate use a judgment I hold against
Thos. H. Walker this assignment I satisfy & adopt as a
part of my will - I authorize and empower my wife
and executor to sell at private sale any part of my
personal property she may prefer to sell and to receive

413 the proceeds as the may prefer to be held subject to the terms of my will.

In witness whereof I have hereunto set my hand and seal this 12th day October 1857.
Witness
O.H. Pinner
R.M. Campbell

Thos. H. Walker

In the matter of the will of Thos. H. Walker, deceased.
Probate Court Morgan County
April term 1858

This day came on for probate the instrument in writing heretofore propounded as the last will and testament of Thos. H. Walker and now this day came the proponent by his attorney and likewise came Thos. H. Walker & Francis J. Walker men heirs of said deceased by Robt. S. Nair Esq. their guardian ad litem and Robt. M. Campbell Esq. and Oliver W. Pinner Esq. the Subscribing witnesses to said will being first duly sworn in open Court depose & say "That They were present on the day the same bears date & saw the said Thos. H. Walker execute said will that they subscribed their names thereto as witnesses at the request and in the presence of said testator and also in the presence of each other. They further say that said testator was at the time of executing said will of sound disposing mind and memory.

R.M. Campbell

Weld upon the said testimony of R.M. Campbell and O.H. Pinner Subscribed by them in open Court. It is ordered and decreed that said instrument be recorded and recorded as the last will and testament of said Thos. H. Walker and that letters testamentary be granted thereon.
Filed 22 Oct. 1857. Francis J. Young Judge.

The State of Mississippi
Scott County

Copied of Will of Sidney S. Boddie.
I Sidney S. Boddie of the County of Scott in the State of Mississippi being of sound and disposing mind and memory and considering the the uncertainty of this frail and transitory life. Therefore make, ordain and publish this my last will and testament: That is to say after first paying & discharging all of my just debts, I give bequeath and dispose of the residue of my property real and personal, as follows to-wit: I give and bequeath all of my personal property to my beloved wife and children to be equally divided between them share and share alike and it is further my will that said property shall remain undivided until my eldest child becomes of age or marry and then to be divided as herein provided.

Likewise I direct that all of my said land lying in that 8th County of Scott and State of Mississippi and hereinafter property be sold by my Executors hereinafter appointed in such terms as they may deem proper for the best interest of my estate and that the proceeds thereof be applied to the payment of my debts.
I likewise make, constitute and appoint Lewis Connolly and my wife Martha Boddie Executors of this my last will and testament hereby authorizing all others by me made.
And I further direct that these my Executors shall not be required to enter into any bond or security whatever in account of said executorship. Likewise I request that my said wife shall be authorized to remove any of my property hereinafter bequeathed out of the limits of this State in any place she may select for her home.
In testimony whereof I have hereunto set my hand and seal this 12th day of June A.D. 1856.
Sidney S. Boddie

The above written instrument was read over in our presence to the above named Sidney S. Boddie and acknowledged by him to be his last will and testament and that he caused the same to be signed in our presence and in his presence for him and we both signed our hands as witnesses thereto.
O.H. Pinner
R.M. Campbell

The State of Mississippi
Scott County
I, J. P. Graham
J. P. Graham
J. P. Graham
Judge of the probate Court of the County of Scott in the State of Mississippi at a term of said Court begun and held at Court house in and for said County on the first Monday of September A.D. 1858. Be it remembered that here to fore at a term of the probate Court of Scott County begun and held at the Court House thereon the first Monday of September A.D. 1858 the 2nd day of said month in the year of our Lord one thousand eight hundred and forty seven Lewis Connolly and Martha Boddie Executors and co-executors of the last will and testament of Sidney S. Boddie deceased filed in our said Court their certain petition in the following words and figures to-wit:

Petition for Probate of Will of Sidney S. Boddie
To the Hon. J. P. Graham Judge of the probate Court of the Scott County in the State of Mississippi.
Respectfully represents the petition Lewis Connolly and Mrs. Martha Boddie of said County that some time during the month of June last Sidney S. Boddie late of said County departed this life leaving a last will and testament duly signed published and attested as your petitioners believe and which they in pursuance of the Statutes herewith present for probate that said will was subscribed by said Pinner O.H. Pinner and J. B. Graham as witnesses to the signature and published thereon the said Pinner & Graham being residents of the County and the said Pinner being a resident of the State of Mississippi.

That said testator in his said last will and testament
 - and nominated and appointed your petitioners
 Executors thereof. And this petition further shews
 that the said Sidney J. Boddie died seized and
 possessed of a real and personal estate, consisting
 of a plantation of land situated in said County and
 of Negro Slaves, fourteen of whom are in the State of
 Alabama Stock and farming utensils, &c. which said
 estate according to the best information your petitioners
 have been able to obtain, is worth about forty five
 thousand dollars. That your petitioners are willing
 to accept the office and trust confided to them and
 to execute the same according to law. In consideration
 thereof, and to the end that the said last will and
 testament may be performed as aforesaid, that said
 will may be proved as your Honor may direct, and that
 the probate of the same may be granted and orders
 for records. Your petitioners pray that letters testaments
 - of said last will and testament be granted to
 them upon their taking the oath prescribed by the
 Statute and that they be not required to give
 bond in accordance with the said will and the
 Statute in such cases, and that your Honor
 will appoint, Wm. McWhorter, Stephen Davis W. Norton
 M. B. Kirkland and Bishop Hall as appraisers to value
 and appraise the estate of said testator and make
 such order and decree as to your Honor may seem meet
 and proper in the premises, and your petitioners do in
 duty bound will ever pray &c.

Witness my hand and subscribed

in open Court this 2nd day of Sept 1860

Levi Connolly

Martha Boddie

John D. Jones Clerk

In matter of certain instrument of writing purporting
 to be the last will and testament of S. Boddie deceased,
 The State of Mississippi.

South County

Do the Probate Court of said
 County, September Term 1860, this 3rd day of said month
 Personally appears in open Court J. R. Kirkland
 and J. B. Graham two of the subscribing witnesses of
 the last will and testament of Sidney J. Boddie
 who upon their oaths after being duly sworn depose
 and say, that said will was read over in their
 presence to said testator, and he being fully advised
 as to the contents thereof, was acknowledged by him
 to them and declared it to be his last will and testament
 and that he caused the same to be signed for him in
 their presence and that they signed their names
 at his request as witnesses thereto in the presence of
 each other, and that they saw John Brown and other
 subscribing witnesses thereto sign his names as such
 witnesses to and subscribed in open Court.

September 3rd 1860

James D. Jones Clerk

J. R. Kirkland

J. B. Graham

In the matter of a certain instrument of writing purporting
 to be the last will and testament of Sidney J. Boddie deceased,
 Upon reading and filing the petition duly verified of Levi
 Connolly and Martha Boddie, wife of a certain nature
 - purporting to be the last will and testament
 of Sidney J. Boddie deceased late resident of this County, and
 for Letters Testamentary thereupon, and on taking and reading
 the testimony of J. R. Kirkland and J. B. Graham subscribing witnesses
 thereto, the Court after hearing all and singular the proofs and
 allegations adduced proposed and submitted, and maturely considering
 the same, being now satisfied that said instrument is fully and
 legally established as the true and original last will and testament
 of said Sidney J. Boddie deceased, and that the said Sidney
 J. Boddie was on the day of the date of said will that is
 to say on the seventh day of June A.D. 1860, of lawful age to devise
 and of sound disposing mind, memory and understanding, and
 of right and in law entitled to make said will.

It is therefore considered, ordered, adjudged and decreed in
 Motion of the said Levi Connolly and Mrs. Martha Boddie that
 Letters Testamentary of said last will and testament be granted
 to them the said Levi Connolly and Mrs. Martha Boddie.
 And it is further decreed that said Levi Connolly and Mrs. Martha
 Boddie do not require to give bond in accordance with the Statute
 in making such provision and the Statute in such cases in and
 provided, And it is further ordered that Wm. McWhorter
 Stephen Davis W. Norton Bishop Hall and M. B. Kirkland, do
 appointed appraisers to value and appraise the goods chattels
 and personal estate of said testator and that a warrant issued
 in this behalf according to the Statute.

The State of Mississippi

South County

I, J. D. Jones, of said County and State do
 hereby certify this and the foregoing seven pages
 contain a true full and perfect copy of the last will and
 testament of Sidney J. Boddie deceased together with
 all the proceedings of the said probate Court had and
 done therein. At the same place and record in my office
 given under my hand and Seal of office at Hattiesburg
 this 5th day of September 1860. J. D. Jones
 State of Mississippi. J. D. Jones
 Judge of the Probate Court in and for the County of South and
 State of Mississippi do hereby certify that James D. Jones
 whose signature appears to the foregoing Certificate is and
 was at the time of signing of the same Clerk of the said
 Probate Court, duly commissioned and qualified and that
 all of his official acts as such are entitled to full faith and
 credit and that his said Certificate is in due form of law
 Given under my hand and Seal this 5th day of September 1860
 J. D. Jones

487

In matters of the last will
and testament of Dietha Smith deceased.

Rotate April
Marsup & Country
at a term held 25th day
of September 1880

This day came Martin Smith and performed for
probate an instrument purporting to be the last will
and testament of Diattha Smith deceased late wife
of said Martin Smith, and it appearing that said
Diattha Smith died on the 27th day of January 1850 in
Mauage County, whereon was her place of residence
leaving her surviving the said Martin her husband and
three children to wit: Alfred Smith Edw. L. Smith & Mabel
Smith all minors & residing in said County. It is ordered
that the probate of said will be let for hearing on the 1st
Monday 22 day of October next and that citations issue to
said Minors & James A. Young Judge

Sple & C Madama } To the Hon Jas. A. Spring Judge
 Marriage County } Probate of Said County.
 Your petitioner } would respectfully set forth
 that his wife Death O Smith died on the 25th day
 of January last leaving as minor heirs three
 children, to wit Nathan L Smith, Eula L Smith and
 Walter L Smith that before her decease on the 29th day
 day of Decr 1889 she executed a last will and
 testament, which your petitioner would hereby
 submit for consideration & pray that the same may
 be duly admitted to probate & as in & to copy found
 with your prayer Subscribed to
 this 28th of Nov 90 for attestation by J. A. Smith
 admitted to probate & attesting
 Attest 2nd day J. A. Smith

The State of Arkansas, Probate Court
Washington County, At Clinton Town Nov 1880

I, J. W. Sheriff of the State of Ark. Greeting
You are hereby commanded without delay to take
Seth L Smith, Edw L Smith, Hattard L Smith Minor
Children of Deideth J Smith, who be found in your
County, take and appear before the Honble Judge of the
Probate Court at a Court to be holden in London for the
County of Merceus, on Thers^d Monday of November 1880
and show cause if any they have why an instrument
so approved by Wm H Smith as the last will & Testament
of said Deideth L Smith deceased should not be
admitted to Probate as such herein fail not, and
have you show and these this Citation with your return
= send to them,

Witness my Hand and Seal of said Court at office this 1st day of Oct. 1860 in Eighty fifth year of the Independence of the United States.

James C. 8th 201860
 Excelsior. C. 72/4
 J. H. Young Image

Ch. P. Kalmus

For the matter of the Probate of
The Last Will & Testament of
Duluth Smith deceased
-proposed for Probate by
Martin A Smith a. Executor &c

Pending in 483
 the Probate Court of
 Morgan County
 Alabama
 To Hon. Jas. A. Grogan.

The undersigned Att. S. Nash appointed by your Honor
guardian ad litem for Arthur L. Culver and Hattie Smith minor-
heirs at law of said deceased Mrs. ^{hence} Culver and in answering further
notice accepts said appointment and for answer says he deems
that the instrument herein propounded as the last will and
testament of said deceased is the last will of said deceased
& says your Honor should find propounded to strict legal
proof thereof & will continue to say &c
Attest Colorado 22nd 1880. Att. S. Nash

State of Alabama In the name
Marshall County, 3 of Geo. Amos

Willo

disposing mind of feeble health; and not knowing how
 soon I might be called upon to appear before the judgement
 Bar of God, I make this my last will and testament,
 In the first place, I will and bequeath my soul to
 God, who gave it, and my body to its mother earth.
 In the second place I will and bequeath that my dear and
 affectionate husband, Myrick shall act as my sole Executor
 for and that to without giving any bond and security,
 for his faithful performance of this trust as I am
 informed the law usually requires in such cases and
 I do this because I have unbounded confidence in his
 honesty and integrity as a man and believe that he
 will faithfully execute this my will without any
 such requirements. In the 3rd place I will and bequeath
 that my husband shall be the sole guardian
 of my dearly beloved little children that he shall
 take them into his own especial charge and keeping,
 watch over, & guide, educate, & protect them as I know
 his affection for them will most truly prompt him to
 do. In the 4th place, I will and bequeath to my dear
 husband the following property to wit Negro man
 Armsted, General, Willis Hector negro boy Henry, Giles
 Jimmy and Alvin all my interest in household and
 kitchen furniture and in the stock of mules, horses,
 cattle and hogs, farming utensils, blacksmith and
 other tools of the plantation, corn fodder and such
 other grain as may be on the farm to have and to
 hold to him and his heirs for ever in fee simple.
 In the 5th place, I will and bequeath that my husband
 collect any and all moneys due from any source
 and after paying my burial expenses and my just
 debts, if there be any besides, to take the overplus and
 apply it to the payment of his own debts. In the 6th
 place I will and bequeath that the remainder

of my negroes should be equally divided among my children when they arrive at the age of maturity or among the division to be made when the oldest becomes of age among at maturity or when any or either of the others shall marry and until such time, I desire that my husband shall manage and control said negroes as he sees proper appropriating the hire of said negroes or the proceeds of their labor to the education and maintenance of my children. In the 8th place, I will and bequeath that my husband may sell either at public or private sale at any time, his whole real estate—should he sell the same I desire him to have one fourth of the money arising therefrom as his own the balance to be divided equally among my children and to be paid over to them as they become of age or marry either with or without interest as my husband may think proper, should my husband think proper not to sell my real estate, I desire him to have a lifetime interest in the same to be managed as he desires, and at his death to be divided equally among my children. In the 9th place, I will and bequeath that in case of the death of either of my children without any children of their own the proportion of each one shall be divided between the other in case of the death of all of them without children of their own between all of their property shall revert to my brothers and sisters or their heirs, but in case of the death of my husband and children and without children of their own born, then in that case the property which I have bequeathed unto my husband shall not revert to my brothers and sisters but to his brother and sister or their heirs, do testimony of which I have hereunto affix my hand and seal and call upon those present to bear witness, Dier 25th 1859.

Witness my hand and seal and call

upon those present to bear witness, Dier 25th 1859.

Attest
Geo. B. Wright - Jiles Sept. 25th 1859

M. Epps Jiles Sept. 25th 1859.

admitted to probate
Oct. 22nd 1859 Geo. B. Wright

In the Matter of the Probate of the last will & testament of Dialecta Smith deceased. Probate Court, Marengo County, Ala. at a term of said Court held the 22nd Oct. 4th Monday, 1859. This day came Wm. Smith and moved the Court that the instrument heretofore submitted by him as the last will of Dialecta Smith be admitted to Probate and it appearing that the minor heirs of said deceased have had ten days notice of the time and place of making said probate it is ordered by the Court that Nettie Smith Leg. be appointed guardian ad litem for said minor heirs, and the said C. D. Clark comes and

accites said appointment and waiving further notice and presents that said probate be heard, and Geo. B. Wright and M. Epps the subscribing witnesses being duly sworn in open Court depose and say that they were present on the day the said instrument proposed as Mrs Smith's last will and testament was executed to wit on the 25th day of December 1859, and saw her execute the same by signing and publishing the same as her last will and testament that the same was read over to and affirmed by her and that they signed the same as witnesses at the request and in the presence of said testatrix and also in the presence of each other they further depose and say that the said testatrix was at the time of making said disposing mind and memory at the of executing said will and that she died some three or four weeks afterwards.

Geo. B. Wright
M. Epps

And it appearing to the Court from the testimony of said subscribing witnesses taken down and subscribed by them as aforesaid, that said will was duly and properly executed by said Dialecta Smith, it is therefore adjudged ordered and decreed that said instrument be and is therefore admitted to probate as aforesaid be received and admitted to be as the last will and testament of said Dialecta Smith and that Letters Testamentary be granted thereon.

James H. Givens Judge of

In the Matter of the last will & testament of A. B. Leavell deceased. Probate Court, Marengo County, Ala. at a term held the 27th Sept. 1860.

This day came D. S. Leavell & H. B. W. Leavell and proposed for probate an instrument in writing bearing date the 25th September 1860 and attested by Wm. Leavell & H. B. W. Leavell purporting to be the last will and testament of A. B. Leavell last of Marengo County deceased, and it appearing to the satisfaction of the Court that said King & W. Leavell are nominated in said instrument as executors and it further appearing that said Leavell died on the 21st day of September 1860, being at the time a resident of said County of Marengo, having hereinafter a widow, Dialecta, Leavell, and three minor children, Dialecta, Wm. Leavell, Susan & M. Leavell all of whom reside in said County of Marengo in the State of Alabama, it is therefore ordered that the probate of said will be deferred to the fourth Monday next to wit the 22nd day of October 1860 and it is further ordered that Letters issue to said widow and minor children who are all the next of kin of said Leavell to appear and contest said probate if they think proper.

James H. Givens Judge

Supra page 94
The State of Alabama Probate Court
Marengo County 3rd September 1860

To any Sheriff of the State of Alabama residing in any County to be and appear before the Hon. Judge of the Probate Court at a Court to be holden in said County of Marengo on the 4th Monday of October 1860 and show Cause if any they have why an instrument

19. I am directed by said Judge W. B. Woodruff to the last will of N. B. Leasure should be admitted to probate, herein fail, not and here this citation with your endorsement thereon.

Witness J. H. Spring Clerk of said Court at office this 5th day of Oct. 1880 and in the 80th year of the Independence of the United States.

James N. Spring Clerk
Enacted 10 days, Oct 1880

The State of Alabama Probate Court
Marion County 3

James N. Spring Clerk of the State of Alabama - Acting
You are hereby commanded without delay to cite W. B. Leasure, Susan M. Leasure, & Lorinda Leasure, Minors of N. B. Leasure if he be found in your County to be and appear before the Hon. Judge of the Probate Court at a Court to be holden on Tuesday for the County of Marion on the 4th Monday of October 1880 and show Cause if any they have why an instrument propounded by Dr. S. L. King & W. B. Woodruff as the last will of N. B. Leasure dec'd. sh. not be admitted to probate as such, herein fail not, and here you

then and here this citation with your endorsement thereon J. H. Spring Clerk of said Court at office this 5th day of Oct. 1880 and in 80th year of the Independence of the United States.

James N. Spring
Enacted 5th day of Oct. 1880
Enacted 10 days, Oct 1880, J. H. Spring Clerk

W. B. Leasure & The State of the 3rd Probate Court in Marion
last will and Testament of N. B. Leasure dec'd. 3rd Probate Court in Marion
W. B. Leasure dec'd. 3rd Probate Court in Marion
J. H. Spring & W. B. Woodruff, Esq's. 3rd Probate Court in Marion

The undersigned has appointed the Hon. Judge of said Court as guardian for said Susan M. Leasure and Lorinda Leasure Minors here at last of said N. B. Leasure & for that their interest in said matter now comes into open Court and requiring further notice accepts said appointment and for reason known and views that said instrument propounded by S. L. King and W. B. Woodruff as executors aforesaid as the last will & Testament of said decedent is not in fact the last will & Testament of said decedent and said Guardian ad litem prays said Court to hold said judgments to which is as proof or require of the Court of said State in all things & for that the system of said Minors will continue to pay to J. H. Spring Clerk of said Court at office this 22nd day of Oct. 1880. J. H. Spring Judge

The State of Alabama 3 In the name of God amen
Marion County, 3 I, Napoleon P. Lockhart of the
Will 3 County and State aforesaid being of
of sound and disposing mind and memory and knowing
the uncertainty of life do make and publish this my
last will and Testament in wit,

Article 1 I will and bequeath all my property both real and personal to my beloved wife Louisa N. Leasure and all money which I may have at my death, as well also all the debts and evidences thereof which may be due or owing to me, to have and hold the same during her natural life.

Article 2 It is my will that all my just debts be paid as speedily as possible. It is my will that at the death of my wife that my beloved children shall take the property bequeathed to her and share equally in the distribution thereof.

Article 3 I hereby appoint my Brother-in-law Dr. S. L. King and my friend W. B. Woodruff Executors of this my last will and Testament.

Enacted 20th Sept 1880
Given under my hand and seal of the State of Alabama
Napoleon P. Lockhart
J. H. Spring

In the Matter of the Probate of the 3rd The State of Alabama
last will & Testament of N. B. Leasure dec'd. 3rd Marion County Probate
Court held 22nd Oct. 1880

This day came Dr. S. L. King & W. B. Woodruff the proponents and the Probate of the last will of N. B. Leasure & coming both to be heard this day. It appears that citation have been duly served upon the next of kin to wit, Louisa N. Leasure widow and W. B. Leasure dec'd. who are all the next of kin of said decedent for more than two days previous to the opening term of the Court. It is therefore ordered that Dr. S. L. King be appointed Guardian ad litem for said Minors and the said Prob. Court now here arises and accepts said appointment and requiring further notice and consents that the probate of said will be now heard and Napoleon P. Lockhart and J. H. Spring the subscribing witnesses to said will being first duly sworn in open Court depose and say that they were present on the 20th day of September 1880 the day of the date of said instrument and saw said Leasure execute said instrument by publishing & signing the same as his last will & Testament, that they severally subscribed their names as witnesses thereto at the request and in the presence of said Leasure & and in the presence of each other they further depose and say that the said Leasure was at the time of same and disposing mind and memory.

James H. Baker
Napoleon P. Lockhart
And it appearing to the Court from the testimony of said Lockhart & Baker the subscribing witnesses taken down in writing and subscribed by them in open Court as aforesaid that said will was duly & legally executed by said decedent. It is therefore aforesaid ordered and decreed by the Court that said instrument be propounded as such.

493 received and granted as the last will & testament
of said Abner Westbrooke and his other testamentary
the granted therein
Filed Sept 27 1860 & let for hearing
the 1st Monday in June next
admitted to probate the 1st Monday
12th day of Oct. 1860 James A. Young
See page 94
" " " 105

Last Will of } Probate Court
Moses Westbrooke dec'd. } May Term 1860.
This day came Dr. J. Westbrooke
and Dr. J. Aldridge upon oaths for probate and
testament in writing purporting to be the last
will and testament of said Moses Westbrooke deceased
and it appearing to the satisfaction of the Court that
said Moses died in Marengo County wherein was
his place of residence on the 28th day of March 1860
leaving the following named heirs at law to wit
Abner Westbrooke Dr. J. Westbrooke John Westbrooke Charles
Westbrooke Lewis Westbrooke Lucinda Aldridge wife of
said Dr. J. Aldridge children and Flannery Jones a son
of Mary Exline deceased and the heirs at law of William
J. Westbrooke deceased grand children of said Moses,
and it further appearing that said Lewis Westbrooke
residence in the State of Tennessee that said Flannery
Jones resides in the State of Texas that the children of
said W. Westbrooke whose names are unknown to the
Court reside in the State of Louisiana It is therefore
ordered by the Court that the probate of said will be
set for hearing on the 1st Monday in June next and it is
further ordered that notice thereof be given by publication
for three successive weeks in the London Opinionian News-
paper that said nonresidents heirs may appear & contest
said probate if they think proper
order of Probate of the Court
May 1860 See page 4

State of Alabama } Probate Court
Marengo County } May Term 1860
In any Sheriff of the State of Alabama
appearing You are hereby commanded without
delay to take George Westbrooke if to be found in
your County to be and appear before the Hon. Judge
of the Probate Court at a Court to be holden in
London for the County of Marengo on the first
Monday of June 1860 and show cause if any they
have why an instrument in writing purporting to
be the last will and testament of Moses
Westbrooke late of Marengo County deceased should
not be admitted to probate as such last will and testament
with and have show and then this Citation with your
return under seal

with your endorsement thereon
Witness James A. Young Clerk of said Court at office this 10th day
of May 1860 and in the 8th year of the Independence of the
United States James A. Young
Issued 11th day May 1860
do in Sheriff's Office 11th May 1860
George Westbrooke not found in my County James T. Shelton Sheriff

State of Alabama } Probate Court
Marengo County } May Term 1860
James Sheriff of the State of Alabama appearing
You are hereby commanded without delay to take Charles
Westbrooke if to be found in your County to be and appear
before the Hon. Judge of the Probate Court at a Court to be holden
in London for the County of Marengo on the first Monday of June
1860 and show cause if any they have why an instrument in writing
purporting to be the last will of Moses Westbrooke late of Marengo County
deceased should not be admitted to probate as such last will and testament
with and have show and then this Citation with your
return under seal thereon
Witness James A. Young Clerk of said Court at office this 10th day
of May 1860 and in the 8th year of the Independence of the United States
Issued 11th day May 1860 James A. Young
do in Sheriff's Office 11th May 1860
Executed by this copy on Charles Westbrooke there being
no duplicate before me May 11th 1860 J. T. Shelton Sheriff
Executed 10 days before 1st Monday in June

State of Alabama } Probate Court
Marengo County } June Term 1860
James Sheriff of the State of Alabama appearing
You are hereby commanded without delay to take George Westbrooke
if to be found in your County to be and appear before the Hon.
Judge of the Probate Court at a Court to be holden in
London for the County of Marengo on the first Monday of
July 1860 and show cause if any they have why an instrument
in writing purporting to be the last will of Moses Westbrooke
deceased should not be admitted to probate as such last will and testament
with and have show and then this Citation with your
return under seal thereon
Witness James A. Young Clerk of said Court at office this
11th day of June 1860 and in the 8th year of the Independence of
the United States James A. Young
do in Sheriff's Office 11th June 1860
Executed by this copy on George Westbrooke there being
no duplicate before me June 11th 1860 J. T. Shelton Sheriff

In the Matter of the last will and testament of
Moses Westbrooke deceased of Marengo County Alabama
late of Marengo County deceased proposed for probate by
J. Westbrooke & J. T. Aldridge vs
To the Hon. James A. Young
Judge of said Court the undersigned do hereby certify
by your Hon. Guardian ad litem for probate the

Char. ad. lecture of Mission here
at Cong. of Moses Shattuck dec.

✓ Filed 27th Aug 1864
James H. Young

1860. I Moses Mithrood of the County of Marengo and State of Alabama, being conscious of the uncertainty of life and being of sound and disposing mind and memory do hereby make and publish this my last will and testament.

1. I give and bequeath unto the Children of my son William Westbrook five hundred dollars,
2. I give and bequeath unto my son Allen Westbrook my horse saddle and Bridle & the Children son Negro woman called Mary Ther son called Ann a Negro woman named Sallie the youngest Child Casey
3. I give and bequeath unto my son John Westbrook one Negro Man named Sam one named George a boy named Alice one Negro Man named Robert a Negro Woman named Nancy a Girl named Margaret and an old man named Nathan Westbrooks dollars as Compensation for maintaining said old man Nathan during his life,
4. I give and bequeath unto the Children of my son George Westbrook a Negro man named Ned and a Negro Girl named Manual,
5. I give unto my son Charles Westbrook a Negro man named little George a boy named Melby and a girl named Leah.
6. I give and bequeath unto my daughter Bessie Westridge a Negro man named George John a Negro Woman named Anna and her two Children Annice and Jane a girl named Caroline and an old Negro Woman named Leah,
7. I give and bequeath unto my son James Westbrook a Negro man named Sheppard a Negro man named Nagerood and a Negro boy named Tom,
8. I give and bequeath unto my son Lewis Westbrook a Negro man named Abram and a Negro Woman named Annice,
9. I give and bequeath unto my Grandson Thomas M Jones son of my deceased daughter Mary Jones seven hundred dollars
10. I give and bequeath unto my Grandson James L. Westridge son of my deceased daughter Melby Westridge

11. Knew hundred of fifty dollars.
And after my debts and funeral expenses are all paid, I desire
that the remainder of money that may then be on hand be divided
into eight equal parts or shares and that one share be given to the
Children of said William Westbrook one share to the Children of said
John Westbrook, one share to the Children of said George Westbrook and that
the other five shares be given to my other five Children (viz) John West-
brook, Charles Westbrook, Phoebe Westbrook, Anne Westbrook and Lewis Westbrook,
I hereby appoint my son John Westbrook and my son in law James
Westbrook Executors of this my last will and Testament with full
power to execute the same in every particular, In witness whereof
I have hereunto set my hand, this 7 day of July 1880. J. Westbrook
Signed and published in our
presence and in the presence of each
other the day and year above written
J. Westbrook

I wish may be
 I wish may be

On the Matter of the last 1000
I returned to Mrs. Webster, second
I state that Mrs. Webster, second
in the State of Massachusetts, to the State of

[illegible]

197 by this notice It is therefore ordered & decreed that the same be record established & recorded as the last will & testament of Miles Hudson deceased and that letters testamentary be granted thereon filed May 10th 1861
Admitted & probated Sept 20th 1861
In page 440

James A. Young
Clerk

order of Court 3
Probate Court, Morgan County
At a Term held the 2nd Monday 1st day of January 1861, before the undersigned

The following proceedings were had to wit:
Citation of probate on the Decedent
This day came Miles C. King on the deed to the Probate Court and issued return and filed in Court an instrument in writing purporting to be the last will and testament of said M. Hudson in which it was referred ordered by the Court that said instrument be pronounced for probate & set for hearing on the 2nd Monday in February next and it is further ordered that citation issue to Green Hudson, M. Hudson, R. Reuben Hudson, Rachel Hudson, Deed Hudson, Sarah, & Deborah wife of M. Hudson, Emily Hudson wife of James & M. Hudson, Emma Hudson, Maria Hudson, Mary Hudson, Liza Hudson & Sarah Hudson heirs at law of said deceased who reside in the State of Alabama and that notice be given to James Hudson & John Hudson two of the heirs at law who are non residents of the State of Alabama by publication for three successive weeks in the Freedom Jeffersonian Newspapers that said heirs at law may attend & contest said will if they think proper
James A. Young
Clerk

The State of Alabama Probate Court
Morgan County January Term 1861

Citation 3
Alabama Greeting You are hereby commanded without delay to cite M. Hudson & Rachel Hudson heirs at law of M. Hudson deceased if to be found in your County to be and appear before the Honorable Judge of the Probate Court at a Court to be holden in Linden for the County of Morgan on the 2nd Monday of February 1861 and show cause if any they have why the instrument in writing filed in Court as the last will and testament of M. Hudson deceased should not be admitted to probate as such. Return fail not and have you then and there this citation with your endorsement thereon Witness James A. Young Clerk of said Court at office this 15th day of January 1861 and in the 35th year of the Independence of the United States
James A. Young
Clerk
He acknowledged legal service of these M. Hudson & Rachel Hudson
written citation Jan 10th 1861

198 The State of Alabama Probate Court
Morgan County January Term 1861
Citation 3
Alabama Greeting You are hereby commanded without delay to cite John Hudson and Emily Hudson wife if to be found in your County to be and appear before the Hon. Judge of the Probate Court at a Court to be holden in Linden for the County of Morgan on the 2nd Monday of February 1861 and show cause if any they have why an instrument propounded as the last will of M. Hudson deceased should not be admitted to probate. Return fail not and have you then and there this citation with your endorsement thereon
Witness James A. Young Clerk of said Court at office this 30th day of January 1861 and in the 35th year of the Independence of the United States
James A. Young
Clerk
Issued Jan 30th 1861
Executed Sept 1st 1861 S. O. Jackson Sheriff

The State of Alabama Probate Court
Morgan County January Term 1861
Citation 3
Alabama Greeting You are hereby commanded without delay to cite John Hudson, Sarah Dinkard & Sarah Dinkard his wife and M. C. Holland & Liza Holland his wife if to be found in your County to be and appear before the Hon. Judge of the Probate Court at a Court to be holden in Linden for the County of Morgan on the 2nd Monday of February 1861 and show cause if any they have why an instrument propounded as the last will of M. Hudson deceased should not be admitted to probate as such. Return fail not and have you then and there this citation with your endorsement thereon
Witness James A. Young Clerk of said Court at office this 30th day of January 1861 and in the 35th year of the Independence of the United States
James A. Young
Clerk
Issued Jan 30th 1861
Executed in M. Hudson wife & James Hudson, Sarah Dinkard & wife not found Sept 1st 1861 S. O. Jackson Sheriff

The State of Alabama Probate Court
Morgan County January Term 1861
Citation 3
Alabama Greeting You are hereby commanded without delay to cite Maria Hudson, Mary Hudson, Liza Hudson & Liza Hudson wife if to be found in your County to be and appear before the Hon. Judge of the Probate Court at a Court to be holden in Linden for the County of Morgan on the 2nd Monday of February 1861 and show cause if any they have why an instrument propounded as the last will of M. Hudson deceased should not be admitted to probate as such. Return fail not and have you then and there this citation with your endorsement thereon
Witness James A. Young Clerk of said Court at office this 30th day of January 1861 and in the 35th year of the Independence of the United States
James A. Young
Clerk
Issued Jan 30th 1861
Executed in M. Hudson wife & James Hudson, Sarah Dinkard & wife not found Sept 1st 1861 S. O. Jackson Sheriff

199 By said Testator It is therefore ordered & decreed
 that the same be received & admitted as the
 last will and Testament of said Moses Haddock dec'd
 and that letters testamentary be granted thereon
 Filed May 1868
 admitted & probate (Aug 10th J. H. Spring Judge)
 Sec 11 page 208

Order of Probate Court Marengo County
 Estate of William H. Haddock Dec'd
 Special Order held this Monday day of July 1868
 In this case it is ordered by the Court that the
 probate of the Instrument proposed as the last will of said Haddock
 be continued to the next term of the Court to be holden
 on the 2nd Mon day in March next. And it is further ordered
 that Robt. C. Nash Esq. be appointed Guardian ad litem for Marion
 Hudson, Mary Hudson & John Hudson & John Hudson Minor
 heirs of said dec'd and to represent them at said Probate
 Court as of said dec'd.

In the Matter of the Probate of the will of William H. Haddock
 the Court of Probate of Marengo County Alabama
 do hereby certify that the undersigned Robt. C. Nash appointed
 by the Court Guardian ad litem for Marion Hudson Mary
 Hudson & John Hudson & John Hudson Minor heirs of said
 dec'd and in said Cause now here comes into place
 and for said heirs & legatees says that he alleges that the
 Instrument herein proposed is the last will & Testament
 of the said William H. Haddock dec'd & that the same was
 legally made & altered & that the same has now been
 executed by said Haddock dec'd & said instrument
 is now in the hands of the Court that said Instrument
 be admitted & probate by your Court. And will not deny
 J. D. Nash
 Filed Feb 11 1868

Know all men by these presents that I William
 Hudson Sr. of the County of Marengo & State of Alabama
 being of sound & disposing mind and memory, do make
 and publish this my last will & Testament
 1st I give and bequeath to my son James L. Hudson a certain
 Negro boy George to have & to hold unto him, his heirs
 administrators & Executors
 2nd I give and bequeath to my son Marion Hudson Negro
 boy Joe whose whole estate him his heirs, Executors and
 Administrators forever
 3rd I give and bequeath to the Children of my present
 wife Maria Hudson Negro woman Henry & John & John
 unto them their heirs and assigns forever holding.

my intention that the said Negro Henry shall belong equally to Jno.
 the Children now born and any other Child or Children of mine that
 may be born to her hereafter In testimony whereof I have hereunto
 set my hand & seal on this the second day of March 1868
 Wm. H. Hudson

Signed Sealed & published in our presence who are duly sworn & our names
 at the request of the Testator as Subscribing Witnesses
 Filed Jan'y 14 1868
 James M. Spencer Judge
 John P. King
 John P. King

In the Matter of the Probate of the will of William H. Haddock
 the Court of Probate of Marengo County Alabama
 do hereby certify that the undersigned Robt. C. Nash appointed
 by the Court Guardian ad litem for Marion Hudson Mary
 Hudson & John Hudson & John Hudson Minor heirs of said
 dec'd and in said Cause now here comes into place
 and for said heirs & legatees says that he alleges that the
 Instrument herein proposed is the last will & Testament
 of the said William H. Haddock dec'd & that the same was
 legally made & altered & that the same has now been
 executed by said Haddock dec'd & said instrument
 is now in the hands of the Court that said Instrument
 be admitted & probate by your Court. And will not deny
 J. D. Nash
 Filed Feb 11 1868

their affidavits and the probate of said will being by the Court upon
 the issues made up between the said parties and the papers on one
 of the Subscribing witnesses being first duly sworn deposes & swears
 that the Instrument proposed is in his hand writing, that at the
 request of William Hudson Jr. he took a memorandum of how he
 finished his will made that he wrote out the will in accordance
 with the instructions that on the day the same bears date he saw
 Mr. Hudson execute said will by making his mark and that
 he and Philip P. King the other subscribing witnesses signed the
 same in the presence of each other at the request of said
 Testator. He further states the Testator was at the time of said
 disposing mind & memory that he never him will & never saw
 his mind any clearer than at the time
 In Cross Examination he states that he was sent for by Mr.
 Hudson to write his will & that James Brown the Clerk of the
 Court the wife of Testator was the person who came for him
 that the will was not read over to Testator because he was
 very hard of hearing and there were persons there he did
 not wish to hear it. He further says he knows these seven
 persons about Testator who wished him to make a will
 difficult but that the will made was not made as they
 wished it to be made. He further states that after the
 third time the Testator stated now he wanted his will
 Mr. King & witness examined it as written & that it
 corresponded with what he said he wished. The will was
 executed the 2nd day of March 1868 and Testator died about
 November 1868 that at the time the will was made Testator
 was about 60 or may be 70 years old to the best of
 witness judgement. And was very infirm and was ill
 at the time & that the persons present on the premises
 were James Brown the Clerk of the Court the father of Mr. Hudson
 and another daughter of Mrs. Brown & the wife of the other
 member of Testator's family but none of them were present
 in the room at the time the will was executed to the best of
 witness judgement.

The testimony of Philip P. King the other Subscribing witness
 who being first duly sworn deposes & swears that he Subscribed
 the Instrument proposed as a witness in the presence
 of the Testator at his request and in the presence of the
 other witnesses to the will that the will was not read
 with Testator but was already pronounced when he got